

118TH CONGRESS  
1ST SESSION

# H. R. 1808

To amend title 10, United States Code, to prohibit discrimination in the  
Armed Forces.

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## IN THE HOUSE OF REPRESENTATIVES

MARCH 27, 2023

Ms. JACOBS (for herself, Mr. GRIJALVA, Ms. NORTON, Ms. MOORE of Wisconsin, Mr. TAKANO, Ms. SCHAKOWSKY, Ms. SÁNCHEZ, Mr. JOHNSON of Georgia, Mr. NADLER, Mr. BLUMENAUER, Mr. POCAN, Mr. PAYNE, Ms. ESCOBAR, Mr. KRISHNAMOORTHY, Mr. CICILLINE, Ms. GARCIA of Texas, Ms. TOKUDA, Mr. VEASEY, Ms. BONAMICI, Mr. MCGOVERN, Mrs. WATSON COLEMAN, Mr. SHERMAN, and Ms. VELÁZQUEZ) introduced the following bill; which was referred to the Committee on Armed Services

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## A BILL

To amend title 10, United States Code, to prohibit  
discrimination in the Armed Forces.

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 “Ensuring Military  
5 Readiness Not Discrimination Act”.

1 **SEC. 2. NONDISCRIMINATION WITH RESPECT TO SERVICE**  
2 **IN THE ARMED FORCES.**

3 (a) IN GENERAL.—Chapter 37 of title 10, United  
4 States Code, is amended by inserting after section 651 the  
5 following new section:

6 **“§ 651a. Members: prohibition of gender discrimina-**  
7 **tion**

8 “(a) STANDARDS FOR ELIGIBILITY FOR SERVICE.—  
9 Any qualifications established or applied for eligibility for  
10 service in an Armed Force shall take into account only  
11 the ability of an individual to meet occupational standards  
12 for military service generally and the military occupational  
13 specialty concerned in particular, and may not include any  
14 criteria relating to the race, color, national origin, religion,  
15 or sex (including gender identity, sexual orientation, or sex  
16 characteristics (including intersex traits)) of an individual.

17 “(b) EQUALITY OF TREATMENT AND OPPORTUNITY  
18 IN SERVICE.—Any personnel policy developed or imple-  
19 mented by the Secretary concerned with respect to mem-  
20 bers of the Armed Forces shall ensure equality of treat-  
21 ment and opportunity for all persons in the Armed Forces,  
22 without regard to race, color, national origin, religion, and  
23 sex (including gender identity, sexual orientation, or sex  
24 characteristics (including intersex traits)).”

25 (b) CLERICAL AMENDMENT.—The table of sections  
26 at the beginning of such chapter is amended by inserting

- 1 after the item relating to section 651 the following new
- 2 item:

“651a. Members: prohibition of gender discrimination.”.

