

**SENATE  
STATE OF MINNESOTA  
NINETY-THIRD SESSION**

**S.F. No. 724**

(SENATE AUTHORS: WESENBERG, Lieske, Gruenhagen and Bahr)

DATE  
01/25/2023

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Introduction and first reading  
Referred to Education Policy

OFFICIAL STATUS

1.1 A bill for an act  
1.2 relating to education; providing for participation in athletic teams; amending  
1.3 Minnesota Statutes 2022, section 121A.04, subdivision 4.

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

1.5 Section 1. Minnesota Statutes 2022, section 121A.04, subdivision 4, is amended to read:

1.6 Subd. 4. **Provision of separate teams.** When an equal opportunity to participate in the  
1.7 elementary or secondary school level athletic program of an educational institution or public  
1.8 service is not provided to members of a sex whose overall athletic opportunities have  
1.9 previously been limited, that educational institution or public service shall, where there is  
1.10 demonstrated interest, provide separate teams for members of the excluded sex in sports  
1.11 which it determines will provide members of that excluded sex with an equal opportunity  
1.12 to participate in its athletic program and which will attempt to accommodate their  
1.13 demonstrated interests. A public elementary or secondary school or a school that is a member  
1.14 of the Minnesota State High School League that permits a member of the male sex to  
1.15 participate in interscholastic or intramural athletics that are designed for members of the  
1.16 female sex is in violation of this section.

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