

AMENDMENT TO RULES CMTE. PRINT 119-33
OFFERED BY MR. SMITH OF WASHINGTON

Page 281, after line 12, insert the following new section:

1 **SEC. 5___. PROHIBITION ON DISCRIMINATION IN THE**
2 **ARMED FORCES ON THE BASIS OF GENDER**
3 **IDENTITY.**

4 Chapter 49 of title 10, United States Code, is amend-
5 ed by inserting after section 974 the following new section:

6 **“§ 975. Prohibition on discrimination on the basis of**
7 **gender identity**

8 “(a) PROHIBITION.—The Secretary concerned may
9 not, on the basis of gender identity (including a diagnosis
10 or potential diagnosis of gender dysphoria)—

11 “(1) prescribe a qualification for service as a
12 member of the Armed Forces;

13 “(2) involuntarily separate a member of the
14 Armed Forces;

15 “(3) deny medically necessary health care cov-
16 erage to a member of the Armed Forces;

17 “(4) require an individual to serve as a member
18 of the Armed Forces in the sex assigned at birth to
19 the member;

1 “(5) deny accession, reenlistment, or continu-
2 ation of service as a member of the Armed Forces;
3 or

4 “(6) otherwise discriminate against a member
5 of the Armed Forces.

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

