

9/23 Boise

NAME (Please Print)	ADDRESS	ORGANIZATION REPRESENTED	DO YOU WISH TO TESTIFY?
✓ PATRICIA GALL		SELF / ID CITIZENS	N
✓ Paul Relig	9877 W Ripley St, Boise 83704	Self/wife	Y
✓ BONNIE CARTER	2740 S. AFLEET AV MERIDIAN 83042	SELF	Y
✓ STEILA FORD	16313 FROST CALDWELL, 83607	SELF AND FAMILY	YES
✓ Emilie Jackson - Edna	6007 Hazelbrook Lane 83714	SELF	YES
✓ Nadine Chaffee	7181 Desert Ave Boise 83709	Self	No
✓ Shannon Hanson	5744 N. Portsmouth Ave Boise 83711	Self	YES
✓ Steve Narcis		Self	No
✓ Danielle Lundgren	6498 W Denton St Boise 83704	Self	yes
✓ DAVID FOST	6125 Stump Ln Star, ID 83669	"	Y
✓ Moné Miller	356 W Hale St, Boise, ID 83706	Idaho Coalition <small>AGAINST School & University Violence</small>	N
✓ Todd Wexsrum	9630 W. Gordon View Dr Star	SELF	N
✓ Jay Perkins	913 Main Kamiah ID 83536	"	Y
✓ Brenda Bishop	10147 W. Edna St Boise, ID 83704	Self, Family, Dragons, Affirmation	Y

NAME (Please Print)	ADDRESS	ORGANIZATION REPRESENTED	DO YOU WISH TO TESTIFY?
✓ SUSAN FRUCKEY	P.O. Box 45304 Boise	IDAHO CITIZENS	Yes
✓ Jimmy Peterson	Meridian, ID	HFI & Self	Yes
✓ Russ Smerz	4498 N. High Prairie Pl. Star	Self	No
✓ Sharon Vanderbeek	P.O. Box 3881 Nampa, ID 83653		Yes
✓ Gary Doherty	2401 S. Apple St, N-301 Boise 83706	Self	Yes
✓ Flo Coleman	5032 N. Burlington Dr. Boise 83709	SELF	
✓ Euvic Bergstrad	5459 N. Beach Ave N. 83646	SELF	No
✓ Violet Fuller	116 S. Locust, Nampa	Self	No
✓ Charles Fuller	" " " "	" "	Yes
✓ Niki Fanning-Dw	Brice	DFW	No
✓ Annie Hightower	1402 W. Grove St, Boise 83706	Idaho Coalition	Yes
✓ JEFF HELFMAN	765 E. Lake Brian Ln Eagle ID	Comm of Staker	No

NAME (Please Print)	ADDRESS	ORGANIZATION REPRESENTED	DO YOU WISH TO TESTIFY?
✓ Jerrilene Smith	684 Gateway Ave. Middleton	Self	Yes
✓ Dan M. Dunne	2908 S. Whitehaven Eagle	COS.	NO
✓ Marcia Viapan	1403 4th St. S. Nampa	Self	yes
✓ Elyson Cantal	2740 S. Applest Meridian	Self	YES
✓ Davyl Ford	16313 Frost Road	Self	Yes
✓ John Bergstrand	5459 N Bach, Meridian	Self	NO
✓ Michelle Fougant	939 N Bonanza Ln Fl2 Meridian	Self	Yes
✓ Regina Bayer	265 E. Calderwood, Meridian	Self	NO
✓ Dieter Bayer	" "	"	NO
✓ Glenda Waller	21071 Upper Pleasant Rdg Rd.	Self	NO
✓ James Waller	" "	Self	NO
✓ Kathy Giesinger	P.O. Box 1897 Boise, 83701	ACU Idaho	yes
✓ Kim Wickstrum	9630 W. Golden View Dr Star	Self	maybe
✓ Sam Perkins	913 Main St. Kamiah, Id	KBC	Y
✓ Jarvis Helman	745 E. Lake Briar Lane Eagle 83414	Self	N
✓ self			
✓ Tammy Nichols	POB 651 Middleton, Id 82644	Self	maybe
✓ Doreen Moon	P.O. Box 304 Stanley	Self	—

9/23/19
Boise

TEMPORARY RULE AND THE PROPOSED TEXT OF DOCKET NO.
16-0208-1801

My name is Bonnie Carter and I represent myself.

I have sent written copies of this testimony to the Committee Members.

Many transgender people have only recently become visible to the larger society, and many, but not all, transgender people experience high levels of distress about their gender identity. This has resulted in decisions made by an individual's conscience, rather than the biological physical characteristics of male and female. Also, this can just be a result of growing up and questioning 'the self image' which is often instigated by peers or other external factors to mean something it's really not.

Hospitals record live births which contain vital health information on a form. The birth certificate which is issued later is used as a public record. Neither of these documents contain any reference to 'gender' since gender is not a biological reference. Gender is a cultural or social sense of identity.

Birth records and other documents of vital statistics record historical actuality. As with other historical documents of record, the information isn't based on perceptions of how one perceives themselves or others. Choosing to change sexual identity does not alter the fact that the original event of live birth of either a male or a female baby actually did occur.

The change on a viable document of record may soothingly appease the individual in question, but we are all a product of our genetic code, and changing outward appearances and mannerisms have no effect on that. We are all a product of our forebears, and whether or not we are proud of our heritage or biological characteristics only means that we can change some aspects of the present and the future; and others will remain, feelings and perceptions aside, the full sum of who each one of us is.

A minor child is not fit to make these life altering decisions on such a complicated issue. A vast array of studies across several disciplines have found that the human brain does not fully develop cognitively until the late 20's and now some studies show up to 30 years of age. If a minor perceives themselves in a different gender, is it then okay to compel either by social pressures or by law to surgically change their outward appearance, or take hormone blockers so they will feel

more comfortable in the present so they can amend a document of record? After all, how many of us who are adults feel, believe and act the same as we did when we were children and teens? Should we then as minors marry and have kids, serve in the armed forces, and vote in elections? These actions are reserved for adults to decide for themselves, and the same should apply in this instance.

The rule also has an injunction regarding any future changes regarding gender to these documents. Already there are of people who have regretted making these types of decisions.

This should not even be up for discussion as this rule is absurd for the above mentioned reasons and contains NO compelling State Interest for enactment.

Strike the section of Amendment of Indicator of Gender.

Thank you for your time and attention.

Boise
9/23/19

From: Clayton Carter ccarter9687@gmail.com
Subject: Birth Certificate Gender Change Rule Hearing - 09/23/19/Boise
Date: September 22, 2019 at 11:10 PM
To: dhwrules@dhw.idaho.gov
Bcc: Bonnie Carter bonniec186@icloud.com



IDHW Rules Unit:

First, I am **against** the changing of State Birth Certificates since it is an official source document for the State of Idaho and its citizens born here. The changing of the biological sex on this document for the sole purpose of how an individual feels or believes they are is pure non-sense. If a man believes he is a woman on the inside then he is simply a gay man. He should be happy to be so. No amount of grooming, dressing, surgery and hormone treatments will change this individual's sex from man to woman. Why you ask: simple, he was born a male human being. Even under the forgoing scenario, he will still have the endocrine system of a man, he'll still have a **laryngeal prominence** (Adam's Apple) in his throat, musculature and bone structure of a man, and most important, he will never ever possess Ovaries, Fallopian Tubes, Uterus, Cervix or a Vagina. He would be able to conceive a child and, thereby, becoming a mother with lactating breast. Now, am I saying that a man can't be as nurturing as a woman, no, but as a man, I can state that the vast majority of men can't nurture a child as well as a biological woman can. My wife was superior to me in this category in raising our children. Oh, just for info, most men, approx. 98%, never have their male genitalia removed...So, I ask you, do you really believe that a person can become some one else just by feeling?

Secondly, the same can be said for a woman who believes she is a man inside a woman's body. That makes her a lesbian and she should be happy to be so. Again, no amount of grooming, dressing, surgery and hormone treatments will change this individual's sex from woman to a man. Despite the forgoing regiment, she will still have the endocrine system of a woman, she won't have an Adam's Apple, she will rarely have physical structure or strength of a man, and she won't have the emotional behavior of a man and she will never have a prostate gland, testicles, or a functional penis so she could never impregnate another woman. No human being can ever change their biological sex and magically become the opposite sex by simply going through self-destructive behavior that tragically ends in many individuals committing suicide.

