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(Original Signature of Member)

119TH CONGRESS
1ST SESSION

H. R. _____

To require the imposition of visa sanctions with respect to each foreign person the President determines has performed or otherwise facilitated chemical or surgical mutilations of United States minors, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

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

A BILL

To require the imposition of visa sanctions with respect to each foreign person the President determines has performed or otherwise facilitated chemical or surgical mutilations of United States minors, 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,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Protecting Children
5 from Foreign Mutilation Act”.

1 **SEC. 2. IMPOSITION OF SANCTIONS.**

2 (a) IN GENERAL.—The President shall impose the
3 sanction described in subsection (b) with respect to each
4 person the President determines, including through infor-
5 mation submitted in accordance with subsection (d), is a
6 foreign person who—

7 (1) is a member of the World Professional As-
8 sociation for Transgender Health; or

9 (2) has, in the capacity of such individual as a
10 duly licensed physician, in any way performed, pre-
11 scribed, or otherwise facilitated chemical or surgical
12 mutilations of United States persons; or

13 (3) owns or operates a clinic, hospital, phar-
14 macy, or other medical institution that performs,
15 prescribes, or otherwise facilitates chemical or sur-
16 gical mutilations of United States persons.

17 (b) VISA SANCTIONS.—The sanction described in this
18 subsection is the following:

19 (1) VISAS, ADMISSION, OR PAROLE.—A foreign
20 person described in subsection (a) is—

21 (A) inadmissible to the United States;

22 (B) ineligible to receive a visa or other doc-
23 umentation to enter the United States; and

24 (C) otherwise ineligible to be admitted or
25 paroled into the United States or to receive any

1 other benefit under the Immigration and Na-
2 tionality Act (8 U.S.C. 1101 et seq.).

3 (2) CURRENT VISAS REVOKED.—

4 (A) IN GENERAL.—A foreign person de-
5 scribed in subsection (a) shall be subject to rev-
6 ocation of any visa or other entry documenta-
7 tion regardless of when the visa or other entry
8 documentation is or was issued.

9 (B) IMMEDIATE EFFECT.—A revocation
10 under subparagraph (A) shall take effect imme-
11 diately and automatically cancel any other valid
12 visa or entry documentation that is in the
13 alien's possession.

14 (c) INFORMATION SUBMITTED TO SECRETARY OF
15 STATE.—The Secretary of State shall establish procedures
16 to enable individuals to submit to the Secretary informa-
17 tion relating to foreign persons that may qualify for the
18 imposition of sanctions under this Act.

19 (d) EXCEPTION; WAIVER.—

20 (1) EXCEPTION TO COMPLY WITH INTER-
21 NATIONAL OBLIGATIONS.—Sanctions under this sec-
22 tion shall not apply with respect to the admission of
23 an alien if admitting or paroling the alien into the
24 United States is necessary to permit the United
25 States to comply with—

1 (A) the Agreement regarding the Head-
2 quarters of the United Nations, signed at Lake
3 Success June 26, 1947, and entered into force
4 November 21, 1947, between the United Na-
5 tions and the United States; or

6 (B) other applicable international obliga-
7 tions.

8 (2) EXCEPTION WITH RESPECT TO WHISTLE-
9 BLOWERS.—Sanctions under this section shall not be
10 imposed with respect to a foreign person described
11 in subsection (a)(2) if the Secretary of State deter-
12 mines that such foreign person—

13 (A) no longer works for an entity per-
14 forming any of the acts described in subsection
15 (c); and

16 (B)(i) has provided information to the Sec-
17 retary of State sufficient to identify at least one
18 other foreign person meeting the criteria for the
19 imposition of sanctions under this section; or

20 (ii) has provided information to any other
21 Federal official relating to a violation of law or
22 regulation in the practices of the entity de-
23 scribed in subparagraph (A).

24 (3) WAIVER.—The President may waive the ap-
25 plication of sanctions under this section with respect

1 to a foreign person if the President determines that
2 such a waiver is in the national security interests of
3 the United States.

