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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 2280

02/27/2023 Authored by Finke, Becker-Finn, Curran, Hollins, Jordan and others
The bill was read for the first time and referred to the Committee on Health Finance and Policy

1.1 A bill for an act
1.2 relating to health care; creating the Gender-Affirming Rights Act; proposing coding
1.3 for new law in Minnesota Statutes, chapter 145.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. [145.4095] GENDER-AFFIRMING RIGHTS ACT.

1.6 Subdivision 1. Short title. This section may be cited as the "Gender-Affirming Rights
1.7 Act."

1.8 Subd. 2. Definition. "Gender-affirming care" means a service or product that a health
1.9 care provider prescribes or provides to an individual to support and affirm the individual's
1.10 gender identity. Gender-affirming care includes but is not limited to treatment for gender
1.11 dysphoria. Gender-affirming treatment can be prescribed to Two Spirit, transgender,
1.12 nonbinary, and other gender diverse individuals.

1.13 Subd. 3. Gender freedom. Every individual has a fundamental right to make autonomous
1.14 decisions about the individual's own gender, and related gender-affirming health care.

1.15 Subd. 4. Right to gender freedom recognized. The Minnesota Constitution establishes
1.16 the principles of individual liberty, personal privacy, and equality. These principles ensure
1.17 the right to gender-affirming health care.

1.18 Subd. 5. Local unit of government limitation. A local unit of government may not
1.19 regulate an individual's right to freely exercise the fundamental rights set forth in this section
1.20 in a manner that is more restrictive than that set forth in this section.

1.21 EFFECTIVE DATE. This section is effective the day following final enactment.