The American Psychological Association added Gender Dysphoria to their list of psychological maladies for treatment within the last couple of years because of the growing problem of suicide within our gay communities.

Lastly, my brother was gay, and I believe he was born gay. He ~~g~~^m ever seem like a brother but more like a sister. For him, he was born too soon to have gotten to enjoy a full life with HIV since the medicines for AIDS weren't available or every effective some 27 years ago.

Changing the "SEX" status on a birth certificate does not make one a better "human being" or a more responsible Man or Woman!

Thank you for your consideration in this matter.

Sincerely,

Clayton Carter
Meridian, ID

9/23
Boise

PUBLIC HEARING
Idaho Department of Health and Welfare

ISSUE: VITAL STATISTICS RULES DOCKET NO.: 16-0208-1901

Full Name:	SUSAN FRICKEY
Contact Info	208 376-3143
Email:	sfsmlb12@aol.com
Phone:	
Comment: (Please use the back if you need more room.)	VERY INTERESTING. LOTS OF INTEREST IN DISREGARD BY LEGISLATURE OF THE PUBLIC THEY SUPPOSEDLY REPRESENT.

9/23

Boise

PUBLIC HEARING
Idaho Department of Health and Welfare

ISSUE: VITAL STATISTICS RULES DOCKET NO.: 16-0208-1901

Full Name:	<i>Marcia Yiapan</i>
Contact Info	<i>208-466-9794</i>
Email:	<i>marciaby56@gmail.com</i>
Phone:	
Comment: (Please use the back if you need more room.)	<i>Please see my attached notes, which explain my opposition to changing birth certificates</i>

2

Gender dysphoria happens to kids who are living in dysfunctional homes, of which we have way too many. They don't like who they are, don't like their lives, and are grasping at straws. They've often been molested. They usually try a lot of other things first and when that don't work very well, think sex-change surgery will solve their problems. But it always disappoints and 40% of them commit suicide.

Sex Change Regret. com was created by one man who was able to go back to manhood [although without his gonads]: Walt Heyer, *who underwent the surgery and has gone back to being a man*

"Caregivers all too often collaborate with a mental disorder instead of treating it. Telling a psychologically troubled boy he has changed genders is not compassion, but can become reckless parenting. By withholding psychotherapy, parents could be abusing the kid. ...The three men who came up with the idea of changing boys into girls and making transgenders, Alfred Kinsey, ← *boy* Harry Benjamin, and John Money, were pedophilia advocates."
Walt on Heritage Foundation website

1

(CNSNews) -- Dr. Paul R. McHugh, the former psychiatrist-in-chief for Johns Hopkins Hospital and its current Distinguished Service Professor of Psychiatry, said that transgenderism is a "mental disorder" that merits treatment, that sex change is "biologically impossible," and that **people who promote sexual reassignment surgery are collaborating with and promoting a mental disorder.**

Marcia Giapan 9-23 Boise

Boy athletes racing against girls Two athletes who were born males placed **first** and second in state track championship events for high school girls, causing anger among other competitors and

Bathroom confusion in public places

Punishment over pronouns A high school teacher in Jacksonville, Florida, faced criticism and disciplinary action because a transgender student asked him to refer to the student by female pronouns, although the student was born male. The teacher refused. A heated e-mail exchange between teacher and student prompted the high school to implement extra training to make sure the school's teachers were fostering an inclusive environment.

In Canada, teachers have been fired over this. Jordan Peterson, the Canadian psychologist and author of "12 Rules for Life," refused and was launched to fame

States can be forced to pay for this elective surgery as in the case of Adree Edmo. This could motivate disturbed people to go deliberately into prison

A high-profile dispute in Canada over whether a **transgender** activist can force women's waxing salons to handle male genitalia could be repeated in the United States. In Canada a transgender activist Jessica Yaniv filed a dozen complaints against women's waxing salons. It's a real possibility here too bec. of the Equality Act, which has already passed in the House. The bill's text specifically states that salons would be affected under the law.

③ Much more research is needed, but ask school administrators [and others] if the scientific studies they use to justify new policies are peer reviewed, have a large sample size, and have tracked children for many years. In some cases, the studies themselves have been underwritten by gender clinics or transgender advocates.

④ Robere & conclusion

9/23

Boise

**Testimony to Idaho Department of Health and Welfare
in Support of Changing Gender on Birth Certificate**

(oppose medical attestation for minors)

Paul D. Rolig
9877 W Ripley St
Boise ID 83704-2758
208-863-2521

2019 September 23

To Administrators at the Idaho Department of Health and Welfare:

Good morning. My name is Paul Rolig. I live in Boise. I speak for my wife and myself in **support** of rules to guarantee Idahoans the freedom and liberty to change the gender marker on their birth certificates. *(even minor children)*

Most of us are privileged to be born with a fully formed upper jaw. Some people are born with a cleft palate. We recognize their right to have this corrected through surgery.

Most of us are privileged to be born with a fully formed spinal column. Some people are born with spina bifida. We recognize their right to have this corrected through surgery and other medical treatment.

Most of us are privileged to be born with our physical body and our brain “in sync” with regard to gender. Some people are born with a mismatch between the two. Others are born intersex, that is, with imperfectly formed genitals of both sexes. We should recognize their right to have such conditions corrected however they see fit, be it medically, psychologically, or administratively.

Opposition to this rule seems to be based on some people’s stubborn belief that matters of sex and gender are absolutely binary – one or the other, either male, with one X chromosome and one Y chromosome, or else female, with two X chromosomes, with no gray area. Modern medical science, however, demonstrates that there are people with just one X chromosome, or three, or one X chromosome and two Y chromosomes. Also, matters of sexual orientation and gender identity are not so binary as some people like to assume, regardless of which chromosomes a person has.

Just because a person does not fit the binary gender stereotypes does not mean that that person is evil or perverted. It also does not mean that that person is in any way a threat to anyone else in society. It just means that that person is different from many others – and isn't the freedom to be an individual one of America's ideals?

This rule should be reaffirmed because it is the compassionate, kind, and decent thing to do for people who find themselves in this position. Instead of heaping abuse or ridicule or legal hurdles on transsexual or intersex people, we should instead support them in their quest to live their happiest, freest life possible.

Our government's administrative rules should treat others as we would like to be treated. Please retain this rule.

Thank you.

9/23

Boise

PUBLIC HEARING
Idaho Department of Health and Welfare

ISSUE: VITAL STATISTICS RULES DOCKET NO.: 16-0208-1901

Full Name:	PATRICIA GALL
Contact Info	pgallster@gmail.com
Email:	↗
Phone:	208.389.1005
Comment: (Please use the back if you need more room.)	<p>After listening to all the testimony, I am opposed to the rule in general and the chgs. The birth certificate should be a legal document stating the sex of the child at birth.</p> <p>The birth certificate should be used as a legal document for historical purposes. We need other way to show gender preferences that can be used in place of the birth certificate for drivers license, jobs, and other uses.</p> <p>Or, all changes to birth certificate should be have amendment history.</p> <p>Also agree with the problems of Administrative Rules without full legislative review & approval. One House + Governor is not sufficient</p>

9/23

Boise

PUBLIC HEARING
Idaho Department of Health and Welfare

ISSUE: VITAL STATISTICS RULES DOCKET NO.: 16-0208-1901

Full Name:	Edward Fuller
Contact Info	
Email:	edfuller@live.com
Phone:	
Comment: (Please use the back if you need more room.)	Transgender movement is a direct assault on God and Western Civilization. People who hate God love death!

***Q* STATE OF IDAHO - HEALTH AND WELFARE**

**Moderator: Peggy Lindley
September 23, 2019
9:58 a.m. CT**

OPERATOR: This is Conference #: 788966769R

Operator: This meeting is now being recorded.

(Duca Spencer): Good morning.

Female: Good morning.

(Duca Spencer): Good morning. We have just a few more people that are signing in and as soon as they are able to sign in, and you take your seats, we'll get started. I'll give them an opportunity.

There's a few chairs up here. Not quite the front row. Good morning, everyone. This is public hearing for docket number 16-0208-1901. So, if that's where you want to be, you're in the right place. We still do have a couple of people signing in.

