

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

# H. R. 4953

To authorize a civil right of action for individuals on whom gender-related medical treatment was performed while such individual was a minor, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

AUGUST 12, 2025

Ms. MACE introduced the following bill; which was referred to the Committee on the Judiciary

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## A BILL

To authorize a civil right of action for individuals on whom gender-related medical treatment was performed while such individual was a minor, 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 “Gender-Affirming  
5 Child Abuse Prevention Act”.

6 **SEC. 2. CIVIL RIGHT OF ACTION RELATED TO GENDER-RE-**  
7 **LATED MEDICAL TREATMENT.**

8 (a) CIVIL ACTION.—

9 (1) RIGHT OF ACTION.—

1           (A) Except as provided in paragraph (4),  
2           an individual on whom gender-affirming care  
3           was performed while such individual was a  
4           minor, in a circumstance described in para-  
5           graph (3) may bring a civil action in an appro-  
6           priate district court of the United States  
7           against each person who performed the gender-  
8           affirming care for relief set forth in paragraph  
9           (2).

10           (B) RIGHTS ON BEHALF OF CERTAIN INDI-  
11           VIDUALS.—In the case of an individual who is  
12           under 18 years of age, incompetent, incapaci-  
13           tated, or deceased, the legal guardian of the in-  
14           dividual or representative of the individual’s es-  
15           tate, another family member, or any other per-  
16           son appointed as suitable by the court, may as-  
17           sume the individual’s rights under this section.

18           (2) RELIEF.—An individual may recover the ac-  
19           tual damages sustained by the individual or liq-  
20           uidated damages in the amount of \$250,000 for  
21           each instance of gender affirming care being per-  
22           formed on the individual while such individual was  
23           a minor, and the cost of the action, including rea-  
24           sonable attorney’s fees and other litigation costs rea-  
25           sonably incurred.

1           (3) CIRCUMSTANCES DESCRIBED.—For the pur-  
2           poses of paragraph (1), the circumstances described  
3           in this paragraph are that—

4                   (A) the defendant or victim traveled in  
5                   interstate or foreign commerce, or traveled  
6                   using a means, channel, facility, or instrumen-  
7                   tality of interstate or foreign commerce, in fur-  
8                   therance of or in connection with the conduct  
9                   described in paragraph (1);

10                   (B) the defendant used a means, channel,  
11                   facility, or instrumentality of interstate or for-  
12                   eign commerce in furtherance of or in connec-  
13                   tion with the conduct described in paragraph  
14                   (1);

15                   (C) any payment of any kind was made,  
16                   directly or indirectly, in furtherance of or in  
17                   connection with the conduct described in para-  
18                   graph (1) using any means, channel, facility, or  
19                   instrumentality of interstate or foreign com-  
20                   merce or in or affecting interstate or foreign  
21                   commerce;

22                   (D) the defendant transmitted in interstate  
23                   or foreign commerce any communication relat-  
24                   ing to or in furtherance of the conduct de-  
25                   scribed in paragraph (1) using any means,

1 channel, facility, or instrumentality of interstate  
2 or foreign commerce or in or affecting inter-  
3 state or foreign commerce by any means or in  
4 manner, including by computer, mail, wire, or  
5 electromagnetic transmission;

6 (E) any instrument, item, substance, or  
7 other object that has traveled in interstate or  
8 foreign commerce was used to perform the con-  
9 duct described in paragraph (1);

10 (F) the conduct described in paragraph (1)  
11 occurred within the special maritime and terri-  
12 torial jurisdiction of the United States, or any  
13 territory or possession of the United States; or

14 (G) the conduct described in paragraph (1)  
15 otherwise occurred in or affected interstate or  
16 foreign commerce.

17 (b) DEFINITIONS.—In this section—

18 (1) GENDER-RELATED MEDICAL TREATMENT.—

19 The term “gender-related medical treatment”—

20 (A) means—

21 (i) with respect to a female individual,  
22 medical treatments provided for purposes  
23 of addressing the perception of such indi-  
24 vidual that the gender or sex of such indi-  
25 vidual is not female, including—

