

**AMENDMENT TO RULES**  
**COMMITTEE PRINT 119–8**  
**OFFERED BY MS. MACE OF SOUTH CAROLINA**

At the end of subtitle J of title V, insert the following new section:

1 **SEC. 5\_\_\_. PROHIBITIONS RELATING TO QUESTIONS AND**  
2 **ANSWERS ABOUT SEX, GENDER, AND GENDER**  
3 **IDENTITY IN FORMS AND SURVEYS OF THE**  
4 **DEPARTMENT OF DEFENSE.**

5 (a) PROHIBITION.—With respect to the collection of  
6 information conducted by or for the Secretary of Defense  
7 through a form or survey, the Secretary—

8 (1) may not—

9 (A) solicit or obtain any information re-  
10 garding the gender identity of an individual; or

11 (B) provide an option to indicate that the  
12 sex or gender of an individual is something  
13 other than male or female; and

14 (2) shall reject a response other than male or  
15 female to a required question regarding sex or gen-  
16 der.

17 (b) DEFINITIONS.—In this section:

1           (1) The term “female” means an individual who  
2 naturally has, had, will have, or would have, but for  
3 a developmental or genetic anomaly or historical ac-  
4 cident, the reproductive system that, at some point,  
5 produces, transports, and utilizes eggs for fertiliza-  
6 tion.

7           (2) The term “gender”—

8                 (A) means male or female; and

9                 (B) does not mean gender identity, experi-  
10 enced gender, gender expression, or gender  
11 roles.

12           (3) The term “gender identity” does not mean  
13 sex or gender.

14           (4) The term “male” means an individual who  
15 naturally has, had, will have, or would have, but for  
16 a developmental or genetic anomaly or historical ac-  
17 cident, the reproductive system that, at some point,  
18 produces, transports, and utilizes sperm for fertiliza-  
19 tion.

20           (5) The term “sex” means the biological deter-  
21 mination as to whether an individual is male or fe-  
22 male.

