

AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 8781
OFFERED BY MRS. MILLER OF ILLINOIS

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Title IX Clarification
3 Act of 2026”.

4 SEC. 2. TITLE IX AMENDMENTS.

5 Section 901(c) of the Education Amendments of
6 1972 (20 U.S.C. 1681(c)) is amended—

7 (1) by striking “title an educational institution”
8 and inserting the following:

9 “title—

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

11 (2) by striking the period at the end and insert-
12 ing a semicolon, and

13 (3) by adding at the end the following:

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

16 “(3) the term ‘female’, when used with respect
17 to a natural person, means an individual who natu-
18 rally has, had, will have, or would have, but for a

1 congenital anomaly, historical accident, or inten-
2 tional or unintentional disruption, the reproductive
3 system that at some point produces, transports, and
4 utilizes the large gamete (ova) for fertilization; and

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

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

13 (a) EFFECTIVE DATE.—Except as provided in sub-
14 section (b), this Act and the amendments made by this
15 Act shall take effect on the date of the enactment of this
16 Act.

17 (b) APPLICATION OF AMENDMENTS.—The amend-
18 ments made by this Act shall apply with respect to edu-
19 cation programs and activities for which Federal financial
20 assistance is received on or after the date of the enactment
21 of this Act.

