

# Senate Bill 452

Sponsored by Senator HANSELL; Senator FINDLEY (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits physicians from performing irreversible gender reassignment surgery on minor. Creates exceptions.

## A BILL FOR AN ACT

1  
2 Relating to gender reassignment surgery.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. Section 2 of this 2023 Act is added to and made a part of ORS chapter 677.**

5 **SECTION 2. (1) As used in this section:**

6 (a) **"Biological sex" means the biological indication of male or female in the context of**  
7 **reproductive potential or capacity, such as sex chromosomes, naturally occurring sex**  
8 **hormones, gonads and nonambiguous internal and external genitalia present at birth without**  
9 **regard to a person's psychological, chosen or subjective experience of gender.**

10 (b) **"Gender" means the psychological, behavioral, social and cultural aspects of being**  
11 **male or female.**

12 (c) **"Gender transition" means the process involving any social, legal or physical changes**  
13 **by which a person goes from identifying with and living as a gender that corresponds to the**  
14 **person's biological sex to identifying with and living as a gender different from the person's**  
15 **biological sex and may involve social, legal or physical changes.**

16 (2) **A physician may not perform any of the following procedures on a person under 18**  
17 **years of age for the purpose of assisting the person with an irreversible gender transition:**

18 (a) **Penectomy, orchiectomy, vaginoplasty, clitoroplasty or vulvoplasty for a biologically**  
19 **male person or hysterectomy or oophorectomy for a biologically female person.**

20 (b) **Metoidioplasty, phalloplasty, vaginectomy, scrotoplasty or implantation of erection or**  
21 **testicular prostheses for a biologically female person.**

22 (c) **Augmentation mammoplasty for a biologically male person or subcutaneous**  
23 **mastectomy for a biologically female person.**

24 (3) **Notwithstanding subsection (2) of this section, a physician may provide the following**  
25 **necessary services and medical treatment to a person under 18 years of age:**

26 (a) **Services to a person born with a medically verifiable disorder of sex development,**  
27 **including a person with external biological sex characteristics that are irresolvably ambig-**  
28 **uous, such as being born with 46 XX chromosomes with virilization or 46 XY chromosomes**  
29 **with undervirilization or having both ovarian and testicular tissue.**

30 (b) **Services provided when a physician has otherwise diagnosed a disorder of sexual de-**  
31 **velopment and has determined through genetic or biochemical testing that the person does**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 not have normal sex chromosome structure, sex steroid hormone production or sex steroid  
2 hormone action.

3 (c) The treatment of any infection, injury, disease or disorder that has been caused or  
4 exacerbated by the performance of a gender transition procedure, whether or not the gender  
5 transition procedure was performed in accordance with state and federal law.

6 (d) Any procedure undertaken because the person suffers from a physical disorder,  
7 physical injury or physical illness that would, as diagnosed by a physician, place the person  
8 in imminent danger of death or impairment of major bodily function or death unless surgery  
9 is performed.

10