Sixty-seventh Legislative Assembly of North Dakota

# FIRST ENGROSSMENT with Conference Committee Amendments ENGROSSED HOUSE BILL NO. 1298

#### Introduced by

Representatives B. Koppelman, Meier, Paulson, Schauer, Skroch, Steiner, Vetter Senators Clemens, Kannianen, Myrdal

- 1 A BILL for an Act to create and enact a new section to chapter 14-02.4 of the North Dakota
- 2 Century Code, relating to participation in athletic events exclusively for males or females; and to
- 3 provide for a legislative management study.

## 4 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

5 SECTION 1. A new section to chapter 14-02.4 of the North Dakota Century Code is created
6 and enacted as follows:

#### 7 <u>Athletic events exclusively for males or exclusively for females.</u>

- 8 <u>1. A public elementary or secondary school may not knowingly allow an individual of the</u>
- 9 <u>opposite sex who is enrolled in a public elementary or secondary school to participate</u>
- 10 <u>on a school-sponsored athletic team that is exclusively for females or exclusively for</u>
  11 males.
- 12 <u>2.</u> For purposes of this section, sex means an individual's biological sex and is based
   13 solely on an individual's reproductive biology and genetics at birth.
- 14 <u>3.</u> This section may not be construed to prohibit a female from participating in a

15 <u>school-sponsored athletic team or event that is exclusively for males.</u>

## 16 SECTION 2. LEGISLATIVE MANAGEMENT STUDY - STUDENT ATHLETIC EVENTS.

17 During the 2021-22 interim, the legislative management shall consider studying student athletic

- 18 events that are exclusively for males or exclusively for females and the impact of a policy that
- 19 prohibits participation in those events by individuals who are of the opposite sex. The legislative
- 20 management shall report its findings and recommendations, together with any legislation
- 21 required to implement the recommendations, to the sixty-eighth legislative assembly.