

Should parents, counsellors, doctors, and others be forbidden to help children love the body they are born with?

Recently enacted or proposed **conversion therapy bans** forbid counselling that helps children and teens love their bodies and feel comfortable in their own skin. They prohibit particular methods of alleviating gender dysphoria, which an astonishing number of children now experience. In 2004, the number of referrals for transgender teens to clinics across Canada was in the single digits. By 2016, in just nine cities, over 1,000 teenagers were referred to "gender clinics".¹

Conversion therapy bans also condemn efforts to help someone manage unwanted sexual desires or urges. For example, a person may prefer to diminish feelings of same-sex attraction and enhance feelings of opposite-sex attraction in order to have a traditional family, for reasons of religion or conscience, or for other legitimate personal reasons that the state should respect.

Ontario (2015) and Manitoba (2015) ban "conversion therapy" by health care practitioners. Nova Scotia (2018) prohibits the practice by both health care practitioners and parents or guardians. Vancouver (2018)

and St. Albert (2019) prohibit commercial space from being used for conversion therapy on minors.³ Proposed bans have been tabled but not yet passed in British Columbia and Canada's Senate.⁴ All of these bans are overly broad, because all of them are unclear on what "conversion therapy" means.

This report recommends policies that prevent dangerous forms of conversion therapy and respect people's freedom to seek a variety of counselling supports for struggles related to identity, sexuality, and gender.

What is Conversion Therapy?

Conversion therapy is defined broadly in recent laws to include any efforts to change someone's sexual orientation, gender identity, or gender expression. Such efforts may include, to quote a British Columbia bill, "any counselling, behaviour modification techniques, administration or prescription of medication, treatment, service, practice, or tactic" to that end. According to this broad definition, conversion therapy may be something offered by medical practitioners

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or persons in positions of trust or authority (presumably including parents, teachers, counsellors, and pastors).

The stereotype of conversion therapy brings to mind long-discredited practices, such as showing homo-erotic images while inflicting painful electric shocks or shaming rituals to try to "cure" same-sex attraction. In the mid-1900s, some doctors and therapists prescribed medication, performed lobotomies, and practiced electric shock therapy to try to eradicate same-sex attraction.7 Patients were often coerced or forced to undergo such treatment. It is no wonder, then, that "conversion therapy" is associated with victimization.8 Such treatments – also known as aversion therapy - are degrading and wrong and should be considered a type of conversion therapy worth banning in legislation.

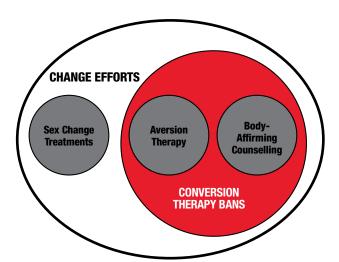
Present-day discourse lumps beneficial counselling and services with longcondemned, harmful therapies. Proponents of conversion therapy bans take advantage of the well-deserved negative connotations of "conversion therapy" to prohibit other services wrongly labeled conversion therapy, like counselling a young person to resolve or manage gender dysphoria without medically "transitioning". Such body-affirming counselling is condemned by some for not being "trans-positive" and for failing to accept and affirm a child's self-reported identity. What such counselling does, however, is respect the child's biological identity. This is in the child's best interest - physically, emotionally, and mentally.

Recent conversion therapy bans deprive those who struggle with gender dysphoria or unwanted sexual feelings from getting the help they want and need. Instead, they steer young people down the path of invasive, harmful, and often irreversible medical interventions - these bans explicitly *permit* (and provincial governments even pay for) medical efforts to physically alter someone's secondary sex characteristics through the perpetual injection of synthetic opposite-sex hormones and the surgical removal of healthy sex organs or breasts. Such "sex-change" efforts are the most invasive and often irreversible forms of conversion therapy and should be banned.

