# Policy VII. Transgender Athletes/IOC Transgender Guidelines

USA Cycling has a policy of diversity and inclusion, as set forth in the USA Cycling Code of Conduct and Bylaws.

#### Bylaws, Article D, Section 2:

Members shall have an equal opportunity to participate in bicycle racing without discrimination on the basis of race, color, religion, age, gender, sexual orientation, or national origin.

# Code of Conduct, Section 2, Part F:

The following shall be considered violations of the USA Cycling Code of Conduct: (f) Discrimination in violation of USAC Bylaw D or Section 220522(a)(8) of the Ted Stevens Olympic and Amateur Sports Act, which requires USA Cycling provide an equal opportunity to amateur athletes, coaches, trainers, managers, mechanics, administrators, and officials to participate in amateur athletic competition, without discrimination on the basis of race, color, religion, age, gender, sexual orientation, gender identification, or national origin.

USA Cycling is committed to ensuring that all USA Cycling members have equal access and opportunities to participate in cycling events in a manner that is fair to all competitors while preserving the integrity of the sport and respecting international competition regulations. USA Cycling therefore adopts the following transgender athlete participation policy.

# **Non-Elite Competition**

At non-elite competition levels, a member may self-select his or her gender. Members who transition to a gender different from their gender on file with USA Cycling should contact USA Cycling to be placed in a class and category appropriate for that person's racing resume and experience. Members will be subject to the mandatory upgrade policy, and USA Cycling may re-categorize a member based on results achieved after a gender identity change. This policy may be used to either downgrade a member who is not able to compete in a higher category, or to upgrade a member who shows exceptional results in a given category outside of normal upgrade regulations.

In the event that a question should arise about member's eligibility to participate in a manner consistent with his or her gender, any member may file a grievance with USA Cycling following the procedures described in USA Cycling's Policy III. In such a situation, criteria that may be used to determine a member's eligibility in a chosen gender include evidence of one or more of the following:

• Does the member's gender in their "everyday life" match his or her racing gender

- Has the member obtained civil documents with his or her racing gender identified (i.e. state I.D., driver's license, birth certificate)
- Attestation of gender identity from a medical professional
- Attestation of gender identity from a certified counselor, public official, school administrator, or other academic advisor
- Compliance with IOC guidelines (below).

# **Elite Competition**

At elite competition levels, members may have the opportunity to represent the United States and participate in international competition. They may therefore be subject to the policies and regulations of the International Cycling Union (UCI) and International Olympic Committee (IOC). USA Cycling therefore follows the IOC guidelines on transgender athletes at these elite competition levels. For purposes of this policy, international competition means competition sanctioned by the UCI or competition taking place outside the United States in which USA Cycling's competition rules do not apply.

The IOC revised its guidelines on transgender athlete participation in 2015, to focus on hormone levels and medical monitoring. The main points of the guidelines are:

- 1. Those who transition from female to male are eligible to compete in the male category without restriction. It is the responsibility of athletes to be aware of current WADA/USADA policies and file for appropriate therapeutic use exemptions.
- 2. Those who transition from male to female are eligible to compete in the female category under the following conditions:
  - a. The athlete has declared that her gender identity is female. The declaration cannot be changed, for sporting purposes, for a minimum of four years.
  - b. The athlete must demonstrate that her total testosterone level in serum has been below 10 nmol/L for at least 12 months prior to her first competition (with the requirement for any longer period to be based on a confidential case-by-case evaluation, considering whether or not 12 months is a sufficient length of time to minimize any advantage in women's competition).
  - c. The athlete's total testosterone level in serum must remain below 10 nmol/L throughout the period of desired eligibility to compete in the female category.
  - d. Compliance with these conditions may be monitored by random or for-cause testing. In the event of non-compliance, the athlete's eligibility for female competition will be suspended for 12 months.

#### **Definition of Elite**

For purposes of this policy, USA Cycling considers elite competition levels to include members competing at or above the following category thresholds in that member's self-selected gender:

Discipline	Non-Elite	Elite
Road	Cat. 5-3	Cat. 2-1 and Pro
Track	Cat. 5-3	Cat. 2-1 and Pro
Cyclo-Cross	Cat. 5-3	Cat. 2-1 and Pro
Mountain Bike	Cat. 3-1	Pro
BMX		All UCI licensed/categories
Collegiate	All	

- All members of UCI registered teams are considered to be in the Elite category.
  For events on a UCI calendar, any UCI regulations or policies take precedence over USA Cycling's policy.
- Collegiate races and categories are considered non-elite. However an athlete's non-collegiate racing category will take precedence when establishing gender and elite versus non-elite status for the purposes of this policy.

#### *Procedure*

Any member who desires to avail him or herself of this Elite Competition Transgender Policy shall submit to USA Cycling's Technical Director

(1) a signed declaration that the member's gender identity is female and (2) an attestation from a medical professional that the member's total testosterone level in serum has been below 10 nmol/L for at least 12 months prior to the member's first competition. USA Cycling will not accept actual test results or other medical records from a member and any such documents received by USA Cycling will be destroyed immediately.

### **Compliance**

Compliance with USA Cycling's Elite Competition Transgender Policy may be monitored. Therefore a member who chooses to avail him or herself of this policy consents to testing for compliance. Any such member who cannot meet the criteria set forth in this policy will have his or her case analyzed on an individual basis and may be re-categorized by class, category or gender.

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The legitimate privacy interests and the medical privacy of transgender athletes should be preserved. Any discussions involving the gender identity of an athlete and any required written supporting documentation will be kept confidential, unless the athlete makes a specific request otherwise. All information about an individual athlete's gender identity and medical information, including physician's information provided pursuant to this policy, shall be maintained confidentially. USA Cycling will not retain any written documentation or test results that may be provided in accordance with this policy beyond the period needed to make any required determinations.

You can find the International Olympic Committee's Transgender Athlete policy here.  $Edited\ 3/14/2018$