

Amendment to H.R. 2670 National Defense Authorization Act for Fiscal Year 2024

Offered by: Mr. Banks _____

In the appropriate place in the report to accompany H.R. 2670, insert the following new Directive Report Language:

Gender Identity Impact Study for Female Active Duty Servicemembers

The committee acknowledges the issuance of Executive Order (EO) on Preventing and Combatting Discrimination on the Basis of Gender Identity or Sexual Orientation on January 20, 2021. The committee notes the EO's direction to federal agencies, including the Department of Defense, to "review all existing orders, regulations, guidance documents, policies, programs, or other agency actions ("agency actions") that:

- (i) were promulgated or are administered by the agency under Title VII or any other statute or regulation that prohibits sex discrimination, including any that relate to the agency's own compliance with such statutes or regulations; and
- (ii) are or may be inconsistent with the policy set forth in section 1 of this order.

Therefore, the committee directs the Secretary of Defense to provide a report to the House Committee on Armed Services no later than March 1, 2024 on the following:

- (1) The order, regulation, guidance policies, programs, and other agency actions which were amended and/or changed as a result of the EO and the specific amendment or change made as a result of the EO;
- (2) How the changes impact natal born women servicemembers and civilian personnel, including in women only spaces such as bathrooms and locker rooms;
- (3) The number of discrimination complaints received alleging gender identity discrimination; and,
- (4) The number of discrimination complaints alleging gender identity that were substantiated and the outcome of each substantiated complaint including administrative, judicial, or other action taken as a result.