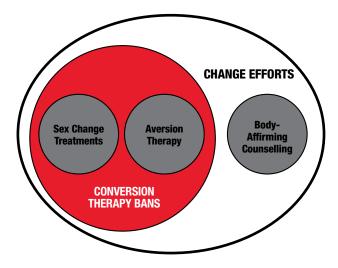
The Mutability of Sexual Orientation and Gender Identity

At the heart of the debate over conversion therapy is the question of whether sexual orientation, gender identity, or biological

HOW LEGISLATION CURRENTLY DEFINES AND RESTRICTS "CHANGE EFFORTS"



HOW LEGISLATION SHOULD DEFINE AND RESTRICT "CHANGE EFFORTS"



sex *can* or *ought* to be changed. This question is difficult to answer, due to a lack of an objective definition of sexual orientation or gender identity. Sexual orientation, for example, is a multifaceted phenomenon that includes sexual attraction, sexual arousal, sexual fantasy, sexual behavior, and sexual self-concept. The idea of an innate and immutable (trans) gender identity or sexual orientation is a cultural and legal construct. These are not naturally existing categories like male and female.

There is a strong scientific consensus that sexual orientation and gender identity naturally vary during one's life. Researchers Diamond and Rosky, for example, find "unequivocally" that sexual attraction changes over time, especially for women and for people who experience same-sex attraction. Young people in particular exhibit great mutability. In one study, over 80% of teens who originally reported same-sex attraction and sexual activity reported exclusively heterosexual attraction and sexual activity within 6 years. Is

In another longitudinal cohort study, young females in the "lesbian" category averaged 3 orientation changes over 8 years. ¹⁶ A multitude of studies demonstrate that 80-90% of all children suffering from gender dysphoria "desist" and identify their gender in accordance with their biological sex by adulthood. ¹⁷ Both the American Psychiatric Association and the American Psychological Association recognize that gender identity fluctuates, and the vast majority of gender dysphoric minors will eventually accept their biological sex. ¹⁸

Counselling or talk therapy can influence sexual orientation (particularly with respect to controlling or changing feelings and behaviours) and gender identity, although the rates of "success" cannot be precisely determined. Douglas Haldeman, a skeptic of such therapies, estimates that they have a success rate (changing sexual orientation or gender identity to align with biological sex) of approximately 30%. A study by Jones & Yarhouse finds that 23% of their participants changed sexual orientation. Here many of those who do not fully change sexual orientation reported some benefit from obtaining help to address undesired same-sex

attraction. In the Jones & Yarhouse study, an additional 30% lived chaste lives after therapy, which was their goal.²²

The Immutability of Biological Sex

Unlike sexual orientation and gender identity, biological sex is both objective and immutable. Aside from rare intersex conditions (0.05-0.067% of infants),²³ each person is born with a set of XX or XY chromosomes within the DNA of each cell. This chromosomal reality objectively identifies each person as either male or female and generates secondary sex characteristics. Although sex-change treatments (crosshormone injections, surgical removal of body parts) may alter the appearance of a person's sex, these measures simply mask the immutable, biological reality of sex.²⁴ As Dr. Ryan T. Anderson states, "Changing sexes is a metaphysical impossibility because it is a biological impossibility."25

Self-described "queer feminist lawyer" Barbara Findlay compares sex-change treatment to the metamorphosis of a caterpillar into a butterfly: both transformations take something ugly and turn it into something beautiful.26 Such a metaphor is horribly misleading. Not only is a sex-change treatment unnatural (unlike a caterpillar's metamorphosis), the metaphor implies that a pre-treatment transgender person is somehow ugly. Rather than disparaging gender dysphoric individuals who have not attempted to change the appearance of their sex, Canadian law should affirm that every person is already a beautiful masterpiece, a Mona Lisa in their own right. Trying to change one's biological sex is akin to painting a new portrait over the Mona Lisa.

Sexual orientation and gender identity may be subjective and fluid, but sex is a biological, immutable reality. Undesired discrepancies between someone's subjective identity and their biological sex should be resolved in favour of their biological sex.

Counselling for Gender Dysphoria or Undesired Sexual Attraction Can Be Beneficial

Researchers Phelan, Whitehead, and Sutton cite numerous academic studies performed

DEFINING THE TERMS

Body-affirming counselling:

talk therapy that explores questions, issues and personal history in order to better understand and address unwanted sexual attraction or manage gender dysphoria

Aversion therapy:

therapy that inflicts pain or shame to attempt to modify same-sex attraction or gender dysphoria

Sex-change treatments:

invasive treatments that modify secondary sex characteristics and reproductive organs by pharmaceutical or surgical means

Secondary Sex Characteristics:

any physical characteristic developing at puberty which distinguishes between the sexes but is not directly involved in reproduction, like breasts, facial hair or pubic hair

Mutability:

the tendency or ability to change



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in the mid-1900s that demonstrated the success of the lamentable methods then in use (described above) to reduce same-sex attraction. ²⁷ However, the harms inflicted far outweighed the perceived benefits of being "cured" of same-sex attraction. Such practices have rightly been discredited, rejected, and abandoned. ²⁸ People should never be treated like lab rats.

