

119TH CONGRESS
1ST SESSION

H. R. 3569

To amend title 10, United States Code, to prohibit discrimination in the Armed Forces on the basis of gender identity, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 21, 2025

Mr. SMITH of Washington (for himself, Mr. TAKANO, Ms. HOULAHAN, Ms. JACOBS, and Mr. SORESENSEN) introduced the following bill; which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to prohibit discrimination in the Armed Forces on the basis of gender identity, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fit to Serve Act”.

5 **SEC. 2. PROHIBITION ON DISCRIMINATION IN THE ARMED**
6 **FORCES ON THE BASIS OF GENDER IDEN-**
7 **TITY.**

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

1 **“§ 975. Prohibition on discrimination on the basis of**
2 **gender identity**

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

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

8 “(2) involuntarily separate a member of the
9 Armed Forces;

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

12 “(4) require an individual to serve as a member
13 of the Armed Forces in the sex assigned at birth to
14 the member;

15 “(5) deny accession, reenlistment, or continu-
16 ation of service as a member of the Armed Forces;
17 or

18 “(6) otherwise discriminate against a member
19 of the Armed Forces.

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

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