

AMENDMENT TO RULES COMMITTEE PRINT 118-

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OFFERED BY MS. JACOBS OF CALIFORNIA

At the end of subtitle C of title V, insert the following:

1 **SEC. 5___ . NONDISCRIMINATION WITH RESPECT TO SERV-**
2 **ICE IN THE ARMED FORCES.**

3 Chapter 37 of title 10, United States Code, is amend-
4 ed by inserting after section 651 the following new section:

5 **“§ 651a. Members: prohibition of gender discrimina-**
6 **tion**

7 “(a) STANDARDS FOR ELIGIBILITY FOR SERVICE.—
8 Any qualifications established or applied for eligibility for
9 service in an Armed Force shall take into account only
10 the ability of an individual to meet occupational standards
11 for military service generally and the military occupational
12 specialty concerned in particular, and may not include any
13 criteria relating to the race, color, national origin, religion,
14 or sex (including gender identity, sexual orientation, or sex
15 characteristics (including intersex traits)) of an individual.

16 “(b) EQUALITY OF TREATMENT AND OPPORTUNITY
17 IN SERVICE.—Any personnel policy developed or imple-
18 mented by the Secretary concerned with respect to mem-

1 bers of the Armed Forces shall ensure equality of treat-
2 ment and opportunity for all persons in the Armed Forces,
3 without regard to race, color, national origin, religion, and
4 sex (including gender identity, sexual orientation, or sex
5 characteristics (including intersex traits)).”.

