

Alexander # 2



AMENDMENT NO. _____ Calendar No. _____

Purpose: To limit the application of the Act with respect to gender identity until regulations defining the term "transition" are issued.

IN THE SENATE OF THE UNITED STATES—113th Cong., 1st Sess.

S. 815

To prohibit employment discrimination on the basis of sexual orientation or gender identity.

Referred to the Committee on _____ and
ordered to be printed

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by _____

Viz:

1 Strike section 17 and insert the following:

2 **SEC. 17. EFFECTIVE DATE.**

3 (a) IN GENERAL.—Subject to subsection (b), this Act
4 shall take effect on the date that is 6 months after the
5 date of enactment of this Act and shall not apply to con-
6 duct occurring before the effective date.

7 (b) REGULATIONS DEFINING GENDER TRANSI-
8 TION.—

9 (1) ISSUANCE.—Not later than 2 years after
10 the date of enactment of this Act, the Commission
11 (or the corresponding regulator under section 14)

1 shall issue final regulations in accordance with sec-
2 tion 553 of title 5, United States Code (or the cor-
3 responding authority for that regulator), with re-
4 spect to gender transition. The regulations shall de-
5 fine the term “transition”, including other forms of
6 the word, for purposes of this Act.

7 (2) IMPACT ON DATE OF APPLICATION.—With
8 respect to conduct relating to the gender identity of
9 an individual who has undergone or is undergoing
10 gender transition—

11 (A) if the Commission (or corresponding
12 regulator) issues regulations as described in
13 paragraph (1) by the day that is 2 years after
14 the date of enactment of this Act, this Act shall
15 apply to that conduct 6 months after the date
16 of the issuance of the regulations; or

17 (B) if the Commission (or corresponding
18 regulator) fails to so issue the regulations by
19 that day, effective on that day this Act shall not
20 apply to that conduct.