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AMENDMENT TO H.R. 4970

OFFERED BY MR. POLIS OF COLORADO, MR. NADLER OF NEW YORK, MR. QUIGLEY OF ILLINOIS, MS. WATERS OF CALIFORNIA, AND MS. CHU OF CALIFORNIA

Strike page 18, line 23, through page 20, line 16, and insert the following:

1 “(13) CIVIL RIGHTS.—

2 “(A) NONDISCRIMINATION.—No person in

3 the United States shall, on the basis of actual

4 or perceived race, color, religion, national origin,

5 sex, gender identity (as defined in section

6 249(c)(4) of title 18, United States Code), sexual

7 orientation, or disability, be excluded from

8 participation in, be denied the benefits of, or be

9 subjected to discrimination under any program

10 or activity funded in whole or in part with

11 funds made available under the Violence

12 Against Women Act of 1994 (title IV of Public

13 Law 103–322; 108 Stat. 1902), the Violence

14 Against Women Act of 2000 (division B of

15 Public Law 106–386; 114 Stat. 1491), the Violence

16 Against Women and Department of Jus-

1 tice Reauthorization Act of 2005 (title IX of
2 Public Law 109–162; 119 Stat. 3080), the Vio-
3 lence Against Women Reauthorization Act of
4 2012, or any other program or activity funded
5 in whole or in part with funds appropriated for
6 grants, cooperative agreements, and other as-
7 sistance administered by the Office on Violence
8 Against Women.

9 “(B) EXCEPTION.—If sex segregation or
10 sex-specific programming is necessary to the es-
11 sential operation of a program or activity de-
12 scribed in subparagraph (A), nothing in this
13 paragraph shall prevent any such program or
14 activity from consideration of the sex of an indi-
15 vidual. In such circumstances, grantees may
16 meet the requirements of this paragraph by
17 providing comparable services to individuals
18 who cannot be provided with the sex-segregated
19 or sex-specific programming.

20 “(C) DISCRIMINATION.—The authority of
21 the Attorney General and the Office of Justice
22 Programs to enforce this paragraph shall be the
23 same as it is under section 809 of title I of the
24 Omnibus Crime Control and Safe Streets Act of
25 1968 (42 U.S.C. 3789d).

1 “(D) CONSTRUCTION.—Nothing in this
2 paragraph shall be construed, interpreted, or
3 applied to supplant, displace, preempt, or other-
4 wise diminish the responsibilities and liabilities
5 under other Federal or State civil rights law,
6 whether statutory or common.

