

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.

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## 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

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## 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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