- 1 (I) surgical procedures, includ-  
2 ing—
- 3 (aa) vaginectomy;
  - 4 (bb) hysterectomy;
  - 5 (cc) oophorectomy;
  - 6 (dd) reconstruction of the  
7 urethra;
  - 8 (ee) metoidioplasty;
  - 9 (ff) phalloplasty;
  - 10 (gg) salpingo-oophorectomy;
  - 11 (hh) scrotoplasty;
  - 12 (ii) implantation of erection  
13 or testicular protheses;
  - 14 (jj) subcutaneous mastec-  
15 tomy;
  - 16 (kk) vocal cord surgery;
  - 17 (ll) pectoral implants; and
  - 18 (mm) penile transplantation;
- 19 (II) exogenous doses of testos-  
20 terone or other androgens;
- 21 (III) puberty blockers, includ-  
22 ing—
- 23 (aa) GnRH agonists; and
  - 24 (bb) synthetic drugs that  
25 suppress the production of estro-

1                   gen and progesterone or delay or  
2                   suppress pubertal development in  
3                   female individuals; and

4                   (IV) such other medical treat-  
5                   ment, identified by the Secretary of  
6                   Health and Human Services, that  
7                   may be provided for purposes of ad-  
8                   dressing the perception of such indi-  
9                   vidual that the gender or sex of such  
10                  individual is not male.

11                  (ii) with respect to a male individual,  
12                  medical treatments provided for purposes  
13                  of addressing the perception of such indi-  
14                  vidual that the gender or sex of such indi-  
15                  vidual is not male, including—

16                   (I) surgical procedures, includ-  
17                   ing—

18                           (aa) penectomy;

19                           (bb) orchiectomy;

20                           (cc) vaginoplasty;

21                           (dd) clitoroplasty;

22                           (ee) vulvoplasty;

23                           (ff)                   augmentation

24                           mammoplasty;

1 (gg) facial feminization sur-  
2 gery;  
3 (hh) vocal cord surgery;  
4 (ii) chondrolaryngoplasty;  
5 (jj) gluteal augmentation;  
6 and  
7 (kk) uterine transplantation;  
8 (II) exogenous doses of estrogen;  
9 (III) puberty blockers, includ-  
10 ing—  
11 (aa) GnRH agonists; and  
12 (bb) synthetic drugs that  
13 suppress the production of testos-  
14 terone or delay or suppress pu-  
15 bertal development in male indi-  
16 viduals; and  
17 (IV) such other medical treat-  
18 ment, identified by the Secretary of  
19 Health and Human Services, that  
20 may be provided for purposes of ad-  
21 dressing the perception of such indi-  
22 vidual that the gender or sex of such  
23 individual is not male.

1 (B) does not include any medical treat-  
2 ment performed on an individual for the pur-  
3 poses of treating—

4 (i) a disorder of sex development, di-  
5 agnosed by a physician after such physi-  
6 cian has determined through genetic or  
7 biochemical testing that such individual  
8 does not have normal sex chromosome  
9 structure, sex steroid hormone production,  
10 or sex steroid hormone action;

11 (ii) irresolvably ambiguous biological  
12 sex characteristics of such individual, in-  
13 cluding the presence of—

14 (I) 46 XX chromosomes with  
15 virilization;

16 (II) 46 XY chromosomes with  
17 undervirilization; or

18 (III) both ovarian and testicular  
19 tissue; or

20 (iii) an infection, injury, disease, or  
21 disorder caused or exacerbated by gender-  
22 related medical treatment that was fur-  
23 nished to an individual.

1           (2) SEX.—The term “sex” means the biological  
2           determination as to whether an individual is male or  
3           female, as such terms are defined in this section.

4           (3) GENDER.—The term “gender”—

5                 (A) means—

6                     (i) males, females, or the natural dif-  
7                     ferences between males and females, unless  
8                     such term is otherwise specified or used  
9                     alone (rather than with or as an adjective  
10                    modifying other words); and

11                   (ii) a synonym for sex; and

12                 (B) does not mean a synonym for terms or  
13                 ideas such as gender identity, experienced gen-  
14                 der, gender expression, or gender roles.

15           (4) FEMALE.—The term “female” means an in-  
16           dividual who naturally has, had, will have, or would  
17           have, but for a developmental or genetic anomaly or  
18           historical accident, the reproductive system that at  
19           some point produces, transports, and utilizes eggs  
20           for fertilization.

21           (5) MALE.—The term “male” means an indi-  
22           vidual who naturally has, had, will have, or would  
23           have, but for a developmental or genetic anomaly or  
24           historical accident, the reproductive system that at

1       some point produces, transports, and utilizes sperm  
2       for fertilization.

3               (6) MINOR.—The term “minor” means an indi-  
4       vidual under the age of 18.

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