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Requiring "biological sex at birth" opens the door to rampant privacy violations. The U.S. government should not be in the business of inspecting Americans' private parts or DNA.

Furthermore, the idea of "biological sex at birth" is not actually founded on scientific facts. Some people are called male at birth but discover at puberty that they have XX chromosomes. Some people are called female at birth but discover that they have XY chromosomes. Some people's chromosomes are XXY. These conditions are not particularly rare—XXY chromosomes occur in about 1 in 1000 people, for example.