Modern bans on conversion therapy, however, ban body-affirming counselling along with these body-degrading therapies. Body-affirming counselling is behavioral, psychological, or religious counselling. It is voluntarily sought and received. It may be provided by clinical psychologists, psychiatrists, licensed counsellors, or (though in a different form) religious leaders. ²⁹ It typically takes the form of talk therapy. ³⁰ Body-affirming counselling is thus distinct from conversion therapy, but recent bans on conversion therapy wrongly lump the two practices together.

Body-affirming counselling involves the counsellor and client collaboratively exploring the issue and together defining the problem, the desired outcomes, and the path they will take to achieve those outcomes. Some people freely seek to change their identity (e.g. to change the belief or feeling that one is transgender), while others seek to manage only their behavior (e.g. overcoming a perceived need for "sex-change" treatment). If they disagree with their counsellor's assessment, methods, or outcome(s), they are free to stop participating.

Chemical and Surgical Attempts to Change Biological Sex are Harmful

Unlike body-affirming counselling, sex-change treatments are physically invasive, and worryingly reminiscent of the pharmaceutical and surgical forms of conversion therapy practiced in the mid-1900s. They do irreparable physical and psychological harm. One longitudinal study, headed by Swedish researcher Ebba Lindqvist, found that health outcomes deteriorate just one year after receiving a sex-change operation. By the fifth year, post-operative transsexuals had poorer outcomes in 7 of 8 measured categories: mental health, vitality, bodily pain, social function,

"Many men and women regret the injections and surgery and choose to de-transition. Left with scarred bodies and psyches, they typically receive little support from those who had encouraged their transition."

emotional functioning, physical functioning, and general health.³¹ While some studies show that such treatments may provide short-term psychological relief (six months to one year), longitudinal studies show that overall health continues to decline.³²

One explanation as to why sex-change treatments have poor outcomes is that they are based on a misdiagnosis. At root, gender dysphoria is a psychological condition. Moreover, comorbid psychological conditions, especially anxiety and mood disorders, exist in approximately 61% of adolescents suffering from gender dysphoria.33 These comorbid conditions amplify a person's gender dysphoria and often go unaddressed while the dysphoria is treated with puberty blockers, opposite-sex synthetic hormones, and surgery. Thus, the lack of mental health improvement posttreatment should not surprise us. In many cases, sex-change hormones and surgeries exacerbate, rather than alleviate, gender dysphoria and comorbid issues. Many men and women regret the injections and surgery and choose to de-transition. Left with scarred bodies and psyches, they typically receive little support from those who had encouraged their transition.34

Impact on Parents and Children

So far, most legislation regulating conversion therapy bans the practice only for minors.³⁵ These bans purport to protect vulnerable children by silencing those who say their biological sex matters. These proposals assume that children and youth understand the ramifications of embracing a dysphoric identity. Furthermore, expressly permitting (and publicly funding) chemical and surgical

transition implies that minors understand the ramifications of sex-change treatments.³⁶ This is a dangerous assumption with respect to children and most adolescents.

Conversion therapy bans encourage children to unquestioningly embrace their self-perceived gender identity or sexual orientation, despite the fact that these identities are likely to change through adolescence. Instead of banning helpful alternatives to medical transition, public policy in this area should *promote* these alternatives over irreversible medical interventions.

The most natural guides to help children navigate questions regarding sexuality and gender are their parents. Parents should be free to lovingly affirm that biological sex is inextricably linked to sexuality and identity. Regrettably, bills like British Columbia's M-218 and Nova Scotia's ban on conversion therapy disrespect parents. Most parents love their children, have an intimate knowledge of their unique personality, history and needs, and seek what is best for them. Public policy should respect, rather than override, the role of parents.