I'm going to go ahead and start the opening comment for this meeting. Let the record show that I am (Duca) ((inaudible)) (Spencer) designated as the facilitator for this public hearing by the administrator for the Division of Public Health in the Department of Health and Welfare. It is 9:02 AM, Monday, September 23rd, 2019. We are in conference rooms D East and D West at the

Medicaid Central Office in Boise, Idaho. And this is the time and place to receive oral and written comments as provided for in Section 67-5222 of Idaho Code for the proposed rulemaking under (IDAPA) 16.02.08, Vital Statistics Rules found in docket number 16-0208-1901.

The purpose of this proceeding is to gather facts, views, and arguments from all interested persons relative to the proposed rules so that they may receive consideration by the Department of Health and Welfare. I will accept written statements or documents relevant and signed by the person who's presenting them. The materials will be included as exhibits in the – in the record for this hearing which I will submit to the administrative rules unit following the close of this hearing.

Let the record show that the notice for this hearing was published in the Idaho administrative bulletin on Wednesday, July 3rd, 2019 as required by Section 67-5221 Idaho Code. This publication was timely made and other necessary notice requirements have been met. This public hearing is an informal proceeding. There is no right to cross examine the person offering comments, nor is there is a right to counsel or subpoena. No objections or procedures of a technically legal nature will be accepted.

As the facilitator, I am the sole regulator of the course of the presentations including but not limited to a determination that the comments are outside the scope of the rule or that comments are unduly repetitious. I am not here to answer questions or to explain any part of the proposed rules. If you have questions or concerns regarding this rulemaking, please contact Elke Shaw Tulloch at 208-334-5950. All those interested persons attending these proceedings are asked to sign in on the roster by the entrance, indicating the desire if any to make an oral presentation.

After a brief statement made by the department, the opportune – we'll take the opportunity for oral comments. So statement from the department. There have been two rules in place relating to gender change since early 2018. The first rule was implemented in 2018 in response to a federal

court order that required the Department of Health and Welfare to allow people to change their gender on the birth certificate. This rule was in effect as of April 6, 2018 and remains in effect.

The second rule, the rule pertaining to today's public hearing, requires that those who want to change the gender on a minor's birth certificate, those under the age of 18, requires them to submit a letter from a medical or mental health professional confirming the gender change request is consistent with the gender the minor identifies with. This document is called an attestation. The second rule is currently a temporary rule and is in the process of public comment.

Following a series of public hearings this month, the rule will be presented for legislative review during the next legislative session starting in January of 2020. Accordingly, today's hearing provides members of the public with an opportunity to provide public comments regarding docket number 16-0208-1901, The Medical Attestation Rule for Minors. We ask that everyone adhere to a set of ground rules established to ensure a smooth, orderly process for hearing from everyone wishing to comment.

The ground rules are as follows: one, remain respectful of – respectful of everyone including those testifying with opinions or perspectives with which you may disagree, by not interrupting testimonies or expressing disruptive verbal displays of agreement or disagreement after testimony. Two, do not applaud any speaker's comments as this will limit the time – will limit that time for the number of verbal comments that will be heard.

Number three, please turn cellphones to the off or vibrate mode during the hearing to avoid distracting others that may be testifying, and please step outside to make any personal phone calls. Number four, members of the public testifying will need to keep their testimonies to a maximum length of three minutes.

This time on it will be strictly enforced by the meeting facilitators to ensure that as many people can provide verbal testimony as possible. And number five, please keep comments relevant to the rule at hand, The Medical Attestation Rule for Minors.

Lastly, due to the timeframe allotted to receive public comments, we also have paper forms available for members of the public to submit written comments which will hold – which hold the same weight as verbal testimony. This concludes the department's statement.

Next, how this will run is that (Ryan) in the back will call the names of people who signed up indicating that they wish to testify. And we ask that all those testifying come up to the podium, state your name spelling your surname for the record. This proceeding is being recorded, you'll see two microphones for the recorders up here. We do have a phone line, it is for listening only, we will not be taking phone testimony. But there's a phone, there's a recorder, and hopefully the microphone is helping for those in the back to hear. Is it good back there? Great.

Let me see if I've got everything. So (Ryan) will hold up for those of you speaking, he will hold up when you get to one minute left. And he then hold up when you've got 30 seconds left and then we will try and keep as close to that as we can. I do not see – I was trying to make sure that I let you know these are being video recorded, I do not see anyone who is currently in the audience that have set up a video recording. And it's the – it's there is one I'll let you all know. Some people don't like to be video recorded. So with that, I think we are ready to proceed.

So, we have a couple people signing in. I'll wait until (Ryan) get those signatures and then we will call the first name and – (Paul Raleigh).

(Paul Raleigh): To the administrators of Idaho Department of Health and Welfare, good morning. My name is (Paul Raleigh), I live in Boise. I speak for my wife and myself in support of rules to

guarantee Idahoans the freedom of liberty – and liberty to change the gender marker on their birth certificates including minors.

Most of us are privileged to be born with a fully formed upper (jaw). Some people are born with a cleft palate. We recognize their right to have those corrected through surgery. Most of us are privileged to be born with a fully formed spinal column, some people are born with spina bifida, we recognize their right to have this corrected through surgery or other medical treatment. Most of us are privileged to be born with our physical body and our brain in sync with regard to gender. Some people are born with a mismatch between the two. Others are born intersex, that is with imperfectly formed genitalia of both sexes. We should recognize their right to have such conditions corrected however they may see fit be it medically, psychologically, or administratively.

Opposition to this rule seems to be based on some people's stubborn belief that matters of sex and gender are absolutely binary. One or the other either male with one X chromosome and one Y chromosome, or else female with two X chromosomes with no gray area. Modern medical science, however, demonstrates that there are people with just one X chromosome, or three, or one X chromosome and two Y chromosomes. Also, matters of sexual orientation and gender identity are not so binary as some people like to assume regardless of which chromosomes a person has.

Just because a person does not fit the binary gender stereotypes, does not mean that that person is evil or perverted. It also does not mean that that person is in any way a threat to anyone else in society. It just means that that person is different from any others. And isn't the freedom to be an individual one of America's ideals?

This rule should be affirmed or for minors adopted because it is the compassionate, kind, and decent thing to do for people who find themselves in this position. Instead of heaping abuse or

ridicule or legal hurdles on transsexual or intersex people, we should instead support them in their quest to live their happiest freest life possible.

Our government's administrative rules should treat others as we would like to be treated. Please adopt this rule. Thank you.

(Bonnie Carter): (Bonnie Carter). Okay. Good morning. Thank you. Thank you for having us today. My name is (Bonnie Carter) and I represent myself. First of all, many transgender people have only recently become visible to the larger society. And many but not all transgender people experience high levels of distress about their gender identity.

I can sympathize with that. I've known many people like this, I've worked in the juvenile justice system, I've seen the aftermaths of some of these things. And some of that is, kind of – is etched in my brain. This has resulted in decisions made by an individual's conscience rather than the biological physical characteristics of male and female. This is a new science and this can be just a result of growing up and questioning our self image, which is often instigated by peers or other external factors saying something it's really not.

Those records and other documents of vital statistics record historical actuality. As with other historical documents of record, the information isn't based on perceptions of how one perceives themselves or others. Choosing to change sexual identity does not alter the fact that the original events of live birth of either a male or female baby did occur. The change on a viable document of record may soothingly appease that individual in question, but we are all a product of our genetic code, and changing outward appearances and mannerisms doesn't change that.

We're all a product of our forebears and whether or not we're proud of our heritage or biological characteristics only means that we can change some aspects of the present and the future.

Others will remain feelings and perceptions aside a full sum of who each one of us is. A minor

child is not fit to make these life-altering decisions on such a complicated issue. A vast array of studies across several disciplines have found that the human brain does not fully develop cognitively until the late 20s and now some studies show up to 30 years of age.

As such, is it then okay to compel either by social pressures or by law to surgically change the outward appearance? Take hormone blockers so they will feel more comfortable in the present so they can amend a document of record? How many of us who are adults believe the same as we did when we were children and teens? Assess certain critical actions are reserved for adults, such as marriage, having kids, military service, and voting.

This rule also has an injunction regarding any future changes regarding gender to these documents. Already, there is people who have regretted making these types of decisions and I have seen this. This should not be up for discussion as this rule is absurd for the above mentioned reasons, has questionable future precedents and contains no compelling state interest for enactment. This is a choice that an adult should make. Strike the section of amendment of gender indication, and thank you for time and attention.