4 (e) REPORT.—Not later than 180 days after the date
5 of the enactment of this Act, the Secretary of State shall
6 submit to Congress a report that includes—

7 (1) a description of the actions taken to carry
8 out this Act;

9 (2) the number of people who have been sanc-
10 tioned pursuant to the authorities provided by this
11 Act; and

12 (3) any additional measures the Secretary
13 would recommend to be taken to discourage foreign
14 persons from providing gender transitions to United
15 States persons.

16 (f) DEFINITIONS.—In this section:

17 (1) ADMISSION; ADMITTED; ALIEN.—The terms
18 “admission”, “admitted”, and “alien” have the
19 meanings given such terms in section 101 of the Im-
20 migration and Nationality Act (8 U.S.C. 1101).

21 (2) CHEMICAL OR SURGICAL MUTILATION.—

22 (A) IN GENERAL.—The term “chemical or
23 surgical mutilation” means engaging in any one
24 or more of the following for the purpose of in-
25 tentiously halting the natural development of

1 the individual's body so that it no longer cor-
2 responds to the individual's sex or intentionally
3 changing the individual's body, including the in-
4 dividual's external appearance or biological
5 functions, to no longer correspond to the indi-
6 vidual's sex:

7 (i) The use of puberty blockers, in-
8 cluding gonadotropin releasing hormone
9 agonists and other interventions, to delay
10 the onset or progression of normally timed
11 puberty in an individual.

12 (ii) The use of sex hormones, such as
13 androgen blockers, estrogen, progesterone,
14 or testosterone.

15 (iii) Surgical procedures that attempt
16 to transform an individual's physical ap-
17 pearance or that attempt to alter or re-
18 move an individual's sexual organs.

19 (B) EXCLUSIONS.—Such term does not in-
20 clude any of the following:

21 (i) Appropriate and medically nec-
22 essary procedures to treat a verifiable dis-
23 order of sexual development, including an
24 individual born with 46 XX chromosomes
25 with virilization, with 46 XY chromosomes

1 with undervirilization, or having both ovar-
2 ian and testicular tissue.

3 (ii) The treatment of any infection, in-
4 jury, disease, or disorder that has been
5 caused or exacerbated by the performance
6 of an intervention described in subpara-
7 graph (A) without regard to whether the
8 intervention was performed in accordance
9 with State or Federal law or whether the
10 intervention is covered by the private right
11 of action under section 4.

12 (iii) Any intervention undertaken be-
13 cause the individual suffers from any diag-
14 nosed and verifiable condition of the body's
15 organ systems, including the following:

16 (I) Traumatic bodily injuries
17 (such as fractures, organ rupture, or
18 penetrating trauma).

19 (II) Congenital structural anoma-
20 lies of major organs or systems, in-
21 cluding the cardiovascular, res-
22 piratory, renal, hepatic, neurological,
23 or musculoskeletal systems.

24 (III) Acute illnesses with a high
25 probability of rapid mortality.

1 (iv) Detransition treatment.

2 (3) DETRANSITION TREATMENT.—The term
3 “detransition treatment” means any treatment, in-
4 cluding a mental health treatment, medical interven-
5 tion, or surgery, that does either or both of the fol-
6 lowing:

7 (A) Stops or reverses the effects of a prior
8 chemical or surgical mutilation.

9 (B) Helps an individual cope with the ef-
10 fects of a prior chemical or surgical mutilation.

11 (4) FOREIGN PERSON.—The term “foreign per-
12 son” means an individual who is not a citizen or na-
13 tional of the United States.

14 (5) SEX.—The term “sex” means a person’s
15 immutable biological classification, determined at the
16 moment of conception, as either male or female.

17 (6) UNITED STATES PERSON.—The term
18 “United States person” means an individual who—

19 (A) is a United States citizen or national,
20 or an alien lawfully admitted for permanent res-
21 idence to the United States; and

22 (B) has not attained the age of 18 years.

23 **SEC. 3. SEVERABILITY.**

24 If any provision of this Act or the application of such
25 provision to any person, entity, government, or cir-

1 cumstance, is held to be unconstitutional, the remainder
2 of this Act, or the application of such provision to all other
3 persons, entities, governments, or circumstances, shall not
4 be affected thereby.