

By: Representative Horan

To: Universities and
Colleges

HOUSE BILL NO. 725

1 AN ACT TO CREATE NEW SECTION 37-111-15, MISSISSIPPI CODE OF
2 1972, TO PROHIBIT THE STATE BOARD OF INSTITUTIONS OF HIGHER
3 LEARNING AND ANY COLLEGE OR UNIVERSITY UNDER ITS JURISDICTION FROM
4 REQUIRING FRATERNITIES AND SORORITIES TO ACCEPT ANY PERSON WHO HAS
5 GENDER REASSIGNMENT SURGERY, GENDER TRANSITION OR ANY GENDER
6 TRANSITION PROCEDURES; TO AMEND SECTION 37-111-11, MISSISSIPPI
7 CODE OF 1972, TO CONFORM TO THE PRECEDING SECTION; AND FOR RELATED
8 PURPOSES.

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

10 **SECTION 1.** The following shall be codified as Section
11 37-111-15, Mississippi Code of 1972:

12 37-111-15. (1) Organizations of the character designated in
13 Section 37-111-1 shall not be required to adhere to any rule or
14 regulation promulgated by the State Board of Institutions of
15 Higher Learning or any college or university under the board's
16 authority that requires such organization to accept into
17 membership a person who has had or in the process of having
18 gender reassignment surgery, gender transition or any gender
19 transition procedures. For purposes of this section, the terms
20 "gender reassignment surgery", "gender transition" and "gender



21 transition procedures" shall have the meanings described in
22 Section 41-141-3.

23 (2) The State Board of Institutions of Higher Learning and
24 any college or university under its authority shall not penalize
25 or in any manner negatively change the benefits or resources of an
26 organization of the character designated in Section 37-111-1
27 because the organization chooses not to accept into its membership
28 any person who has had or is in the process of having gender
29 reassignment surgery, gender transition or gender transition
30 procedures.

31 **SECTION 2.** Section 37-111-11, Mississippi Code of 1972, is
32 amended as follows:

33 37-111-11. Except as otherwise provided in Section 1 of this
34 act, the members of organizations of the character designated in
35 Section 37-111-1, shall be amenable to the same rules and
36 regulations as any and all other students in the institution. In
37 the event that the members of such an organization become guilty
38 of continued violation of the rules and of infractions of
39 discipline the board of trustees of state institutions of higher
40 learning shall have the authority to dissolve such society and
41 prohibit further meetings or its continuation as an organization.
42 A failure to comply with the requirements of the trustees shall be
43 a cause for suspension or expulsion from the institution as the
44 faculty of the same may elect.



45 **SECTION 3.** This act shall take effect and be in force from
46 and after July 1, 2024.

