

118TH CONGRESS  
1ST SESSION

# H. R. 935

To clarify protections related to sex and sex-segregated spaces and to activities under title IX of the Education Amendments of 1972.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 9, 2023

Mrs. MILLER of Illinois (for herself, Mr. DUNCAN, Mr. BANKS, Mr. CLYDE, Mrs. BOEBERT, Mr. ROSENDALE, Ms. GREENE of Georgia, Mr. GOOD of Virginia, Mr. BISHOP of North Carolina, Mr. LAMALFA, Mr. GROTHMAN, Mr. TIFFANY, Mr. DONALDS, Mr. JACKSON of Texas, Mr. LAMBORN, and Mr. GOSAR) introduced the following bill; which was referred to the Committee on Education and the Workforce

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## A BILL

To clarify protections related to sex and sex-segregated spaces and to activities under title IX of the Education Amendments of 1972.

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 “Safety and Oppor-  
5 tunity for Girls Act of 2023”.

1 **SEC. 2. AMENDMENT TO TITLE IX OF THE EDUCATION**  
2 **AMENDMENTS OF 1972.**

3 Section 901 of title IX of the Education Amendments  
4 of 1972 (20 U.S.C. 1681) is amended by adding at end  
5 the following:

6 “(d) For purposes of this title—

7 “(1) the term ‘sex’ means sex determined solely  
8 by a person’s reproductive biology and genetics at  
9 birth; and

10 “(2) the term ‘sex-segregated’ means limited to  
11 or separated by sex.

12 “(e) Nothing in this title may be construed—

13 “(1) to prohibit, to authorize the Secretary to  
14 prohibit, or to authorize the Secretary to make re-  
15 ceipt of funding under this title contingent upon an  
16 educational institution forgoing the maintenance of  
17 sex-segregated spaces by educational institutions, in-  
18 cluding bathrooms and locker rooms; or

19 “(2) to prohibit, to authorize the Secretary to  
20 prohibit, or to authorize the Secretary to make re-  
21 ceipt of funding under this title contingent upon an  
22 educational institution forgoing the maintenance of  
23 sex-segregated athletic or academic programs by  
24 educational institutions.”.

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