

**AMENDMENT TO**  
**RULES COMMITTEE PRINT 117-54**  
**OFFERED BY MS. SPEIER 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 (a) IN GENERAL.—Chapter 37 of title 10, United  
4 States Code, is amended by inserting after section 651 the  
5 following new section:

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

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

1           “(b) EQUALITY OF TREATMENT IN SERVICE.—Any  
2 personnel policy developed or implemented by the Sec-  
3 retary concerned with respect to members of the armed  
4 forces shall ensure equality of treatment and opportunity  
5 for all persons in the armed forces, without regard to race,  
6 color, national origin, religion, and sex (including gender  
7 identity, sexual orientation, or sex characteristics).

8           “(c) GENDER IDENTITY DEFINED.—In this section,  
9 the term ‘gender identity’ means the gender-related iden-  
10 tity, appearance, mannerisms, or other gender-related  
11 characteristics of an individual, regardless of the individ-  
12 ual’s designated sex at birth.”.

13           (b) CLERICAL AMENDMENT.—The table of sections  
14 at the beginning of such chapter 37 is amended by insert-  
15 ing after the item relating to section 651 the following  
16 new item:

“651a. Members: prohibition of gender discrimination.”.

