

3. **Eligibility Appeal Procedures for a Transgender Student**

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- B. **Transgender Eligibility Appeal Procedures.** The application to appeal a transgender eligibility determination is limited to the following circumstances:
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 - 2) The appeal must be submitted to the MSHSL Executive Director or Executive Director's Designee and may include, but is not limited to, the following:
 - a) The student's current transcript, school registration and any additional relevant information.
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 - c) Statements from individuals such as, but not limited to parents, friends, and/or teachers, which affirm that the actions, attitudes, dress and manner demonstrate the student's consistent or sincerely held gender-related identification and expression.
 - d) A written statement from an appropriate health-care professional, acting within the scope of his/her licensure that verifies the existence of the student's consistent and uniform gender-related identity or sincerely held gender-related identity.
 - e) Any other evidence that the gender identity is sincerely held as part of the person's core identity as may be required by the school or the MSHSL office relative to the eligibility determination.

Continued on Page 62

HCPA Governance Committee Meeting

Agenda

HCPA
Tuesday, February 14th 2023
3:30pm - 5pm

Zoom: <https://zoom.us/j/97228302766>
Or In Person: Skyway Conference Room - HCPA

Mission/Vision Statement: HCPA's mission is to provide the best integrated, challenging, and well-rounded educational experience to students in grades K-12.

I.	Call to Order
A.	Karen Klinzing, Daniel Schmidt, Toni-Marie, Blia Her, Heidi Pendroy, Susan Vang, Kyle Seeley
II.	Consent Approval
A.	Agenda
1.	If you want to bring something to Let Blai know before the agenda goes out.
III.	Meet Potential Governance Committee Members
A.	Neel Hernandez, Joseph Norby-White, Andrea Touhey

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Continued on Page 62

IV. Revist - [Gender Inclusion Policy](#)

- A. Look at 3.3: Provide all students the opportunity to participate in co-curricular and extracurricular activities in a manner consistent with their gender identity, including but not limited to intramural and interscholastic athletics.
- B. Look at MSHSL policy: What is the MSHSL's policy? Are we aligned to our athletic conference policies?
- C. Put reference number of MSHSL policy number
 1. <https://www.mshsl.org/sites/default/files/2022-07/MSHSL%20Handbook%202022-2023%20300%20Series.pdf>

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Continued on Page 62

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Continued on Page 62

- 3) When the MSHSL Executive Director or the Executive Director's Designee has received the appeal from the student, the Executive Director or the Executive Director's Designee shall contact an Independent Hearing Officer who will review the submitted information.
- 4) In addition to the review of submitted information, the Independent Hearing Officer may:
 - a) communicate with experts, within their scope of licensure, with experience in gender identity health care.
 - b) communicate with the Minnesota Department of Education, Office of Monitoring and Assistance.
 - c) communicate with legislative counsel relative to existing state laws, rules and procedures.
 - d) communicate with representatives of the U.S. Department of Education, Office for Civil Rights regarding Title IX and related laws, rules, guidance and procedures.
 - e) review any other pertinent information as may be necessary in order to render a decision that complies with state and federal laws, rules and regulations.
- 5) Following a complete review of the information, the Independent Hearing Officer's recommendation shall be effective until reviewed by the MSHSL Board of Directors at its next regularly scheduled meeting.

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Continued on Page 62

D. New Wording:

3.3 Provide all students the opportunity to participate in co-curricular and extracurricular activities in a manner consistent with their gender identity.

3.3 (a) HCPA will follow the Gender Inclusion Policies of the athletic associations we play in.

Board vote on this policy to Feb 2023 meeting **per lawyers approval**

V. **Public Comment Policy**

- A. Ms. D talks to NEO about why they want HCPA to have this policy? Can we wait until all prior issues have been resolved?
- B. Would like to add public comments at a later date/time. **Dan and Susan to talk to Ms. D.**

VI. **Election Process Updates**

- A. Blia will share an updated calendar with Karen (CharterSource) to review election process dates in comparison to statutory requirements.

VII. **Adjourn at: 4:50 pm**