(Sheila Ford): Thank you. My name is (Sheila Ford), I speak for myself and my family. Section 201 Part B, a new certificate may be prepared only when determination of paternity is made by a court of competent jurisdiction, "How is determination of paternity made by DNA?" Part six is inconsistent with part five, "DNA establishing a sex of a person cannot be ignored while relying on DNA to establish paternity." Additionally, allowing falsification of the legal birth certificate document upon which identification documents are based will interfere with criminal investigations where DNA evidence is found.

This puts the entire population at risk. Therefore, part six does indeed bear irrational relationship to a conceivable government interest and the best interest of the public. Thank you.

(Ryan): Thank you.

(Emilie Jackson-Edney): Thank you. My name is Emilie, E-M-I-L-I-E, Jackson-Edney, E-D-N-E-Y. And pronounce is she, her and her. I live and own property in Garden City, Idaho. I'm a second generation Idahoan. I am a T in the LGBTQ plus alphabet soup. And I am an unapologetic woman of transsexual experience.

I only use this term in an informational setting so that you understand my history and my journey. I speak compellingly for inside experience and not as a passionate observer. I do not identify as a woman. I am a woman and I am continually maturing in my womanhood.

I'm exceedingly appreciative with the State of Idaho, and the various administrative agencies now recognize this as fact. However, I'm positive you will receive testimony as you conduct public hearings in your travels around the states, and those who perversely disagree with my humanity in their attempts to morally and legislatively erase me and my siblings out of existence.

Bigotry bias, bigotry ignorance of some sense of superior moral authority, I don't know. It never ceases to amaze me and I'm sure that you will experience this phenomenon too that those fifth gender detractors who disparage the transgender and gender nonconforming community actually have no skin in the game and seem to arrogantly feel they know more about the lives and needs of transgender people than do the transgender people themselves. Transgender people are simply trying to live authentically as their true selves and attempting to navigate through society.

I want to thank the Department of Health and Welfare, Bureau of Vital Statistics for this opportunity to testify to today. I wanted on the record that your staff has been professional, respectful, impacted in developing efficient process to change one's gender marker on their Idaho birth certificates. As result of a district court ruling and subsequent development of Administrative Rules 201.06, all my identity documents are now congruent with my name and gender marker.

This include my Idaho birth certificate, Idaho's driver's license, post security administration, Idaho public employee retirement system, US passport, and passport card, Medicare, medical and dental records, health, auto, and life insurance, banking and savings, credit cards and debit cards, and copious other identity documents.

All of these allow me to navigate smoothly through our society and in everyday life with relative safety. Free from demeaning harassment, humiliation, heightened scrutiny, and other behaviors of an offensive nature. I'm testifying in favor of Administrative Rule 201.68 and against modified rule 201.068ii6 and B relating to transgender juveniles under age 18. While I understand Health Welfare's rationale for the modifications for those transgender juveniles under 18, I honestly believe that proposed requirement places and additional medical or psychotherapeutic burden upon the parents, which is onerous and increases costs.

Locating culturally competent healthcare providers who are knowledgeable and skillful in the diagnosis, treatment, and care transgender juveniles, let alone transgender adults can be daunting an expensive test for parents living in most parts of Idaho due to its remote and rural characteristics. The fourth district court judge and their ruling didn't instruct Health and Welfare about the manner in which the birth certificates interchanges or do we proceed process but they did caution the state from creating any new rule that would subject one class of people to any more onerous burdens than the burdens placed on others without constitutionally appropriate justification, including the needs to provide medical evidence.

I don't claim to be a legal scholar by any means, but to this lay person, this rule modification could possibly violate the judge's instruction and therefore be subject to additional judicial scrutiny, which can be an expensive burden to the Idaho taxpayers. I have to believe that the original requirements for transgender juveniles is adequate. Therefore, my objection to the proposed modified administrative rule. Thank you.

(Ryan): ((Inaudible)).

Janet Hansen: My name is Janet Hansen, H-A-N-S-E-N. I'm a resident of Boise, Idaho. I don't have a prepared testimony, so mine will be rather quick. I'm also transgender. This rule is really important. I'm the beneficiary of the rule change that was put in place last year. I'm a professional engineer. I work at (Micron Technology). And having all my identity documents in order and matching is very important for as I travel around the world. I've traveled to places that aren't super safe for someone like me.

Tel Aviv is a good example. And so having those documents in place is super important for someone like me. And for – as it pertains to the youth of Idaho, they need to be able to get employment. So say if you're 16 years old and you want to get a job, having documentation that's all in order helps keep them safe, helps keep them from having to come out to employers and explain information to them that isn't any of their business.

Gender changes are very private matter. From what I recall, there were 18 minors who have applied since this new rule has been in place. We're talking about very small population. I don't think it even warrants all the attention and hoopla that has gone on. It's a very private matter. Children should be able to – children and families should be able to deal with this matter privately. I'm in favor of keeping the procedure the way it stands today and not amending it and adding additional burdens to parents. Thank you.

(Ryan): Daniel Lundgren.

Daniel Lundgren: Hello. My name is Daniel Lundgren, L-U-N-D-G-R-E-N. So let me make the disclaimer that these opinions I'm about to give are my own and my own only. I do not represent anybody but myself or any organizations. As a transwoman and having been in several of the career

paths since then that I have been in, I have worked with a lot of juveniles. I spent 20 years in law enforcement. I specialized in – I worked as a resource officer and closely with children for quite some time.

One of the things that I noticed when people would approach – kids would want to ask how to do certain things like change their documents to get things in line with how they needed to be. One of the problems with children is – and I will get really specific is in school. I know of three kids right now. Their families are begging and pleading, how do they allow their kids to use their chosen names in schools. And schools won't do it because it's not on their birth certificate. Schools won't change things unless it's on their birth certificate. And we add these extra burdens to these families.

These aren't kids that just say one day, "I'm going to change my birth certificate. This will be fun." That's not how it works. These are decisions that are made within families. These children aren't doing this by themselves. They have their parents, they have their family's support and adding an extra burden of getting medical treatment, it is so expensive. It's so expensive that I can't afford it and I have a pretty good job. So as time goes – as time goes, we need to make – just let these kids do what they need to do. It doesn't affect anybody else but them.

(Ryan): (David Frost).

(David Frost): Good morning, everyone. My name is (David Frost). I live in Star and I'm here – I don't have a long speech. I'm going to be sweet and short. I'm in opposition to changing genders on the birth certificate. A birth certificate is a legal document and it should not be changed. We have to stop this somewhere, we need to stop it now, here.

Okay? When we are born, we're born only as a female or male. And that's God's way. So anyway, I'm just adamantly opposed to changing gender on the – a legal document, the birth – in this case, birth certificates. Thank you.

(Ryan): (Joy Perkins).

(Ryan): That's (Joy Perkins).

(Joy Perkins): Yes, I'm coming.

Male: Oh, okay. Sorry.

(Joy Perkins): Hi. I'm (Joy Perkins). I'm from (Kamiah), Idaho. I think we get a reward for coming ((inaudible)). It's easy to put people in a box regards on what side we are and I guess that I would like to see is – for just a moment, take the box away. I love the lord Jesus Christ. And it doesn't matter whose side you're on, the fact is, is that we have a God of love.

And so I'm going to start out with some verses that I thought of today and it's Psalms 139, "My frame was not hidden from you when I was made in secret, intricately woven in the depths of the earth. Your eyes saw my unformed substance, in the books they were written, every one of them. The days that were formed for me when there were none of them. How precious to me are your thoughts, oh Lord."

I am opposed to having the birth certificate changed at all. I feel like that God created each one of those parts when they – we were in the womb of a woman. My biggest reason, I don't have a big argument except that God himself has made a woman and he made a man and he's in love with all of us. And I don't like the kind of arrogant, I don't think I'm arrogant. I don't think I'm trying to humiliate anybody as much as saying we're all equal and equally loved by this God.

It's like if we keep changing things, where is it going to end? And so this could be a beginning of more changes down the road that if we go by feelings and I know there's lots of arguments against that. Where is our feelings going to go if we don't have a sound document that says God is God and he's in love with us all. And he wants us. And so that's where I am coming from. So I am opposed. Thank you.

(Ryan): (Brenda Bishop).

