

House _____ Amendment NO. _____

Offered By _____

1 AMEND House Committee Substitute for Senate Substitute for Senate Committee Substitute for
2 Senate Bill No. 152, Page 61, Section 170.047, Line 24, by inserting after all of said section and line
3 the following:
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5 "170.352. 1. Declaratory statement. In accordance with Article IX, Section 1(a) of the
6 Missouri Constitution, which states that "A general diffusion of knowledge and intelligence being
7 essential to the preservation of the rights and liberties of the people," the general assembly hereby
8 enacts the following reform for Missouri school history curricula.

9 2. Definition. As used in this section, "curriculum implementing critical race theory" shall
10 include any curriculum that does any of the following:

11 (1) Identifies people or groups of people, entities, or institutions in the United States as
12 inherently, immutably, or systemically sexist, racist, anti-LGBT, bigoted, biased, privileged, or
13 oppressed; and

14 (2) Employs immutable, inherited, or typically continuing characteristics such as race,
15 income, appearance, religion, ancestry, sexual orientation, or gender identity to:

16 (a) Perpetuate stereotypes; and

17 (b) Assign blame for societal problems or ills to categories of living persons based on any
18 such stereotypes or characteristics; or

19 (3) Classifies persons into groups for the purpose of targeting only certain groups for
20 education, formation, indoctrination, or viewpoint transformation, other than separation of students
21 by biological sex where appropriate and conducive for state-mandated sex education instruction.

22 3. Exemplary programs. Curricula implementing critical race theory include, but are not
23 limited to, the 1619 Project initiative of the New York Times, the Learning for Justice Curriculum of
24 the Southern Poverty Law Center, We Stories, programs of Educational Equity Consultants, BLM at
25 School, Teaching for Change, Zinn Education Project, and any other similar, predecessor, or
26 successor curricula.

27 4. No state agency, school district, charter school, online instruction funded in any manner
28 by the Missouri legislature, or personnel or agent of such state agency, school district, charter
29 school, or online instruction shall teach, use, or provide for use by any pupil any curriculum,
30 instructional materials, or assignments designed to teach components of critical race theory as part
31 of any curriculum, course syllabi, or instruction in any course or program of study.

32 5. If the state board of education determines that a publicly funded local education agency
33 or online program of instruction has violated this section, the state board shall notify the entity of its
34 violation.

35 6. If the entity fails to comply with this section within thirty days of notification of its
36 failure to comply under this section, the state board shall direct the department of elementary and

Action Taken _____ Date _____

1 secondary education to withhold a maximum of ten percent of the monthly distribution of state
2 formula funding to the education entity. Once the state board determines that the education entity
3 has complied with this section, the department of elementary and secondary education shall restore
4 the distribution of the funding to its original amount before the reduction was made.

5 7. If the attorney general determines that a state-supported two-year or four-year institution
6 of higher education has violated this section, the attorney general shall notify the institution of its
7 violation.

8 8. If a state-supported two-year or four-year institution of higher education fails to comply
9 with this section within thirty days of notification of its failure to comply under this section, the
10 attorney general may direct the department of higher education and workforce development to
11 withhold the maximum of ten percent of the distribution of state funding to the institution.

12 9. Once the attorney general determines that a state-supported two-year or four-year
13 institution of higher education has complied with this section, the attorney general shall restore the
14 distribution of state funding for the institution to its original amount before the reduction was made.

15 10. This section shall not be construed to inhibit or violate the first amendment rights of
16 students or faculty, or undermine a public institution of higher education's duty to protect to the
17 fullest degree intellectual freedom and free expression, and the intellectual vitality of students and
18 faculty shall not be infringed; or prevent a public institution of higher education from promoting
19 racial, cultural, ethnic, intellectual, or academic diversity or inclusiveness, provided such efforts are
20 consistent with provisions of this section."; and

21
22 Further amend said bill by amending the title, enacting clause, and intersectional references
23 accordingly.