

119<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 4138

To prohibit the heads of executive agencies from asking about gender identity on any form or survey, to require executive agencies provide male and female as the only options to respond to questions about sex or gender on any forms or surveys and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 25, 2025

Ms. MACE (for herself and Mr. MOORE of Alabama) introduced the following bill; which was referred to the Committee on Oversight and Government Reform

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## A BILL

To prohibit the heads of executive agencies from asking about gender identity on any form or survey, to require executive agencies provide male and female as the only options to respond to questions about sex or gender on any forms or surveys 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 “Restoring Biological  
5 Truth in Government Act”.

1 **SEC. 2. PROHIBITION ON ASKING ABOUT GENDER IDEN-**  
2 **TITY ON ANY EXECUTIVE AGENCY FORM OR**  
3 **SURVEY.**

4 (a) PROHIBITION.—With respect to any collection of  
5 information conducted by or for an executive agency  
6 through a form or survey, the head of such agency—

7 (1) may not—

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

11 (B) provide an option to select or mark on  
12 the form or survey that sex or gender of an in-  
13 dividual is something other than male or fe-  
14 male; and

15 (2) shall reject the submission of any such form  
16 or survey that provides a response other than male  
17 or female to a required question on sex or gender.

18 (b) OMB GUIDANCE.—Not later than 180 days after  
19 the date of enactment of this Act, the Director of the Of-  
20 fice of Management and Budget shall issue guidance to  
21 the heads of covered agencies on the implementation of  
22 the provisions of this section.

23 (c) DEFINITIONS.—In this Act:

24 (1) EXECUTIVE AGENCY.—The term “executive  
25 agency” means an establishment in the executive  
26 branch of the Federal Government, including—

- 1 (A) the Executive Office of the President;  
2 (B) any executive department;  
3 (C) any independent regulatory agency;  
4 (D) any military department;  
5 (E) any government corporation; and  
6 (F) any government-controlled corporation.

7 (2) FEMALE.—The term “female” means an in-  
8 dividual who naturally has, had, will have, or would  
9 have, but for a developmental or genetic anomaly or  
10 historical accident, the reproductive system that at  
11 some point produces, transports, and utilizes eggs  
12 for fertilization.

13 (3) GENDER.—The term “gender”—

14 (A) means—

15 (i) males, females, or the natural dif-  
16 ferences between males and females, unless  
17 such term is otherwise specified or used  
18 alone (rather than with or as an adjective  
19 modifying other words); and

20 (ii) a synonym for sex; and

21 (B) does not mean gender identity, experi-  
22 enced gender, gender expression, or gender  
23 roles.

24 (4) GENDER IDENTITY.—The term “gender  
25 identity” does not mean sex or gender.

1           (5) MALE.—The term “male” means an indi-  
2           vidual who naturally has, had, will have, or would  
3           have, but for a developmental or genetic anomaly or  
4           historical accident, the reproductive system that at  
5           some point produces, transports, and utilizes sperm  
6           for fertilization.

7           (6) SEX.—The term “sex” means the biological  
8           determination as to whether an individual is male or  
9           female.

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