(Brenda Bishop): Hello. My name is (Brenda Bishop) and I represent myself and my family. And although I am involved in other various organizations, I'm not representing them at this time. I am a mom of four kids and one of them is lesbian, and one of them is bisexual, and one of them is a transgender female to male. I have the entire rainbow in my house.

And I'm not going to say that it has been easy. It has been one of the hardest journeys for all of our family. That does not mean that I love any of them any less. Absolutely not. Do I believe that God loves them any less? Absolutely not. Because I know that He doesn't make mistakes. He made each and every one of them exactly how they are meant to be on this Earth and I agree with that.

Now, when it comes to my transgender child, I have seen him go through so many ups and downs and battles. He just turned 18 last May, and in the previous two years to that he had battled so many bouts of anxiety and depression because of things that were said or done to him in school, at church, in neighborhoods. He's lost friends over it. Our whole family has lost family and friends over it. Trying to align himself with who he is, to the public and to himself has been a very courageous journey for him.

And I have absolutely all the respect in the world for all the people that go through this journey, because this is not easy on themselves or their families. Being able to change their name reduces the risk of anxiety, depression, and suicide risk and thoughts. Being able to change your gender marker decreases those things.

It decreases the level of anxiety and depression because it's combining everything all into one. They're able to be authentically themselves and they are able to live in that. They're able to have employment and not question or worry about what – if they're going to lose their job, if they're going to lose their housing over who they authentically are.

My son has been on various suicide watches because of how he has been treated in the workplace because of his gender marker does not match with his name and who he is. I think that it is time for us to all be able to be authentic with who we are and allow everyone that same opportunity. So I'm very much in favor of being able to change our gender markers as the individual sees fit. Thank you.

(Ryan): Susan Frickey.

Susan Frickey: Good morning. I'm Susan Frickey, F-R-I-C-K-E-Y. I didn't really have anything prepared except to just share my belief that there are basically two genders. The birth certificate is a legal document. I don't believe it should be changed. I think God created male and female for his own reasons and I believe that legally we should maintain that same status quo. Thank you.

(Ryan): (Kimmy) Peterson.

(Kimmy Peterson): (Kimmy) Peterson, P-E-T-E-R-S-O-N. Today, I actually want to express my concerns and recommendations regarding, number one, the Department of Health and Welfare circumventing the legislative process and pushing through rules, mandates against our rightful

liberties, our state and national constitutions and creating chaos with processes and systems that provide accuracy and order. As far as circumventing the legislative process, the rule system was originally designed to clarify existing law, not to create it.

In the Idaho constitution Article 3 Section 15, it states no law shall be passed except by bill. As these rules will be enforceable by law, it's not appropriate for the Department of Health and Welfare and the Governor to purposely circumvent proper legislative process. It becomes a serious conflict of interest when the only approvals for these rules come from the Governor and from one of either Health and Welfare committees whose Chair resides on board of the Department of Health and Welfare.

In this case, (Chairman Wood) and (Martin) deliberately denied proper legislative process of this rule in the 2019 session by keeping this rule locked in their respective drawers. The people's voices are effectively left out when our elected representatives are not – are excluded from the process. Major red flags arise when our democratic republic form of government is essentially replaced by only two voices, the bureaucratic agency and the Governor making decisions for the health and welfare of the entire state of Idaho.

I also wanted to give testimony on or to express – excuse me, my concerns and recommendations on changing the gender on birth certificates. So a birth certificates the state of an infant at birth, so changing the gender on that document later in life would actually be falsification of that certificate. Changing a birth certificate due to current preference without any indication of amendment would essentially make keeping birth certificates pointless.

As far as changing gender on a minor's birth certificate, changing a minor's identifying legal document at a parent or professional's request should raise concerns in everyone's mind. It leaves the door open for a child to be unprotected from a whole host of the most repugnant possibilities including manipulation, exploitation, abuse, human trafficking, et cetera. This rule is

a slippery slope to other rules or legislation that have the potential to create complete chaos with record systems meant to provide accuracy and order.

I believe that there are other alternatives to changing birth certificates that could assist those who identify with a gender other than what they were birthed to reflect their current preference. So I say let's choose another alternative that could help everyone get what they need, but not change a certificate that was just statement of what things were at birth. I recommend that the Governor veto this rule and insist that this and all other new legislation go through the proper legislative process. Thank you.

(Ryan): (Sheryl) Vanderveen.

(Sheryl Vanderveen): I'm Sheryl Vanderveen. I live in Nampa. V-A-N-D-E-R-V-E-E-N, the spelling of my last name. I do not have anything prepared. I was invited by a friend to come and I am so very interested in this. I am – I am a mother. I'm going to represent myself and I'm going to represent my family. I have three children, two daughters and a son.

My youngest daughter is a lesbian. I love her dearly. In fact, if I had to make any admission, I probably love her, if it's possible and I don't think so, I've told each of my children. Each of my children is my favorite. They're all different. They all have their own personality.

And my third child, my youngest one, who is a lesbian is a miracle child. I should not be standing up here. I should be six feet under. But in God's grace, he saved my life. He saved my child's life. And under most circumstances, that's not the case.

The legal argument the birth certificate should never be changed, that's a legal document, that is what God has made us, any time we put ourself above, we are in trouble. Now, I speak in (analogies) quite often. I have had a stroke (24) years ago so I kind of relate with (analogy). And

I'm also a farm girl so I know the nature – the life cycle. I've never seen a cow produce anything but a calf.

A female, a heifer, a male or a bull. That's the same way with us humans. I'm sorry, I lost my train of thought. If we allow, my analogy with construction. Now, I'm not a construction person, but I do know if a carpenter puts a nail upside down ((inaudible)) the nail is going to break and with that lumber, we would not have a good house.

If it's built in bricks ((inaudible)) brick is not in the right ration, that brick is not going to be sturdy and we will not have a building. And if we do another building, if we've used the screw or the nut on the wrong ends of the screw it's not going to hold and that's the truth, the truth with our society. If we want our society to die out, we can keep on this sliding scale. Thank you.

(Ryan): (Gary) Dokter.

(Gary Dokter): Good morning my name is (Gary) Dokter. Last name is spelled D-O-K-T-E-R. To be clear, I was a little confused about the purpose of the meeting, specifically when we are commenting on the rules. I am in favor of allowing the adults to change the sex on their birth certificate and I am not in favor of requiring a doctor or a psychologist to sign on for someone 18 years or younger to be able to do the same thing.

As has been mentioned, a birth certificate is compelled by law. It is required in order to receive other documents, driver's license, professional license, insurance documents, medical documents. As a registered nurse I do know that we are trained to have culturally competent care to take care of our patients as they wish to be cared for regardless of religion, sex, culture, race, all of the identifiers that we all seem to struggle with from time to time.

In this particular case I feel it's an undue burden on someone 18 years or younger who may not have access to competent medical care. I am not sure that the state of Idaho has demonstrated compelling reasons to require a doctor or a psychologist to be available to every patient. Access to the medical care is a not a law, it is a privilege. It's something that you must be able to afford, the time and the money. And I'm not sure placing that burden on someone 18 years or younger is going to make their lives easier. I don't think it is.

I was taking notes as we were going along, please bear with me. All right, just simply the birth certificate forms the basis of a citizen's legal identity. We can have discussions about what those identities are and how they fit in with the larger society. But I don't see how the State of Idaho has any compelling reason to restrict access to basic legal documents for the citizen, and the decisions that that citizen makes about their own lives. Thank you very much.

(Ryan): Flo Coleman?

Flo Coleman: My name is Flo Coleman, C-O-L-E-M-A-N. I don't have a speech prepared but I am against this ruling. I am against it because it's denying the citizen of their right to be in on this decision. I believe that this was done in a not-good manner. The legislation should be involved. Our country has systems in place. And as U.S. citizens, we need to take advantage of it.

(Ryan): (Charles Fuller)?

(Charles Fuller): Yes, my name is (Charles Fuller). I am from Nampa, Idaho. I think it's tragic that this whole issue has come up. It's worse than that. This is in defiance of God. God is not an author of confusion. You are born with one sex or the other. Only very rarely is there a genetic problem. This is more political than anything else. We have gotten it in schools now that they are teaching, that the teachers are told to teach these children that it's okay to be, be a transgender and we should to accept this. Absolutely not.

