

NO LEFT TURN in Education

By: Sponsor Name

Bill Number

An Act relating to instruction and instructional policies within public schools, and to the prohibition of teachings that promote outcomes, preferences, and racial classifications contrary to applicable law, including the Civil Rights Act of 1964 and the Equal Protection Clause of the Constitution of the United States, it being the overriding policy of this jurisdiction to promote the application of all such laws. Curriculum materials identified by content, description, title, purpose and/or function as “Critical Race Theory”, “Project 1619”, “Action Civics”, or related instruction shall be deemed to promote outcomes, preferences, and racial classifications contrary to applicable law.

Be it enacted by the legislature of the State of XXXX [or relevant jurisdiction]

Section 1: Education Code is amended by adding Subsections (A), (B), (C), (D), and (E) to read as follows:

(A) In adopting the essential knowledge and skills for Social Studies, History and English curriculum, as well any curriculum the State Board of Education shall adopt, essential knowledge and skills that develop each student’s civic knowledge, including understanding of:

(1) The fundamental moral, political, and intellectual foundations of the American experiment in self-government, as well as the history, qualities, traditions and features of civic engagement in the United States;

(2) The structure, function, and processes of government institutions at the federal, state, and local levels, and.

(3) The founding documents of the United States including the Declaration of Independence, the United States Constitution, the Federalist Papers (including but not limited to Essays 10 and 51), excerpts from Alexis de Tocqueville’s Democracy in America, the first Lincoln-Douglas debate, and the writings of the Founding Fathers of the United States

(B) In the instruction of the essential knowledge and skills for Social Studies, history, and English curriculum, in applicable courses of [STATE], United States and world history, government, civics, social studies, or similar areas:

(1) No teacher or staff member shall be compelled by a policy of any state agency, school district, school board, campus, charter school, or school administration to discuss current events of widely debated and currently controversial issues of public policy or social affairs;

(2)(A) Teachers or staff members who choose to discuss current events or widely debated, and currently controversial issues of public policy or social affairs shall, to the best of their ability, strive to explore such issues from diverse and contending perspectives, without giving deference to any one perspective.

(2)(B) The state of XXX shall not teach, instruct, or train any employee, contractor, consultant, staff member, student or any other individual or group, to adopt or believe any of the “divisive concepts” as defined in this Act.

(2)(C) No employee, contractor, consultant, staff member, or student of the state of XXX shall face any penalty or discrimination on account of his or her refusal to support, believe, endorse, embrace, confess, act upon, or otherwise assent to the divisive concepts as defined in this Act.

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(3) No school district, school board, teacher or staff member shall require, make part of a course, or award course grading or credit including extra credit for student work for, affiliation with, or service learning in association with any organization engaged in lobbying for legislation at the local, state, or federal level, or in social or public policy advocacy, and

(4) No school district, school board, teacher, or staff member shall require, make part of a course, or award course grading or credit, including extra credit for political activism, lobbying, or efforts to persuade members of the legislative or executive branch at the local, state, or federal level, to take specific actions by direct communications, or any practicum or like activity involving social or public policy advocacy. This prohibition is not to prevent students from learning the process of government by firsthand observation, but rather to prevent them from engaging in lobbying or activism as part of their coursework.

(5) No teacher, administrator, or other employee in any state agency, school district, campus, charter school, or school administration shall be required to engage in training, orientation, or therapy that presents any form of race or sex stereotyping or blame on the basis of sex or race, or create a position or hire a consultant titled equity director, diversity director or related title, with a job description of activities that are in violation of this Act.

(6) No teacher, administrator, or other employee in any state agency, school district, campus, charter school, or school administration shall require, or make part of a course, the following "divisive concepts:"

(a) one race, religion, ethnicity, or sex is inherently superior to another race, religion, ethnicity or sex;

(b) an individual, by virtue of his or her race, religion, ethnicity, or sex, is inherently racist, sexist or oppressive, whether consciously, or unconsciously;

(c) an individual should be discriminated against or receive adverse treatment solely or partly because of his or her race, religion, ethnicity or sex;

(d) members of one race, religion, ethnicity or sex cannot and should not attempt to treat others adversely due to race, religion, ethnicity, or sex;

(e) an individual's moral character is necessarily determined by his or her race, religion, ethnicity, or sex;

(f) an individual, by virtue of his or her race, religion, ethnicity, or sex bears responsibility for actions committed in the past by other members of the same race, religion, ethnicity or sex;

(g) any individual should feel discomfort, guilt, anguish, or any other form of psychological distress on account of his or her race, religion, ethnicity, or sex;

(h) meritocracy, punctuality, proper language usage, free markets or traits such as strong work ethic are racist, or sexist, or were created by members of a particular race to oppress members of another race;

(i) The ideology of equity of outcomes is superior to equality of opportunities, including concepts which posit mathematics and scientific empiricism as products of "Western Civilization" and thus are rooted in racism; equality is a concept enshrined in the United States Constitution.

