

**FIRST ENGROSSMENT  
with Senate 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.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

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

6 **Athletic events exclusively for males or exclusively for females.**

- 7 1. The state, a political subdivision of the state, or an entity that receives public funding  
8 from the state or from a political subdivision of the state may not knowingly allow an  
9 individual of the opposite sex who is under eighteen years of age or who is enrolled in  
10 high school to participate on an athletic team sponsored or funded by the state,  
11 political subdivision, or entity and which is exclusively for females or exclusively for  
12 males.
- 13 2. For purposes of this section, sex means an individual's biological sex and is based  
14 solely on an individual's reproductive biology and genetics at birth.
- 15 3. This section may not be construed to prohibit a female from participating in a  
16 school-sponsored athletic team or event that is exclusively for males.
- 17 4. An individual who is deprived of an athletic opportunity or suffers direct or indirect  
18 harm as a result of a violation of this section has a private cause of action.