These people are living in darkness and they don't realize it. It is something that is so anti-human, it's so anti-God and it's political. I am going to be politically incorrect. The communists are behind this. The communists have done a marvelous job of destroying families. You destroy the family, but then you become dependent upon the state and the state becomes your dictator, whether it's Nazis, whether this is under Hitler or it's under Stalin, this is something set up to destroy this country, destroy our Christian heritage and our union with God.

Let me tell you one short item, a man that I knew years ago used to attend Communist Party meetings in New York City. He said that every meeting that he went it was attended by the top leadership of the National Education Association. This tells you where a lot of this is coming from. It's coming from the federal government. It's coming from people who are un-American, who want to destroy this country and we are very close to it I am afraid, economically. Thank you very much for listening.

(Ryan): (Michelle Hamilton).

(Michelle Hamilton): Good morning, my name is (Michelle Hamilton). I am from Nampa, Idaho. I don't have anything prepared. I just wanted to tell you a story about my life. I was born in another state. And it's one of those states that Idahoans have a tendency to look down on. And so, when I was growing up I felt very stigmatized by that, and it was something that bothered me a lot because I wanted to be an Idahoan. But I wasn't. And so, I said why can't I be an Idahoan. Why can't I just change my birth certificate and have it say that I am from Idaho?

Well, you can't do that because I wasn't in Idaho when I was born. Facts are facts. The way it is, the day and the moment when you are born in the reality of your life. I am all for us figuring out something for later on when people change and they want something, but the bottom line is I

can't say that I am an Idahoan because I wasn't born here. And that's just the way it is. Thank you.

(Ryan): (Annie Hightower).

(Annie Hightower): Good morning. My name is (Annie Hightower). I am here on behalf of the Idaho Coalition Against Sexual and Domestic Violence. I promise we'll be brief this morning. I wanted to clarify that the Idaho Coalition supports the ability for all Idahoans to have records that accurately reflect their gender identity. However, we disagree with the medical attestation requirement for youth. We believe that singles out youth and we do not agree with this reported reasoning. We think it places undue burden on youth and subjects them to harassment and discrimination.

So to be clear, there has been discussion today about birth certificates being historical records. That is in the past what they've been used for. Today, as we've already heard, they are necessary to establish many things that provide entry to our systems in the United States. So into education, to get a driver's license, to seek employment, all these things are related and we think it's necessary for youth to be able to have records that accurately reflects their gender identity.

We would like to see our youth in the state to be able to get jobs without being subjected to heightened scrutiny and harassment. We would like to see our youth be able to go to college and request a dormitory that would be appropriate for their gender.

And we do not think that there should be additional burdens placed on youth being able to do that. We owe it to our children to reduce barriers, and not to subject them to possible harassment, and discrimination. And the medical attestation requirement places an additional barrier.

While we support the ability of all Idahoans to accurately reflect their gender identity on their birth certificates we respectfully oppose the medical attestation requirement. Thank you.

(Ryan): (Melissa Wintrow)?

(Melissa Wintrow): Good morning. My name is (Melissa Wintrow). I am a state representative in District 19. I live at 1711 Ridenbaugh, hopefully you didn't write that down. I really appreciate everybody being here and sharing your viewpoints. I support the department and the court ruling that said we should make it as easy as possible, and put no undue burden on any other class of people in the change in the birth certificate. We do not need medical attestation for someone to change their gender marker on their birth certificate. And that birth certificate as the previous speaker said is essential in obtaining all kinds of resources and entry-points into the governmental system.

I teach gender studies and I've found that from many years gender is a social construct. When people are born, a doctor looks at the genitalia and they make an estimation of what they think, they say male or female, boy or girl. But there's lots of babies that are (inter-sexed) or their genitalia doesn't, it isn't really that easy to identify, and people guess, and in many times they guess wrong and they actually perform surgeries that create very bad problems for folks down the road.

Gender identity is a deeply seated feeling of who I am and how I identify. And in the United States of America, we should be supported to be who we are and who we want to be without discrimination or undue burden on that. And I think that is a Christian way.

Live and let live and not constrain people to be fenced in, in ways that are harmful for their self-esteem, and their self identity, and then we know we live in a terribly discriminatory world where people are punished and ridiculed and made to feel bad, especially kids. So I do oppose also the

additional requirement that's placed on kids, because we know that the suicide rates for kids, especially for LBTQI youth is probably some of the highest in the country and disproportionately represented in the population.

I don't think it hurts anybody to let somebody change their gender marker and feel a sense of who they are, and to be protected by the law. It reduces violence. It helps people find a community where they feel they can thrive and grow and love raise a family, and that is what the United States or America is about. And this rule, the court, it's a court order that says you got to do it and it brings us in line with almost all the other states in the country. There's only a handful of states right now that create this unnecessary burden. So thank you for allowing me to speak and to share my views.

(Ryan): (Kirk Pendergrass)?

(Kirk Pendergrass): Hello my name is (Kirk Pendergrass), P-E-N-D-E-R-G-R-A-S-S. I am with ((inaudible)) Loss Prevention for the Government of the United States of America, on behalf of the people. A newly created basically agency of government. And at Loss Prevention we do think like here is the Idaho constitution, we the people in the state of Idaho grateful to Almighty God for our freedom to secure blessings and promote our Commonwealth do establish this constitution.

The Declaration of Independence, "in the course of human events it becomes necessary for one people to dissolve the political bands which have connected them with another and to assume among the powers of the earth the separate and equal station to which the laws of nature and of nature's God entitled them, a decently respect to the opinions of mankind require that they should declare the causes which have held them to the separation."

And this is the part of the law has of this nation called America. "We hold these views to be self-evident that all men are created equal. They are endowed by their Creator with certain inalienable rights. That among these are life, liberty and the pursuit of happiness, that to secure these rights governments are instituted among men deriving their just powers from the consent of the governed." That these powers are given and granted by the Constitution, that the Constitution is the supreme written law of the people.

One of those rules that we have, rules and procedures is Mason's Manual of Legislative Procedure, one of the 10 principles that govern procedure and group decision making, the first very one a group must have the authority to take the actions that it purports to take. Jurisdiction must be given. It cannot be assumed and groups sometimes assume powers that they do not have, which is exactly what is happening right here right now. We are a Constitutional Republic. We are not a democracy, but we do some things democratically, we are not a democracy.

So in our form of government the Executive Branch does not have the power to make rules, they don't have the power to make law. And in fact if we are going to talk about the will of law, the law of this nation we go to the law of nations written by Emer de Vattel, Book 1 Chapter 3, Section 34, "anyone in government who wants to try to alter the fundamental law or the Constitution has a capital offense," and also in Section 30.

So what we do at Loss Prevention is ((inaudible)) these violations, so ((inaudible)) any advantage, profit or gain received due to one's position of employment or holding office. We cannot pay people to trespass the law and exercise powers that they don't have, called a usurpation of power. So this is the limitations on our form of government. Everyone that is in that seat has an emolument. So the sovereign authority of their emolument is limited by Constitution. Thank you.

(Ryan): ((Inaudible)).

Male: That was someone from Eagle, I can't quite read the name. Okay, found them.

Clarice Jernigan: Clarice Jernigan, J-E-R-N-I-G-A-N from Eagle, Idaho. I just wanted to say that I think that people who want to have their penises cut off or change their sex are people that need compassion and they need mental help, but they don't need the (SLA) to change a historical document and that's what the birth certificate is. So I just am totally against the whole idea of giving special groups those privileges.

(Ryan): (Geraldine Smith)?

(Geraldine Smith): I represent myself and myself only. But I do feel like I represent Christ as a Christian and I hope that this does not come across as bigoted, because that is not my heart. My 26-year-old (daughter-in-law) has been trying to her (Star) license in Idaho and ((inaudible)) difficult at best. She was told that the birth certificate that she has been using was issued by a hospital and it's invalid.

She spent a couple of months getting through the red tape to get an official record of her birth, and it's alarming to think that such a vital document can be changed just because a person doesn't identify with the truth of his or her birth. This document is a birth certificate, it sounds like in our past history, as a country we have allowed it to become something else, to get jobs, and so, it's been now no longer a historical document, but that is not the case. It's a vital statistic. It shouldn't be altered to change the facts about your birth, about history.

If we begin to allow this falsification of document for a birth gender, then, logically we should then be able to alter our ages, location of birth, or any other details that we may feel don't represent who we are. This is a dangerous path to tread.

