

SENATE BILL NO. 2199

Introduced by

Senators Clemens, Vedaa, Weston

Representatives K. Anderson, Schauer, Tveit

1 A BILL for an Act to amend and reenact section 1-01-34 of the North Dakota Century Code,
2 relating to gender usage in the North Dakota Century Code; and to provide a penalty.

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

4 **SECTION 1. AMENDMENT.** Section 1-01-34 of the North Dakota Century Code is amended
5 and reenacted as follows:

6 **1-01-34. Gender - ~~Definition~~Penalty.**

7 ~~Words of one gender include the other genders~~Words used to reference an individual's sex,
8 gender, gender identity, or gender expression, mean the individual's determined sex at birth,
9 male or female.

- 10 1. Words referring to an individual, person, employer, employee, contestant, participant,
11 member, student, or juvenile must be used in the context of that person's sex as
12 determined at birth.
- 13 2. If sex, gender, gender identity, or gender expression is contested, determination is
14 established by the individual's deoxyribonucleic acid.
- 15 3. This section applies to all policies, records, forms, rules, standards, procedures,
16 guides, materials, instruction, training, correspondence, advertising, or marketing used
17 by any entity receiving state funding, including a public school, an institution under the
18 control of the state board of higher education, and a state agency or office.
- 19 4. Any person that violates this section must be assessed a fee of one thousand five
20 hundred dollars.