

**AMENDMENT IN THE NATURE OF A SUBSTITUTE
TO H.R. 2616
OFFERED BY MR. WALBERG OF MICHIGAN**

Strike all after the enacting clause and insert the following:

1 SECTION 1. SHORT TITLE.

2 This Act may be cited as the “Parental Rights Over
3 The Education and Care of Their Kids Act” or the “PRO-
4 TECT Kids Act”.

**5 SEC. 2. PARENTAL CONSENT REQUIREMENT RELATED TO
6 GENDER MARKERS, PRONOUNS, AND PRE-
7 FERRED NAMES ON SCHOOL FORMS AND SEX-
8 BASED ACCOMMODATIONS.**

9 (a) REQUIREMENT.—As a condition of receiving
10 funds under the Elementary and Secondary Education Act
11 of 1965 (20 U.S.C. 6301 et seq.), a public school that
12 receives funds under such Act shall obtain parental con-
13 sent before changing a covered student’s—

14 (1) gender markers, pronouns, or preferred
15 name on any school form; or

16 (2) sex-based accommodations, including locker
17 rooms or bathrooms.

18 (b) DEFINITIONS.—In this section:

1 (1) COVERED STUDENT.—The term “covered
2 student” means a minor who is—

3 (A) an elementary school student; or

4 (B) a student in any of the middle grades.

5 (2) ESEA TERMS.—The terms “elementary
6 school”, “middle grades”, and “parent” have the
7 meanings given such terms in section 8101 of the
8 Elementary and Secondary Education Act of 1965
9 (20 U.S.C. 7801).