I've been an elementary teacher for 25 years and I'm a mom of three children. Daily I'm made aware that children have difficulty making simple decisions like, "Will I wear pink or green today" or "Do I want pizza or chicken nuggets for lunch?" Fullerver, children have had this ability to know that they were a boy or a girl, someone's son or daughter or a sister or brother. Genesis 1:27 says "For God created man in his own image and in the image of God, he created male and female. He created them."

We are being told that we can now create ourselves in our own image. This is causing so much confusion and pressure on children who are too young to understand the long lasting consequence of the – a bad decision. Parents who make the decision to change their child's gender are stealing the right of the child to be who God created him or her to be. This is a form of abuse that our country is allowing and even supporting.

I'm opposed to fraud. I'm opposed to abuse and I'm opposed to offending God. Therefore, I'm opposed to changing one's gender, especially a child on a birth certificate.

(Ryan): (Marsha Jeppen)?

(Marsha Jeppen): Hi. My name is (Marsha Jeppen) from Nampa. And I'm against changing birth certificates and I'm going to give you some reasons why. I'm going to quote from Dr. Paul McHugh who was the former psychiatrist and chief for Johns Hopkins Hospital and is its current distinguished (Purvis) professor of psychiatry. He said that transgenderism is a mental disorder that merits treatment, that a sex change is biologically impossible and that people who promote sexual reassignment surgery are collaborating with and promoting a mental disorder.

I'm kind of surprised he got away with saying that. There's so much pressure to be politically correct today. And by the way, I'm so sorry that our judge got involved in this and it should have gone to the legislature for any changes to be made.

Gender dysphoria happens to kids who are living in dysfunctional homes of which we have way too many today because of the breakdown of the family. They don't like who they are. They don't like their lives and they're grasping at straws. They've often been molested. They usually try a lot of things first and then when that doesn't work very well, they think that change surgery will solve their problems, but it always disappoints them, and about 40 percent of them commit suicide.

Before we do anything as drastic as changing birth certificates, we need to do much more research. We need to make sure that the studies are peer reviewed, have a large sample size, and have tracked children for many years. In some cases those studies have been underwritten by gender clinics and transgender advocates. So, I'm going to conclude by saying that my own son who's now 55, when he was seven told our neighbor that he wished he was a girl. That really shocked me. I was living alone with him. So, our own family was kind of dysfunctional.

But I made some changes and he grew up to be a fine man with two children. And it just goes to show that children go through stages. And to change their birth certificate so they can think they're going to be someone else is wrong. Thank you.

Male: Thank you.

Male: Good morning, everyone. I knew I'd do that. ((Inaudible)) so much of what I learned and has already been talked about more than once, so, no sense in being repetitive. I speak from personal experience. I'm against the children under the age of 18, juveniles, being able to and the parents being able to change their birth certificates on markers for sex.

And the reason why of this is that my brother, and god bless his soul, was born gay. I have no doubt about that. He wasn't the typical being the older brother by three years. He just never

acted like I did which is just fine in and of itself. I mean, that's not a crime, we all act different under different circumstances.

But, being the way he is when he was about 17, I was out of the house by that time, not going to college and being a young married man, my sister came to me. My older sister came to me and she said that Wayne is gay and, I'm her brother and I go, "Yes, so, what?" And she goes, "Well, he's a queen" and I go, "OK. What does that mean? He identifies more as a woman or what?" And she goes, "Well, yes. I caught him in my room when I came home from work and he was wearing my clothes."

I said, "OK, fine. So, now he's a cross dresser". But to be as it may, I know how people get stigmatized when they're not of the norm. I know when I wore a uniform with a badge on it and a gun belt and every time that I took people to jail, put those silver bracelets on them, my ethnicity, my humanity, and everything else underneath the sun was always challenged either from the back seat or the seat right next to me as I was driving to jail.

So, I know what that means to, whether you're gay or you're lesbian. I say be happy that you're a gay or you're a lesbian. And if you want to cross-dress, I think that's up to you. I know if I went around dressed up like a woman, I'm sure a lot of people in this room, if I passed you on the sidewalk or in a store, you would look at me kind of "that's odd". But I don't believe just because of feelings, if you're one way or another, that that's how the law should work. It's not based on feelings. It's based on what is right and what's correct, biology can't be changed, period.

Thank you.

(Ryan): Bill Ford?

Bill Ford: Good morning, everyone. My name is Bill Ford. I live in Caldwell out in the rural area near Houston. And my name last name is spelled F-O-R-D. And I didn't prepare a speech, but I got some notes just to keep me straight because I get confused a lot.

But the 14th Amendment guarantees equal protection under the law. And I think that might be what's kind of misdirected here, but I deserve equal protection under the law, the law enforcement forensics. But we're changing that first, what it could do to forensics, it all comes back to DNA and the gender that God gave us. And I'm offended that that would be compromised. And my safety and well being has been put aside and I'm worried that our, so what happens by allowing birth certificates to be changed, that will.

What happened to the truth? In all fairness, I can't really – if someone is able to choose their gender on birth certificate like that, it waters down the document. It makes not as effective. It makes it untrue. And what if I want to be Batman? That's a fantasy. We just saw on Dr. Phil a while back someone that wanted to be Batman and was very disturbed when he was told he couldn't be Batman.

But, I think we need to stop trashing our Christian values just, and stick with the truth. The truth is that there's just men and women and sometimes there are, I believe in the past there was hermaphrodites. But put that on a birth certificate. That'll work. That means it tells who they were and how they were born.

I'm against having birth certificates changed at will like that. I think it's a good document right off the bat to identify a person. As far as fantasies go, I wanted to be a rocket scientist, I was, I did. I got to work on the shuttles, all of them, and enjoyed it, what a career. But we can't just change things over being what we feel. This is a republic that's based on laws and it needs to stay that way.

Thank you very much.

(Ryan): Thank you. Michelle Fayant?

Michelle Fayant: I, too, want to thank the State of Idaho for allowing us this time. But I've been appalled that it went through last time without proceedings. I was a little shocked to find out, I've never been highly political. With this particular issue, I found that I have to stand up for my rights as a woman and for the rights of my daughters and my granddaughter as women in this nation.

And let's be clear that the U.S. – I should introduce myself first. My name is Michelle Fayant, F as in Frank, A-Y-A-N-T. I am a mother, a grandmother and I'm also a life and empowerment coach for women who have been touched by childhood abuse and trauma. Most of these women have been raped as children and they grow up uncertain sense of self identity, with fears and anxieties, with feeling safe in the world.

I help them come to terms with those things, find self acceptance, find self-assurance, and be able to find a brighter life filled with joy and acceptance. These women do have issue with a male body in their spaces. So, I want to set something else straight. The birth certificate designation is sex. It is not gender. It's sex. There's a difference between sex and gender. Sex is our biology. Gender is a social construct.

Now, when we start talking about social constructs and what people want to identify as a gender, rather than taking a biological person and forcing them to fit in a different biological person gender construct, why can't we start to expand the gender construct of the biology we're within. If you want to have long hair, if you want to feel a little more feminine energy, fine. But biology states that if you're born a male, you're a male. The women that I deal with are in danger and they feel unsafe.

And I have an instance of a women's shelter in Canada that was dealing with mostly Native Americans; I was one you would call half breed. So, I had problems with identity because the Native Americans didn't want to accept me. The white people didn't want to accept me. I was spit on, shot at. I'm still Native American. I'm still a woman. That's my biology. That's on my birth certificate says.

These women in Canada were Native Americans who had been marginalized, who had been raped, maimed, and a transgender woman wanted in to that shelter was told no, she would not be allowed into that shelter. She effectively found ((inaudible)) to state that shelter should be shut down. It was shut down and these women who needed a safe space were put out on the streets and then it was vandalized and death threats were made to these women being called first trans, exclusionary radical feminists.

As to the statement that this affects no one but the children themselves, it does. It affects our girls. Men are being – or biological males are being allowed in women's sports. They're breaking records. They're taking scholarship opportunities from women who were born biological women. We've only had rights as women in this nation for under 100 years. We've only been accepted in sports for just over 30 years and that's being taken away, we went from 1 in 27 women competing in sports to 2 in 5. Now, those opportunities are widespread being taken from them by biological males.

So, I'm against any change. I against the fact that this went through without us. I would suggest that if there's a change, at least it needs to be amended. I'm sorry I'm running over. It's untrue that other states are doing it the same way. Other states are requiring documentation that there has been transition before, that the sex can be changed. New York is proposing that a third gender be classified being ((inaudible)) to people who don't fit in the binary role.

