

119TH CONGRESS
2D SESSION

H. R. 7368

To authorize civil actions against institutions of higher education and athletic associations that negligently or recklessly permit a biologically male student athlete to compete in an athletic competition intended exclusively for female student athletes, resulting in harm.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 4, 2026

Mr. MCGUIRE introduced the following bill; which was referred to the
Committee on the Judiciary

A BILL

To authorize civil actions against institutions of higher education and athletic associations that negligently or recklessly permit a biologically male student athlete to compete in an athletic competition intended exclusively for female student athletes, resulting in harm.

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 “Riley Gaines Act”.

1 **SEC. 2. CIVIL ACTION FOR HARM CAUSED BY BIOLOGICAL**
2 **MEN IN FEMALE ATHLETIC COMPETITIONS.**

3 (a) IN GENERAL.—If an institution of higher edu-
4 cation or an athletic association negligently or recklessly
5 permits a biologically male student athlete to compete in
6 an athletic competition intended exclusively for female stu-
7 dent athletes and a female student athlete is physically
8 injured due to the inherent physiological advantages of the
9 biologically male student athlete, such female student ath-
10 lete may bring a civil action for damages (including the
11 value of the loss of a scholarship or professional oppor-
12 tunity) in any Federal district court of appropriate juris-
13 diction against such institution or athletic association.

14 (b) ATTORNEY'S FEES FOR PLAINTIFF.—The court
15 shall award a reasonable attorney's fee to a prevailing
16 plaintiff in a civil action under this section.

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