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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 4874

05/12/2022

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The bill was read for the first time and referred to the Committee on Judiciary Finance and Civil Law

1.1 A bill for an act  
1.2 relating to human rights; providing certain protections to individuals in Minnesota  
1.3 from enforcement of laws from other states prohibiting or restricting the individual  
1.4 or the individual's child from receiving gender-affirming care; proposing coding  
1.5 for new law in Minnesota Statutes, chapter 363A.

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

1.7 Section 1. [363A.75] PROHIBITION ON STATE ENFORCEMENT OF  
1.8 OUT-OF-STATE LAWS OR ACTIONS AGAINST PERSONS SEEKING  
1.9 GENDER-AFFIRMING CARE.

1.10 Subdivision 1. Out-of-state judgments. Notwithstanding any other law to the contrary,  
1.11 a judgment of another state that terminates parental rights or restricts contact of a child with  
1.12 the child's parent or legal guardian based on parental or guardian consent or authorization  
1.13 for the child to seek or receive gender-affirming care is contrary to the public policy of this  
1.14 state and shall not be enforced or recognized by the courts, law enforcement agencies, or  
1.15 any other agency of this state.

1.16 Subd. 2. Subpoenas. Notwithstanding any other law to the contrary, a subpoena issued  
1.17 in another state seeking information about a person or a person's child who travels to this  
1.18 state for gender-affirming care related to potential criminal charges or child protection  
1.19 matters is contrary to the public policy of this state and is void and unenforceable in this  
1.20 state.

1.21 Subd. 3. Warrants. Notwithstanding any other law to the contrary, an out-of-state arrest  
1.22 or search warrant for a potential violation of that state's law prohibiting or restricting a  
1.23 person or a person's child from receiving gender-affirming care is not valid in Minnesota.

2.1 A Minnesota judge may not issue such a warrant and a peace officer may not execute or  
2.2 assist in the execution of such a warrant.

2.3 Subd. 4. **Extradition.** Notwithstanding any other law to the contrary, a person present  
2.4 in Minnesota may not be extradited to another state to potentially face criminal charges  
2.5 related to a law prohibiting or restricting the person or the person's child from receiving  
2.6 gender-affirming care.

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