

119TH CONGRESS
1ST SESSION

H. R. 498

IN THE SENATE OF THE UNITED STATES

DECEMBER 18, 2025

Received; read twice and referred to the Committee on Finance

AN ACT

To amend title XIX of the Social Security Act to prohibit Federal Medicaid funding for gender transition procedures for minors.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Do No Harm in Med-
3 icaid Act”.

4 **SEC. 2. PROHIBITING FEDERAL MEDICAID FUNDING FOR**
5 **GENDER TRANSITION FOR MINORS.**

6 (a) IN GENERAL.—Section 1903(i) of the Social Se-
7 curity Act (42 U.S.C. 1396b(i)) is amended—

8 (1) in paragraph (26), by striking “; or” and
9 inserting a semicolon;

10 (2) in paragraph (27), by striking the period at
11 the end and inserting “; or”; and

12 (3) by inserting after paragraph (27) the fol-
13 lowing new paragraph: “(28) with respect to any
14 amount expended for specified gender procedures
15 under section 1905(kk) to an individual under 18
16 years of age enrolled in a State plan (or waiver of
17 such plan), including any amounts expended for the
18 administration of a State program that furnishes
19 specified procedures and drugs to individuals under
20 18 years of age.”.

21 (4) in the flush left matter at the end, by strik-
22 ing “and (18),” and inserting “(18), and (28)”.

23 (b) PROHIBITING FEDERAL MEDICAID FUNDING FOR
24 GENDER TRANSITIONS FOR MINORS.—Section 1905 of
25 the Social Security Act (42 U.S.C. 1396d) is amended by
26 adding at the end the following new subsection:

1 “(KK) PROHIBITING FEDERAL MEDICAID
2 FUNDING FOR GENDER TRANSITIONS FOR MI-
3 NORS.—

4 “(A) For purposes of section 1903(i)(28),
5 except as provided in subparagraph (B), the
6 term ‘specified gender transition procedures’
7 means, with respect to an individual, any of the
8 following when performed for the purpose of in-
9 tentionally changing the body of such individual
10 (including by disrupting the body’s develop-
11 ment, inhibiting its natural functions, or modi-
12 fying its appearance) to no longer correspond to
13 the individual’s sex:

14 “(i) Performing any surgery, includ-
15 ing—

16 “(I) castration;

17 “(II) sterilization;

18 “(III) orchiectomy;

19 “(IV) scrotoplasty;

20 “(V) vasectomy;

21 “(VI) tubal ligation;

22 “(VII) hysterectomy;

23 “(VIII) oophorectomy;

24 “(IX) ovariectomy;

25 “(X) metoidioplasty;

1 “(XI) clitoroplasty;

2 “(XII) reconstruction of the fixed
3 part of the urethra with or without a
4 metoidioplasty or a phalloplasty;

5 “(XIII) penectomy;

6 “(XIV) phalloplasty;

7 “(XV) vaginoplasty;

8 “(XVI) vaginectomy;

9 “(XVII) vulvoplasty;

10 “(XVIII) reduction

11 thyrochondroplasty;

12 “(XIX) chondrolaryngoplasty;

13 “(XX) mastectomy; and

14 “(XXI) any plastic, cosmetic, or
15 aesthetic surgery that feminizes or
16 masculinizes the facial or other phys-
17 iological features of an individual.

18 “(ii) Any placement of chest implants
19 to create feminine breasts or any place-
20 ment of erection or testicular protheses.

21 “(iii) Any placement of fat or artifi-
22 cial implants in the gluteal region.

23 “(iv) Administering, supplying, pre-
24 scribing, dispensing, distributing, or other-

1 wise conveying to an individual medica-
2 tions, including—

3 “(I) gonadotropin-releasing hor-
4 mone (GnRH) analogues or other pu-
5 berty-blocking drugs to stop or delay
6 normal puberty; and

7 “(II) testosterone, estrogen, pro-
8 gesterone or other androgens to an in-
9 dividual at doses that are
10 supraphysiologic, greater or more po-
11 tent than would normally be produced
12 endogenously in a healthy individual
13 of the same age and sex.

14 “(B) EXCEPTION.—Subparagraph (A)
15 shall not apply to the following when furnished
16 to an individual by a health care provider with
17 the consent of such individual’s parent or legal
18 guardian:

19 “(i) Puberty suppression or blocking
20 prescription drugs for the purpose of nor-
21 malizing puberty for an individual experi-
22 encing precocious puberty.

23 “(ii) Appropriate and medically nec-
24 essary procedures or treatments to correct
25 for—

1 “(I) a medically verifiable genetic
2 disorder of sex development, includ-
3 ing—

4 “(aa) 46,XX chromosomes
5 with virilization;

6 “(bb) 46,XY chromosome
7 with undervirilization; and

8 “(cc) both ovarian and tes-
9 ticular tissue;

10 “(II) sex chromosome structure,
11 sexsteroid hormone production, or sex
12 hormone action, if determined to be
13 abnormal for a healthy individual of
14 the same sex and age by a physician
15 through genetic or biochemical test-
16 ing;

17 “(III) infection, disease, injury,
18 or disorder caused or exacerbated by a
19 previous procedure described in sub-
20 paragraph (A), or a physical disorder,
21 physical injury, or physical illness that
22 would, as certified by a physician,
23 place the individual in imminent dan-
24 ger of death or impairment of a major
25 bodily function unless the procedure is

1 performed, not including procedures
2 performed for the alleviation of men-
3 tal distress; or

4 “(IV) procedures to restore or re-
5 construct the body of the individual in
6 order to correspond to the individual’s
7 sex after one or more previous proce-
8 dures described in subparagraph (A),
9 which may include the removal of a
10 pseudo phallus or breast augmenta-
11 tion.

12 “(C) SEX.—For purposes of subpara-
13 graph(A), the term ‘sex’ means either male or
14 female, as biologically determined and defined
15 by clause (i) and clause (ii).

16 “(i) FEMALE.—The term ‘female’
17 means an individual who naturally has,
18 had, will have, or would have, but for a de-
19 velopmental or genetic anomaly or histor-
20 ical accident, the reproductive system that
21 at some point produces, transports, and
22 utilizes eggs for fertilization.

23 “(ii) MALE.—The term ‘male’ means
24 an individual who naturally has, had, will
25 have, or would have, but for a develop-

Attest: KEVIN F. MCCUMBER,
Clerk.