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(Original Signature of Member)

117TH CONGRESS  
2D SESSION

**H. R.**

To prohibit the Department of Education from punishing States, local educational agencies, or elementary schools for failure to implement or carry out certain Federal policies relating to sex education in elementary schools, and for other purposes.

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IN THE HOUSE OF REPRESENTATIVES

Mr. GOODEN of Texas introduced the following bill; which was referred to the Committee on \_\_\_\_\_

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**A BILL**

To prohibit the Department of Education from punishing States, local educational agencies, or elementary schools for failure to implement or carry out certain Federal policies relating to sex education in elementary schools, 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 Innocence  
5 in Education Act”.

1 **SEC. 2. PROHIBITION OF FEDERALLY MANDATED SEX EDU-**  
2 **CATION IN ELEMENTARY SCHOOLS.**

3 (a) PROHIBITION OF CERTAIN ACTIONS BY SEC-  
4 RETARY OF EDUCATION.—The Secretary of Education  
5 may not—

6 (1) require States, local educational agencies, or  
7 elementary schools to implement Federal rec-  
8 ommendations, requirements, rules, regulations,  
9 guidance, or other programs relating to sex edu-  
10 cation in elementary schools; or

11 (2) punish a State, local educational agency, or  
12 elementary school, including by withholding Federal  
13 funds or levying fines under title IX of the Edu-  
14 cation Amendments of 1972 (20 U.S.C. 1681 et  
15 seq.) or any other Federal law, for failure to imple-  
16 ment or carry out Federal recommendations, re-  
17 quirements, rules, regulations, guidance, or other  
18 programs relating to sex education in elementary  
19 schools.

20 (b) PROHIBITION OF CERTAIN ACTIONS BY TASK  
21 FORCE ON SEXUAL VIOLENCE IN EDUCATION.—The Task  
22 Force on Sexual Violence in Education established under  
23 section 1314 of division W of the Consolidated Appropria-  
24 tions Act, 2022 (Public Law 117–103) may not—

25 (1) develop recommendations for States, local  
26 educational agencies, or elementary schools with re-

1       spect to sex education in elementary schools under  
2       section 1314(a)(5) of such Act or any other Federal  
3       law; or

4           (2) notwithstanding section 1314(a)(8) of such  
5       Act, assess the Department of Education's ability  
6       under section 902 of the Education Amendments of  
7       1972 (20 U.S.C. 1682) to levy intermediate fines for  
8       noncompliance with title IX of the Education  
9       Amendments of 1972 (20 U.S.C. 1681 et seq.) or  
10      the advisability of additional remedies for such non-  
11      compliance, in addition to the remedies already  
12      available under Federal law.

13      (c) DEFINITIONS.—In this Act, the terms “elemen-  
14      tary school”, “local educational agency”, and “State”  
15      have the meanings given such terms in section 8101 of  
16      the Elementary and Secondary Education Act of 1965 (20  
17      U.S.C. 7801).