

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

- 8 1. A public elementary or secondary school may not knowingly allow an individual of the
9 opposite sex who is enrolled in a public elementary or secondary school to participate
10 on a school-sponsored athletic team that is exclusively for females or exclusively for
11 males.
- 12 2. 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 3. This section may not be construed to prohibit a female from participating in a
15 school-sponsored athletic team or event that is exclusively for males.

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.