

**SENATE
STATE OF MINNESOTA
NINETY-THIRD SESSION**

S.F. No. 3741

(SENATE AUTHORS: UTKE)

DATE
02/15/2024

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Introduction and first reading
Referred to Education Policy

OFFICIAL STATUS

1.1 A bill for an act
1.2 relating to education; modifying the prohibition on American Indian mascots;
1.3 appropriating money; amending Minnesota Statutes 2023 Supplement, section
1.4 121A.041, subdivision 2.

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

1.6 Section 1. Minnesota Statutes 2023 Supplement, section 121A.041, subdivision 2, is
1.7 amended to read:

1.8 Subd. 2. **Prohibition on American Indian mascots.** (a) Starting September 1, 2025, a
1.9 public school may not have or adopt a name, symbol, or image that depicts or refers to an
1.10 American Indian Tribe, individual, custom, or tradition to be used as a mascot, nickname,
1.11 logo, letterhead, or team name of the school, district, or school within the district, unless
1.12 the school has obtained an exemption under subdivision 3.

1.13 (b) The prohibition in paragraph (a) does not apply to a public school located within the
1.14 reservation of a federally recognized Tribal Nation in Minnesota, where at least 95 percent
1.15 of students meet the state definition of American Indian student.

1.16 (c) The commissioner must establish a process for a public school to apply for funding
1.17 to make changes necessary to replace a prohibited name, symbol, or image on uniforms,
1.18 signs, paintings, equipment, gym floors, websites, and other school property, including
1.19 supplies and other building surfaces. Notwithstanding any law to the contrary, the
1.20 commissioner may approve an application to reimburse a school for amounts expended to
1.21 comply with paragraph (a) after July 1, 2023, and for expenses a public school has incurred
1.22 based on a work plan and budget approved by the commissioner. The commissioner must
1.23 provide a public school with the funding requested within 30 days of approving the school's

2.1 work plan and budget. A public school that applies to the commissioner for mascot
 2.2 replacement assistance is not required to comply with the prohibition in paragraph (a) until
 2.3 the commissioner has approved the request.

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

2.5 **Sec. 2. APPROPRIATION; MASCOT REPLACEMENT FUNDING.**

2.6 Subdivision 1. **Department of Education.** The sum indicated in this section is
 2.7 appropriated from the general fund to the Department of Education in the fiscal year
 2.8 designated.

2.9 Subd. 2. **Mascot replacement assistance.** (a) For assistance to public schools seeking
 2.10 to comply with Minnesota Statutes, section 121A.041:

2.11 § 2025

2.12 (b) This is a onetime appropriation and is available until July 1, 2026.