

SB 524 - AS INTRODUCED

2024 SESSION

24-2874
09/10

SENATE BILL

524

AN ACT

relative to women's sports.

SPONSORS:

Sen. Lang, Dist 2; Sen. Avar, Dist 12; Sen. Gannon, Dist 23; Sen. Innis, Dist 7;
Sen. Pearl, Dist 17; Sen. Gendreau, Dist 1; Sen. Ward, Dist 8; Sen. Abbas, Dist 22;
Sen. Murphy, Dist 16; Rep. Ladd, Graf. 5; Rep. Moffett, Merr. 4; Rep. Edwards,
Rock. 31

COMMITTEE:

Education

ANALYSIS

This bill requires any interscholastic, intercollegiate, or club athletic team, sport, or athletic event that is sponsored or sanctioned by a school, school district, an activities association or organization under the control of the state board of education, or an institution of higher education under either the university system or the community college system to be designated based on the biological sex at birth of the participating athletes, and restricts those participating in sports designated as "female" to biological females.

Explanation:

Matter added to current law appears in ***bold italics***.

Matter removed from current law appears ~~[in brackets and struckthrough.]~~

Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

In the Year of Our Lord Two Thousand Twenty Four

Be it Enacted by the Senate and House of Representatives in General Court convened:

II. If an athlete is subjected to retaliation or other adverse action by a school, school district, activities association or organization, or institution of higher education as a result of reporting a violation of RSA 193-K:1 to an employee or representative of the school, school district, activities association or organization, institution of higher education, or to a state or federal governmental entity having oversight authority, that athlete has a private cause of action for injunctive relief and any other equitable relief available under law, against the school, school district, activities

1 association or organization, or institution of higher education. In addition, no governmental entity
2 may investigate a complaint or take any adverse action against a school, school district, activities
3 association or organization, or institution of higher education, or any employee or governing board
4 member of the foregoing, for compliance with RSA 193-K:1.

5 193-K:3 Cause of Action for School, School District, or Institution of Higher Education. If a
6 school, school district, or institution of higher education suffers any direct or indirect harm as a
7 result of a violation of RSA 193-K:1, that school, school district, or institution of higher education has
8 a private cause of action for injunctive relief and any other equitable relief available under law,
9 against the governmental entity, licensing or accrediting organization, or activities association or
10 organization.

11 193-K:4 Limitations Upon Actions; Attorney's Fees.

12 I. No governmental entity, school, school district, or institution of higher education may be
13 liable to any athlete for its compliance with RSA 193-K:1.

14 II. A civil action under RSA 193-K:2 or RSA 193-K:3 must be initiated within 2 years from
15 the date the alleged harm occurred.

16 III. Any party prevailing on a claim brought under RSA 193-K:2 or RSA 193-K:3 is entitled
17 to reasonable attorney's fees and costs.

18 3 Effective Date. This act shall take effect July 1, 2024.