

**STUDENT BAR ASSOCIATION  
RESOLUTION**

*“A Resolution Supporting the Public Decision of The George Washington Law School Faculty to Challenge the Constitutionality of the Solomon Amendment”*

**Sponsor:** Eric Koester, § 21 Representative

**Co-Sponsors:**

**Purpose:** To show and offer student support for the decision by The George Washington University Law School Faculty to challenge the constitutionality of the Solomon Amendment by joining the Forum for Academic and Institutional Rights (FAIR).

**WHEREAS** at its October 24, 2003, meeting a majority of the faculty of The George Washington University Law School voted to join the Forum for Academic and Institutional Rights (FAIR).

**WHEREAS** in 1994, Congress adopted a provision, known as the Solomon Amendment, which requires schools to provide the military with full access to students for recruitment purposes or risk termination of certain federal funds;

**WHEREAS** The George Washington University prohibits discrimination in education and employment on the basis of race, color, religion, sex, national origin, age, disability, veteran status or sexual orientation. The American Association of Law Schools (AALS), of which the GW Law School is a founding member, has a comparable policy to which the Law School subscribes;

**WHEREAS** because the Armed Services permit gay men, lesbians and bisexuals to serve in the military only if such individuals neither disclose nor act upon their sexual orientation, giving access to recruiters from the Armed Services to the Law School’s Career Development Office facilities and services is inconsistent with both the University’s and the AALS’s employer non-discrimination policy;

**WHEREAS** FAIR is presently involved in litigation challenging enforcement of the Solomon Amendment, having filed suit on September 19, 2003, in the federal district court for New Jersey with three organizational and three individual plaintiffs;

**WHEREAS** under the terms of the Solomon Amendment, refusal by the Law School to permit military recruiters to participate in its career services programs would make the entire University ineligible to receive certain federal funds; and

**WHEREAS** in joining the FAIR, The George Washington University Law School faculty seeks the freedom to uphold its strongly held views against all forms of discrimination based on sexual orientation without incurring the significant financial hardship that loss of federal funding would create for both the University and its students.

**THEREFORE BE IT RESOLVED** that the Student Bar Association offers its full support to The George Washington University Law School Faculty in their decision to challenge the constitutionality of the Solomon Amendment by joining the Forum for Academic and Institutional Rights (FAIR).

**BE IT RESOLVED, FURTHER,** that the Student Bar Association will continue to support the faculty on this endeavor from this point forward, including any litigation or policy initiatives that may take place beyond the current academic year.

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Evening Vice President

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Date

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Day Vice President

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Date

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President

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