A Normative View of Sexuality, Sexual Orientation and Gender Identity

Underlying conversations about sexuality, sexual orientation, and gender identity are normative questions about what it means to be human. Implicit behind recent, overly broad bans or proposals to ban conversion therapy is the presupposition that our internal sense of gender or sexuality is more important than the objective reality of our sexed bodies. Some claim that a person's "true" identity as male or female (or both or

neither) depends on their self-concept, not his or her body. With respect, that is based on an irrational faith of a disembodied, yet gendered, self. Meanwhile, people rarely ask what it means, for example, for a male to "feel" or "know" he is female. How could a male know what that feels like? The explanation given with respect to young children is often shockingly shallow, such as noting that a boy prefers (stereotypically) feminine toys, colours, and clothes.

ARPA Canada rejects the legal and medical prioritization of shifting cultural concepts of sexual and gender identity over innate biological sex. Humans were created binary – male and female.³⁷ Rare disorders of sexual development do not change that reality.³⁸ When some people struggle to connect their self-perception to their biology, the answer is not to disregard the body or to chemically or surgically alter it. Rather, we should help those struggling with gender dysphoria to be comfortable with their bodies. This approach minimizes harm and respects the body as integral to the human person.

Cultural stereotypes or expectations related to gender may deserve to be challenged and changed. But rejecting the natural reality of the male-female binary is folly rooted in an ideological commitment to human autonomy. ARPA Canada's view is that our existence as male and female creatures is *not* meaningless or oppressive. Rather, our bodies are intrinsically meaningful. ARPA rejects body-mind dualism. ARPA affirms the body-mind integrity of the human person. We are not ghosts in machines. Our bodies are not raw materials for us to impose our will on. Our bodies are the good creations of a loving God, who made us male and female.

RECOMMENDATIONS

Based on the foregoing, ARPA Canada opposes recently passed bans on conversion therapy in Canada, and any further attempts to implement such bans. While bans on conversion therapy prohibit harmful forms of conversion therapy, they also prohibit beneficial forms of counselling. Therefore, we make the following recommendations to address the inherent flaws of these recently passed or proposed laws:

Recommendation #1:

Respect the liberty of individuals to address unwanted sexual feelings or impulses or to resolve gender dysphoria subject to Recommendations 2-6.

Recommendation #2:

Tighten the definition of conversion therapy in legislated bans to include only coercive and aversive therapies. The definition should exclude body-affirming counselling.

Recommendation #3:

Ban attempts to change minors' secondary sex characteristics, including the use of puberty blockers, cross-sex hormones, and the removal or destruction of sex organs or breasts.

Recommendation #4:

Ensure the rights and role of parents are respected. Parents should never be prohibited from helping children manage unwanted desires or understand their biological identity.

Recommendation #5:

Likewise, children and adults should have the freedom to access professional counsellors and spiritual guides to help them with matters of identity and sexuality.

Recommendation #6:

As a prerequisite to providing sex-change treatments to adults, require that a patient receive a comprehensive psychological assessment by an independent third party. Such an assessment should determine whether comorbid factors – such as anxiety or past sexual abuse – are contributing to the patient's gender dysphoria. Such comorbid factors must be addressed and resolved before considering chemical or surgical transition.

CONCLUSION

Legislation regulating conversion therapy should restrict coercive and aversive efforts to change sexual orientation and gender identity and ban efforts to change biological sex. Such forms of conversion therapy are harmful and unethical. "Sex-change treatment" presupposes that subjective identities trump objective reality and ignores the fact that sex is immutable. Consensual counselling that encourages children, teenagers, and adults to accept the biological basis for gender and sexuality – to love the body they are in³⁹ – should be permitted and encouraged for medical practitioners, professional counsellors, or persons in other positions of trust and authority. Conducted appropriately, such counselling respects patient autonomy, limits potential harms, and respects the reality and integrity of biological sex.

*All citations, with hyperlinks, are included in the electronic version of this report, available at ARPACanada.ca/policy-reports





Endnotes

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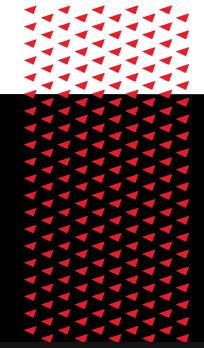


We hope you enjoyed reading this policy report.

We know that championing our policy recommendations will take courage, dedication, and hard work. We at ARPA Canada strongly believe that doing so would be consistent with God's calling for you in a position of civil authority (Romans 13), and for promoting the well-being of our neighbours, in line with Canada's constitution and legal history. We are grateful for your service and we remember you in our prayers.

RESPECTFULLY SUBMITTED

Association for Reformed Political Action (ARPA) Canada











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