(j) The state of XXXX and/or the United State is fundamentally or systemically racist or sexist.

(k) Capitalism, free markets, free industry, or other related term is inherently racist.

(7) Any teacher, administrator or employee who knowingly and intentionally violates the provisions of this law is guilty of a Class B Misdemeanor and may be terminated upon completion of a due process

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hearing. In addition, termination may be grounds for revocation of or temporary suspension of the employee's professional license.

(8) A local education agency, where it has been determined that personnel, as defined in paragraph (7) have persistently violated the provisions of this Act, the affected parents may request and the local education agency shall provide a voucher representing all monies received in behalf of their child or children; this voucher can be used at any public or private school, or used by the family to support all aspects of providing a homebased education for the affected student, and the affected students siblings.

(C) No private or public funding, to include grants, shall be accepted by state agencies, school district, school board, campuses, charter school or school administration for the purposes of curriculum development, the purchase or choice of curricular materials, teacher training, or the professional development pertaining to courses or lessons in violation of this Act. This shall include any instruction, lessons, briefings, or counseling provided by teachers, staff, school, or guidance counselors, within or without guidelines of Social Emotional Learning.

(D) The state of XXXX recognizes an inherent parental right to know all curriculum, material, lessons, and other forms of instruction provided to their children. Within 48 hours of a request for material a teacher must provide an electronic or paper copy of all material, and notes for any lesson to the requesting parent. Therefore, each public school shall prominently list on a publicly accessible portion of its website, no later than July 1 of the upcoming school year:

(1) All learning materials and activities to be used for student instruction at the school, organized by grade and subject area. Learning materials include, but are not limited to all textbooks, reading materials, videos, digital materials, websites, and other online applications. Activities include, but are not limited to assemblies, guest lectures, or other educational events facilitated by school staff, or outside individuals or organizations, excluding student presentations.

(2) All training, documentations, review and approval processes by the principal, administration, or teachers in preparation for implementing the learning materials and activities used for student instruction in the school.

(E) It is recognized that this Act is consistent with the Federal Civil Rights Act of 1964, Section VI, which is also consistent with [insert reference to state's anti-discrimination law here]. Violations of this Act will be enforced, not only through provisions of this Act, but existing law, with all penalties associated, and includes a Right and standing of parents for legal redress.

Section 2: This Act applies with the beginning of the next immediate school year.

Section 3: This Act takes effect immediately if it receives a vote of two-thirds of all the members elected to each house, as provided by [insert state law that allows immediate effect.]

Research:

Missouri Legislation - Anti CRT/Anti 1619 Project Legislation: HB952 - as of 4/28/21, referred to the Rules- Legislative Oversight Cmte <https://house.mo.gov/Bill.aspx?bill=HB952&year=2021&code=R;> Amendment to ban CRT in addition <https://cdn.fbsbx.com/v/t59.2708->

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[21/174763753_798810677718177_4509503086830352519_n.docx/HB-952-Tracked-Changes-10-pm.docx?nc_cat=108&ccb=1-3&nc_sid=0cab14&nc_ohc=jr1FY7MomfMAX9x-V4K&nc_ht=cdn.fbsbx.com&oh=bb0af329902cb0e2a2c20382461a142b&oe=607F373B&dl=1](https://www.legis.state.tx.us/legis/legis.nsf/doc/21/174763753_798810677718177_4509503086830352519_n.docx/HB-952-Tracked-Changes-10-pm.docx?nc_cat=108&ccb=1-3&nc_sid=0cab14&nc_ohc=jr1FY7MomfMAX9x-V4K&nc_ht=cdn.fbsbx.com&oh=bb0af329902cb0e2a2c20382461a142b&oe=607F373B&dl=1)

TX Legislation Anti CRT: pending in the Public Education Cmte as of 3/29/21

<https://legiscan.com/TX/text/HB4093/id/2339789>

NH Legislation Anti CRT: tabled in the house on 4/7/21

http://gencourt.state.nh.us/bill_status/billText.aspx?sy=2021&id=714&txtFormat=html

Goldwater Institute: A similar approach related to the right of parents to know all teaching material.

Summary:

- Prohibits CRT in all subjects
- Prohibits hiring diversity director, etc, job description that violates this Act
- Defines Divisive Concepts
- Prohibits Actions Civics
- Protects teachers/staff who refuse to teach CRT etc
- Penalties for teacher(s) who violate knowingly, intentionally
- Penalties for LEAs who persistently violate this Act
- Prohibits “woke” math
- Prohibit school/guidance counselors to share such material, to include SEL
- No funding may be accepted that would violate this Act
- Parents get all material within 48 hours (no FOIA)
- District must publish all curriculum, etc.
- Ties to Civil Rights Act of 1964

For questions, or to schedule a presentation please contact Elana Fishbein, Founder of No Left Turn in Education at: noracismleft@gmail.com and NoLeftTurnCO@protonmail.com