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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To amend title 36, United States Code, to provide that a national governing body shall have as an eligibility criteria related to participation in the Olympic Games, a requirement that an amateur athlete may only participate in events corresponding to the sex of such athlete, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

Mr. CLOUD introduced the following bill; which was referred to the Committee
on _____

A BILL

To amend title 36, United States Code, to provide that a national governing body shall have as an eligibility criteria related to participation in the Olympic Games, a requirement that an amateur athlete may only participate in events corresponding to the sex of such athlete, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Securing Actual Fe-
3 male Events in Olympic Sports Act” or the “SAFE Olym-
4 pic Sports Act”.

5 **SEC. 2. REQUIREMENT TO PARTICIPATE IN EVENTS COR-**
6 **RESPONDING TO SEX OF ATHLETE IN THE**
7 **OLYMPIC GAMES.**

8 (a) IN GENERAL.—Section 220522 of title 36, United
9 States Code, is amended—

10 (1) in paragraph (15), by inserting “except as
11 provided in paragraph (20),” before “does not have
12 eligibility criteria”;

13 (2) in paragraph (18), by striking “and” at the
14 end;

15 (3) in paragraph (19), by striking the period at
16 the end and inserting “; and”; and

17 (4) by adding at the end the following:

18 “(20) has as an eligibility criteria related to
19 participation in the Olympic Games, the Paralympic
20 Games, the Pan-American Games, the Parapan
21 American Games, or any other national, regional,
22 State, or local event or competition sanctioned by
23 such organization (including any national, regional,
24 State, any local division thereof), a requirement that
25 an amateur athlete may only participate in events

1 and competitions corresponding to the sex of such
2 athlete.”.

3 (b) DEFINITIONS.—Section 220501(b) of title 36,
4 United States Code, is amended by adding at the end the
5 following:

6 “(12) ‘sex’ means a person’s immutable biologi-
7 cal classification as either male or female, as bio-
8 logically determined.

9 “(13) ‘male’ means a person belonging, at con-
10 ception, to the biological sex characterized by a re-
11 productive system with the biological function of
12 producing sperm.

13 “(14) ‘female’ means a person belonging, at
14 conception, to the biological sex characterized by the
15 reproductive system with the biological function of
16 producing eggs.”.

17 **SEC. 3. GRANTING SANCTIONS FOR AMATEUR ATHLETIC**
18 **COMPETITIONS.**

19 220525 of title 36, United States Code, is amended
20 by adding at the end the following:

21 “(c) CONTINUED SANCTIONING OF CERTAIN COM-
22 PETITIONS.—

23 “(1) IN GENERAL.—Subject to section
24 220522(20), for the sport that it governs, a national
25 governing body (including any national, regional,

1 State, any local division thereof) shall continue sanc-
2 tioning an amateur athletic competition that—

3 “(A) meets the requirements to be sanc-
4 tioned under this section;

5 “(B) is solely for competition among males
6 or solely for competition among females; and

7 “(C) is a competition (or a successor to a
8 competition) that the national governing body
9 sanctioned during the 10-year period prior to
10 the date of enactment of this subsection.

11 “(2) CLARIFICATION FOR EVENTS PREVIOUS
12 SANCTIONED.—A national governing body may not
13 rescind the sanctioning or alter the competition cat-
14 egories related to the sex of the athletes (except to
15 comply with section 220522(20)) of any event de-
16 scribed in paragraph (1) that the national governing
17 body sanctioned prior to the date of enactment of
18 this subsection and that has not taken place as of
19 such date of enactment.

20 “(3) RULE OF CONSTRUCTION.—This sub-
21 section may not be construed to prohibit a national
22 governing body from sanctioning an amateur athletic
23 competition that is for competition among males and
24 females.”.