LEGISLATIVE GENERAL COUNSEL
₵ Approved for Filing: M.E. Curtis ₵
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# STUDENT ATHLETICS PARTICIPATION

2022 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kera Birkeland**

Senate Sponsor: Curtis S. Bramble

**LONG TITLE**

**Committee Note:**

The Health and Human Services Interim Committee recommended this bill.

Legislative Vote: 13 voting for 3 voting against 2 absent

**General Description:**

This bill addresses student athlete participation in gender-designated sports in the public education system.

**Highlighted Provisions:**

This bill:

- defines terms;
- conditions student athlete participation in gender-designated sports in the public education system on the student's birth certificate;
- imposes a hormone treatment requirement for a student athlete whose birth certificate is amended to reflect a male-to-female transition;
- requires a female student on testosterone therapy for a female-to-male transition to participate in male-designated sports;
- allows a female student to participate in male-designated sports when a female-designated equivalent is not available; and
- provides for severability.

**Money Appropriated in this Bill:**

None

H.B. 11

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

ENACTS:

**53G-6-901**, Utah Code Annotated 1953

**53G-6-902**, Utah Code Annotated 1953

**53G-6-903**, Utah Code Annotated 1953

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*Be it enacted by the Legislature of the state of Utah:*

Section 1. Section **53G-6-901** is enacted to read:

**53G-6-901. Definitions.**

As used in this part:

(1) "Female-designated" means that an interscholastic activity is designated specifically for female students.

(2) "Female student" means a student with a sex designation of female on the student's birth certificate.

(3) "Gender-designated" means female-designated or male-designated.

(4) "Interscholastic athletic activity" means an athletic activity in which a student represents the student's school in the activity in competition against another school.

(5) "Male-designated" means that an interscholastic activity is designated specifically for male students.

(6) "Male student" means a student with a sex designation of male on the student's birth certificate.

(7) "Student" means a student who is enrolled in grade 9 through 12.

Section 2. Section **53G-6-902** is enacted to read:

**53G-6-902. Participation in school sports.**

(1) Notwithstanding any state board rule or policy of an athletic association or organization, and except as provided in Subsections (2) and (3):

(a) a student may compete in a gender-designated interscholastic athletic activity that matches the sex designation on the student's current birth certificate; and

(b) a student may not compete in a gender-designated interscholastic athletic activity

that does not match the sex designation on the student's current birth certificate.

(2) (a) (i) A student who amends the sex designation on the student's birth certificate under Section 26-2-11 from male to female may not participate in a female-designated interscholastic athletic activity using the amended birth certificate until the student has completed one year of hormone treatment related to the gender transition.

(ii) The one-year requirement described in Subsection (2)(a)(i) may be satisfied regardless of whether the year of therapy began before receiving or in order to receive the amended birth certificate described in Subsection (2)(a)(i).

(b) A female student who is on testosterone therapy as part of a transition from female to male:

(i) may not compete in a female-designated interscholastic athletic activity; and

(ii) may compete in a male-designated interscholastic athletic activity.

(3) A female student may compete in a male-designated interscholastic athletic activity if there is no female-designated interscholastic athletic activity in the same sport at the student's school.

Section 3. Section **53G-6-903** is enacted to read:

**53G-6-903. Severability.**

(1) If any provision of this part or the application of any provision of this part to any person or circumstance is held invalid by a final decision of a court of competent jurisdiction, the remainder of this part shall be given effect without the invalidated provision or application.

(2) The provisions of this part are severable.