



IN THE CONGRESS OF THE UNITED STATES

August 17, 2020

Mr. JUSTICE (for himself, Mr. FLOCAB, Mr. KOAY, Mr. MORALES)
introduced the following bill (amended by Rep. Justice);

To stop allowing government buildings and institutions to discriminate against transgender people by not allowing them to use the bathroom of their choice.

*Be it enacted by the House of Representatives of the United States of America in
Congress Assembled,*

SECTION 1. SHORT TITLE.

This Act may be cited as the “Transgender Bathroom Choice Act of 2020” or the “TBC Act”

SEC. 2. FINDINGS.

Congress finds that—

- (a) Many reputable institutions acknowledge and support the existence of transgender people (including but not limited to the American Psychological Association and the American Medical Association) and say that they are completely valid.
- (b) Transgender people are denied the use of the bathrooms of their choice in some public institutions.
- (c) Being denied the bathroom of their choice can have negative consequences on the mental health of transgender people.
- (d) Frequently cases against public institutions do end in the child being able to access the bathroom of their choice but these cases take up valuable time and can be simplified through a law that would simply make said discrimination illegal explicitly.

SEC. 3. DEFINITIONS.

In this Act—

- (a) PUBLIC INSTITUTION.— The term “public institution” means an institution that is owned or run by the federal government.
- (b) TRANSGENDER PERSON.— The term “transgender person” means a person who’s gender identity does not match with the sex they were assigned at birth.
- (c) DEPARTMENT.— The term “Department” means the Department of Health and Human Services unless specified otherwise.
- (d) SECRETARY.— The term “Secretary” means the Secretary of the Department unless specified otherwise.

SEC. 4. TRANSGENDER BATHROOM PROTECTIONS.

- (a) IN GENERAL.— Transgender Persons will be legally allowed to use the bathroom of their choice.
- (b) SUBHEADING.— Public institutions found to be discriminating against trans people by denying them the use of the bathroom of their choice will be reprimanded and told to discontinue. Should the institution break this law again they will be subject to a thorough investigation by the Department in which the person found to be directing the breaking of the law will be swiftly fired, all others who participated will be at least reprimanded and may also be fired. The Department will determine which enablers will be reprimanded and which will be fired.

SEC. 5. TRANSGENDER BATHROOM PROTECTION PROGRAM

- (a) IN GENERAL.— The Secretary shall establish a program that both enforces section 4 of this bill. Transgender Persons will also officially be added to all federal laws having to do with discrimination on the basis of sex.
- (b) REQUIREMENTS.— In carrying out the program under subsection (a) the Secretary shall—
 - (1) ensure that section 4 of this bill is implemented in all public institutions;
 - (2) work in accordance with the Department of Education to insure that schools receiving federal funding are also subject to these changes (although the funding for those schools will not be changed any court cases should now have a quick and efficient verdict); and
 - (3) Work to ensure these people are treated the same in those bathrooms as any other would be;
- (c) FUNDING.— The Secretary shall be appropriated \$0 for the fiscal year of 2020 to carry out the provisions of this section. That amount shall be subject to review should the Secretary deem it necessary

SEC. 6. ENACTMENT.

EFFECTIVE DATE.— The provisions of this Act shall come into force immediately upon passage.

AUTHOR'S NOTES:

1. Because of the inevitable concerns over people pretending to be trans to get into a bathroom to sexually assault people I would remind people that there is no barrier to them doing that in the first place, the bathroom is not a magical place which you can only enter if the sign matches your gender identity. Trans people who sexually assault people are to be treated as any other person who committed that unspeakable act would be.