

Union Calendar No. 698

119TH CONGRESS
2D SESSION

H. R. 8781

[Report No. 119-798]

To clarify that for purposes of Federal nondiscrimination requirements applicable to education programs or activities receiving Federal financial assistance, discrimination prohibited under title IX of the Education Amendments of 1972 is based on the biological reality of sex.

IN THE HOUSE OF REPRESENTATIVES

MAY 13, 2026

Mr. ARRINGTON (for himself, Mr. DOWNING, Mr. MCCORMICK, Mr. FULCHER, Mr. SMITH of New Jersey, Mr. BOST, Ms. TENNEY, Mrs. BIGGS of South Carolina, Mr. MOORE of Alabama, Mr. RULLI, Mr. STEUBE, Mr. PFLUGER, Mr. STAUBER, Mr. CARTER of Georgia, Mr. SIMPSON, Mr. MASSIE, Mr. BABIN, Mrs. HARSHBARGER, Mr. MOORE of West Virginia, Mr. SMITH of Nebraska, Mr. McDOWELL, Mrs. FEDORCHAK, and Mr. MANN) introduced the following bill; which was referred to the Committee on Education and Workforce

SEPTEMBER 8, 2026

Additional sponsors: Mr. ALLEN, Mr. PALMER, Mrs. MILLER of Illinois, Mr. WEBSTER of Florida, Mr. FRY, Mr. FINSTAD, Mr. ROSE, Mr. HARRIGAN, Mr. MORAN, Mr. WILLIAMS of Texas, Mr. BALDERSON, Mr. DAVIDSON, Mr. GOLDMAN of Texas, Mr. FALLON, Mr. SESSIONS, Mr. ADERHOLT, Mr. MOORE of North Carolina, Mr. HIGGINS of Louisiana, Mr. TAYLOR, Ms. VAN DUYN, Mr. JACKSON of Texas, and Ms. HAGEMAN

SEPTEMBER 8, 2026

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on May 13, 2026]

A BILL

To clarify that for purposes of Federal nondiscrimination requirements applicable to education programs or activities receiving Federal financial assistance, discrimination prohibited under title IX of the Education Amendments of 1972 is based on the biological reality of sex.

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 “Title IX Clarification*
5 *Act of 2026”.*

6 **SEC. 2. TITLE IX AMENDMENTS.**

7 *Section 901(c) of the Education Amendments of 1972*
8 *(20 U.S.C. 1681(c)) is amended—*

9 *(1) by striking “title an educational institution”*
10 *and inserting the following:*

11 *“title—*

12 *“(1) the term ‘educational institution’”,*

13 *(2) by striking the period at the end and insert-*
14 *ing a semicolon, and*

15 *(3) by adding at the end the following:*

16 *“(2) the term ‘sex’ refers to an individual’s bio-*
17 *logically determined sex, as either male or female;*

18 *“(3) the term ‘female’, when used with respect to*
19 *a natural person, means an individual who naturally*
20 *has, had, will have, or would have, but for a con-*
21 *genital anomaly, historical accident, or intentional or*
22 *unintentional disruption, the reproductive system*
23 *that at some point produces, transports, and utilizes*
24 *the large gamete (ova) for fertilization; and*

1 “(4) the term ‘male’, when used with respect to
2 a natural person, means an individual who naturally
3 has, had, will have, or would have, but for a con-
4 genital anomaly, historical accident, or intentional or
5 unintentional disruption, the reproductive system
6 that at some point produces, transports, and utilizes
7 the small gamete (sperm) for fertilization.”.

8 **SEC. 3. EFFECTIVE DATE; APPLICATION OF AMENDMENTS.**

9 (a) *EFFECTIVE DATE.*—Except as provided in sub-
10 section (b), this Act and the amendments made by this Act
11 shall take effect on the date of the enactment of this Act.

12 (b) *APPLICATION OF AMENDMENTS.*—The amendments
13 made by this Act shall apply with respect to education pro-
14 grams and activities for which Federal financial assistance
15 is received on or after the date of the enactment of this Act.

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