

SECOND REGULAR SESSION

HOUSE BILL NO. 2428

101ST GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE DOGAN.

4839H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 170, RSMo, by adding thereto one new section relating to nondiscrimination in public schools.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 170, RSMo, is amended by adding thereto one new section, to be known as section 170.355, to read as follows:

170.355. 1. As used in this section, the following terms mean:

(1) "Parent", a student's parent, guardian, or other person having control or custody of the student;

(2) "School", a public school or school district as such terms are defined in section 160.011.

2. No school or school employee shall compel a teacher or student to discuss public policy issues of the day without such teacher's or student's consent.

3. No school or school employee shall compel a teacher or student to adopt, affirm, adhere to, or profess ideas in violation of Title IV or Title VI of the federal Civil Rights Act of 1964, as amended, including, but not limited to, the following:

(1) That individuals of any race, ethnicity, color, or national origin are inherently superior or inferior;

(2) That individuals should be adversely or advantageously treated on the basis of individual race, ethnicity, color, or national origin; or

(3) That individuals, by virtue of their race, ethnicity, color, or national origin, bear collective guilt and are inherently responsible for actions committed in the past by other members of the same race, ethnicity, color, or national origin.

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in bold-face type in the above bill is proposed language.

18 **4. No course of instruction or unit of study offered by any school shall direct or**
19 **otherwise compel students to personally affirm, adopt, or adhere to any of the ideas**
20 **listed in subsection 3 of this section.**

21 **5. No course of instruction, unit of study, professional development, or training**
22 **program shall direct or otherwise compel teachers to personally affirm, adopt, or**
23 **adhere to any of the ideas listed in subsection 3 of this section.**

24 **6. (1) No school employee, when acting in the course of such employee's official**
25 **duties, shall organize, participate in, or carry out any act or communication that would**
26 **violate subsection 3 of this section.**

27 **(2) This subsection shall not be construed to prohibit a school employee from**
28 **discussing the ideas and history of the ideas listed in subsection 3 of this section.**

29 **7. This section shall not be construed to prohibit teachers or students from**
30 **discussing public policy issues or ideas that individuals may find unwelcome,**
31 **disagreeable, or offensive.**

32 **8. No school shall require nondisclosure agreements or similar forms for**
33 **parental review of curricula. Schools shall allow parents to make copies of curriculum**
34 **documents.**

35 **9. (1) Students, parents, or teachers may file a complaint with the department of**
36 **elementary and secondary education regarding any violation of this section.**

37 **(2) In addition to any relief sought through the appropriate Office for Civil**
38 **Rights of the U.S. Department of Education, an individual may, in the alternative, bring**
39 **a private right of action against any school or school employee violating this section.**

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