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State of Minnesota

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**HOUSE OF REPRESENTATIVES**  
**Unofficial Engrossment**  
House Engrossment of a Senate File

NINETY-THIRD SESSION

**S. F. No. 37**

- 05/18/2023 Companion to House File No. 173. (Authors:Her, Bahner, Hortman, Klevorn and Pryor)  
Read First Time and Referred to the Committee on Rules and Legislative Administration
- 05/20/2023 Adoption of Report: Placed on the General Register  
Read for the Second Time
- 05/22/2023 Pursuant to Rule 4.20, returned to the Committee on Rules and Legislative Administration
- 05/07/2024 Adoption of Report: Placed on the General Register as Amended  
Read for the Second Time
- 05/13/2024 Calendar for the Day  
Bill was laid on the Table
- 05/17/2024 Bill was taken from the Table  
Bill was laid on the Table  
Bill was taken from the Table  
Bill was laid on the Table
- 05/18/2024 Bill was taken from the Table  
Bill was laid on the Table  
Bill was taken from the Table  
Read for the Third Time  
Passed by the House and transmitted to the Senate

- 1.1 A bill for an act
- 1.2 relating to state government; proposing an amendment to the Minnesota
- 1.3 Constitution, article I, by adding a section; providing for equal rights under the
- 1.4 law and prohibiting discrimination based on the listed characteristics.

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

1.6 Section 1. CONSTITUTIONAL AMENDMENT PROPOSED.

1.7 An amendment to the Minnesota Constitution is proposed to the people. If the amendment  
1.8 is adopted, a section shall be added to article I, to read:

1.9 Sec. 18. All persons shall be guaranteed equal rights under the laws of this state. The  
1.10 state shall not discriminate against any person in intent or effect on account of one or more  
1.11 of the following:

1.12 (a) race;

1.13 (b) color;

1.14 (c) national origin;

1.15 (d) ancestry;

1.16 (e) disability; or

1.17 (f) sex, including but not limited to:

1.18 (i) making and effectuating decisions about all matters relating to one's own pregnancy  
1.19 or decision whether to become or remain pregnant;

1.20 (ii) gender identity or gender expression; or

2.1 (iii) sexual orientation.

2.2 Any action by the state that denies an individual's equal rights shall be invalid unless,  
2.3 at a minimum, it is the least restrictive means of achieving a compelling governmental  
2.4 interest.

2.5 For purposes of this section, state means the state or any agency or political subdivision  
2.6 of the state.

2.7 This section is self-executing. This section does not limit or narrow existing rights in  
2.8 this constitution. Nothing in this section shall invalidate or prevent the adoption of any law,  
2.9 regulation, program, practice, or benefit designed to prevent or remedy discrimination on  
2.10 the basis of characteristics listed in this section.

2.11 **Sec. 2. SUBMISSION TO VOTERS.**

2.12 (a) The proposed amendment must be submitted to the people at the 2026 general election.  
2.13 If ratified, the amendment is effective January 1, 2027. The question submitted must be:

2.14 "Shall the Minnesota Constitution be amended to say that all persons shall be guaranteed  
2.15 equal rights under the laws of this state, and shall not be discriminated against on account  
2.16 of race, color, national origin, ancestry, disability, or sex, including pregnancy, gender, and  
2.17 sexual orientation?

2.18 Yes .....  
2.19 No ..... "

2.20 (b) The title required under Minnesota Statutes, section 204D.15, subdivision 1, for the  
2.21 question submitted to the people under paragraph (a) shall be: "Minnesota Equal Rights  
2.22 Amendment."