I'm against it. And I'm against it because women's rights are being endangered. Thank you.

(Ryan): Thank you. (Kathy Griesmyer)?

(Kathy Griesmyer): Good morning. My name is (Kathy Griesmyer). I'm the Policy Director for the American Civil Liberties Union of Idaho and we're here in the support of the rule created by the Department of Health and Welfare that allows transgender folks to change their gender marker. But we do oppose the new medical attestation requirement for minors.

As you know, there was a court ruling in S v Barron last year that mandated that the Department create such a rule, and as such, the rule was implemented without any additional medical requirement for both adults and minors and was working. I attended a department – or excuse me, a Board of Health and Welfare meeting earlier this year, May 16th, 2019 where James (Idalop), please excuse me if I pronounced his name incorrectly, who serves in his official capacity as State Registrar and Chief of the Bureau of Vital Records and Health Statistics, reported that within the year that the rule had been administered, 15 minors had successfully applied to change their gender marker with no known documented complications.

And knowing that as a part of the court ruling in S v Barron, the court cautioned the state against creating any new rule that would subject one class of people to any more onerous burden than the burden placed on others without constitutionally appropriate justification including medical evidence as a requirement.

With those 15 successful applications by minors, it confirms that self reporting one's gender identity like many of the other self reported characteristics that are required on official government documents does not jeopardize the veracity of state documents. Instead it confirms that transgender people know themselves best and removes any unnecessary and discriminatory burdens that transgender people face at the hands of government actors.

In addition, any medical attestation requirements both for young people or adults presents real and troubling hurdles. First, there are a limited number of medical providers who treat young people who are transgender, which is further exacerbated when we take into consideration the rural component of our state.

Second, there are increasing reports of healthcare denials for transgender patients as a result of provider refusals. In my written comments, I have a note or a link to a current case that's moving through the courts ((inaudible)) where a hospital canceled surgery for a transgender patient ((inaudible)) for that transgender individual.

And, third, sometimes reading what the licensed healthcare professionals to ((inaudible)) medical attestation presents too high a financial burden for some, effectively blocking one's ability to match their gender identity with their documents. Further, we believe that requiring medical attestation for applicants under the age of 18 as opposed to the parental consent procedure currently in place infringes on the parental rights enshrined in Idaho Code 321010, Section Q specifically provides that the interest of the parents includes the high duty and right to nurture and direct their child's destiny, including their upbringing and education.

The section 5 of Idaho Code 321010 states that government efforts that restrict or interfere with these fundamental rights are only permitted if that restriction or interference satisfies the strict scrutiny provided in 321013. And with no documented complications regarding the current application process as well as the recommendations by the court, we believe that the state has no right to interfere in this direction of parents regarding what's best for their child. So, with these comments in place we support the rule in whole, but are very concerned about the medical requirement. Thank you.

(Ryan): Kim Wickstrum

Kim Wickstrum: Good morning. My name is Kim Wickstrum, W-I-C-K-S-T-R-U-M. I'm from Star, Idaho.

I and my husband are the parents of six children, three birth children and three adopted children. And as a fact of life, I have watched them grow and be immutable in some of their decisions that they felt were – they were very dogmatic about it. And then, I've watched them change.

And I truly believe that many, many children change their minds. I think that this law is something that puts a huge burden on children. Things can be changed when you're an adult, but as a child, that should not happen. I applaud the people who have spoken so eloquently. I did not come up here with a prepared speech. I didn't even think I would speak. But I did want to make my voice known.

I applaud Clayton and I applaud Bonnie with ((inaudible)) and the studies that showed that sex is not changeable, feelings are, but not sex. I applaud Joy who stated that the way we treat each other is huge and I understand that many people treat those who feel differently wrongly. But it is not the way to change the treatment of that.

I applaud Sheila in talking about the classification of records and the safety issues that that creates when we change birth certificates. And I really applaud Kirk who brought in the constitutionality of the overreaching process that has happened here with this governing body, that they really did not have the constitutionality to make changes in the way they have been doing it.

I applaud Michelle who talked about the differences, these safety issues to women because this is a huge issue in what is happening in our society today, and I don't believe this all makes it better for women. And I truly believe that there is a difference between sex which is what we have (dated) on a birth certificate and gender identity, which is the way we treat each other.

And, Jen, you're my hero. You were great. I would say ditto to just everything that you said. So, I just want to thank everybody for their time and their effort and making their voices heard in this process and I have 30 seconds left and I got it. Thank you so much.

(Ryan): (Sam Perkins)?

(Sam Perkins): Hi. I'm (Sam Perkins) from Kamiah, Idaho, a pastor of Kamiah Bible Church in Kamiah.

I'm a father of four kids. I have 17 grandkids and two great-grandkids. Things have changed since 1973 when our oldest daughter was born. I had to wait out in the waiting room for them to come and get me to tell me that our daughter was born. And then, I had to go into my wife's room and hold the baby and that, but I had to wear a mask and that kind of stuff.

Then the next two daughters were born and it's kind of the same way. But then, in 1987, we had a baby born and I was able to be in the waiting room – I mean in the room when the baby was born. What a joy it was to see the baby come out and then to see the doctor lift him up and say, "You have a son." What a neat thing to see, creation, and the thing that really gets me is to see fingers this long become fingers this long over the process of time.

The thing that gets me about this – one thing that they want the birth certificate is that we have three daughters and one son and that's what it says on that birth certificate. Each daughter has on, it says that they are a female and the one with our son, he's the son – he's the male.

I had one guy in church tell me Sunday. The thing that he likes and I liked it is that whatever the doctor puts on that birth certificate, that's who they are – that's who we are. We are male and female and that's the way it should be. I am opposed to the birth certificate change. Thank you.

(Ryan): (Tammy Nichols)?

(Tammy Nichols): Good morning. My name is (Tammy Nichols) and I reside in Middleton, Idaho. Many things have already been stated that I wanted to address. But I wanted to bring up a couple of other issues really quickly and why I have issue with this.

First and foremost is that there is – again, these are legal documents and for the time of the event that transpired, nothing going forward and nothing going backwards. It is what it is. The issue with this is there is no reference to amendments is allowed. There's no limitations on how many times the person can change their gender or sex on their birth certificate.

The original birth certificate that was issued would be sealed along with all of their documents that are related and can only be changed by a court which creates issues with families, medical complications that may arise down the road for family members or for identification purposes.

Gender, again, is not a biological trait. Biological sex is not gender. Sex is a physical, innate and minimal trait and it is embedded in our DNA. Some of the issues that I have seen addressed in other states that are occurring right now and are also coming into our state were allowing us to – some of you have already talked about this.

I won't go into detail, but sports in school, the prison system, abuse shelters, fitness centers or locker rooms, rape victims, identity fraud, overnight field trips, other types and forms of fraud, tracing criminals, pedophilia and sex offenders, scholarships, criminal rights, these are the few issues that is allowing us to open up with Pandora's box and I don't see where there's an end in sight.

And Title 9 was the monumental victory for women's rights. It allowed them equal opportunity to participate in school. And we're seeing that transpire now where men are competing – biological men are competing with women and taking scholarships away from them. They're taking away their ability to ((inaudible)) and to be able to compete on a fair playing field.

The other issues that I feel that need to be addressed here is that a federal court ruling is not the supreme law of the land and Idaho is not bound by its ruling. Idaho is a sovereign state and we are based on a constitutional republic. So, this is not the correct procedure to address this issue. The rules cited from the Idaho Department of Health and Welfare actually go far beyond what the court case actually dictates. And if we're going to start allowing new changes to birth certificates, then, we're at the end and why have a birth certificate at all?

Actually, if we get to that point, then I don't see no need for actually having a birth certificate.
Thank you.

(Ryan): ((Inaudible)).

(Duca Spencer): It does. Everyone who had signed up to speak, is there anyone who has not spoken yet who would like to speak – speak or decided they want to speak.

I do not see anyone. We have an obligation since our time is not up to remain here until 30 minutes or until time. So, we will be here until 11 o'clock in case anyone else does come and wants to speak. You are all free to stay or to leave. At 11 o'clock, I will then read the closing statement unless anyone comes in and we allow them to come to speak.

So, with that, yes, we will be closing at 11:00. Thank you for all of you and for your – a very civil and respectful hearing. I appreciate it.

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