

PROPOSED

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1412

(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Repeal

3 Sections 15-711.01 and 15-717.02, Arizona Revised Statutes, are  
4 repealed.

5 Sec. 2. Title 15, chapter 7, article 1, Arizona Revised Statutes, is  
6 amended by adding new sections 15-711.01 and 15-717.02, to read:

7 15-711.01. Instruction; child assault awareness; abuse  
8 prevention

9 NOTWITHSTANDING ANY OTHER LAW, AGE-APPROPRIATE AND GRADE-APPROPRIATE  
10 CLASSROOM INSTRUCTION REGARDING CHILD ASSAULT AWARENESS AND ABUSE  
11 PREVENTION IS ALLOWED.

12 15-717.02. Prohibited instruction; disciplinary action; legal  
13 action; civil penalty; definition

14 A. A TEACHER, ADMINISTRATOR OR OTHER EMPLOYEE OF A SCHOOL DISTRICT,  
15 CHARTER SCHOOL OR STATE AGENCY WHO IS INVOLVED WITH STUDENTS AND TEACHERS  
16 IN PRESCHOOL OR KINDERGARTEN PROGRAMS OR ANY OF GRADES ONE THROUGH TWELVE  
17 AND WHO IS ACTING IN THE COURSE OF THE EMPLOYEE'S OFFICIAL DUTIES MAY NOT  
18 USE PUBLIC MONIES FOR INSTRUCTION THAT PROMOTES OR ADVOCATES FOR ANY FORM  
19 OF BLAME OR JUDGMENT ON THE BASIS OF RACE OR ETHNICITY OR SEX.

20 B. A TEACHER, ADMINISTRATOR OR OTHER EMPLOYEE OF A SCHOOL DISTRICT,  
21 CHARTER SCHOOL OR STATE AGENCY WHO IS INVOLVED WITH STUDENTS AND TEACHERS  
22 IN PRESCHOOL OR KINDERGARTEN PROGRAMS OR ANY OF GRADES ONE THROUGH TWELVE  
23 AND WHO IS ACTING IN THE COURSE OF THE EMPLOYEE'S OFFICIAL DUTIES MAY NOT  
24 PROMOTE OR ADVOCATE FOR ANY OF THE FOLLOWING CONCEPTS, INCLUDING BY  
25 SOLICITING INSTRUCTION FROM OTHERS:

- 1           1. ONE RACE OR ETHNIC GROUP OR SEX IS INHERENTLY MORALLY OR  
2           INTELLECTUALLY SUPERIOR TO ANOTHER RACE OR ETHNIC GROUP OR SEX.
- 3           2. AN INDIVIDUAL, BY VIRTUE OF THE INDIVIDUAL'S RACE OR ETHNICITY OR  
4           SEX, IS INHERENTLY RACIST, SEXIST OR OPPRESSIVE, WHETHER CONSCIOUSLY OR  
5           UNCONSCIOUSLY.
- 6           3. AN INDIVIDUAL SHOULD BE INVIDIOUSLY DISCRIMINATED AGAINST OR  
7           RECEIVE ADVERSE TREATMENT SOLELY OR PARTLY BECAUSE OF THE INDIVIDUAL'S RACE  
8           OR ETHNICITY OR SEX.
- 9           4. AN INDIVIDUAL'S MORAL CHARACTER IS DETERMINED BY THE INDIVIDUAL'S  
10          RACE OR ETHNICITY OR SEX.
- 11          5. AN INDIVIDUAL, BY VIRTUE OF THE INDIVIDUAL'S RACE OR ETHNICITY OR  
12          SEX, BEARS RESPONSIBILITY FOR ACTIONS COMMITTED BY OTHER MEMBERS OF THE  
13          SAME RACE OR ETHNIC GROUP OR SEX.
- 14          6. ACADEMIC ACHIEVEMENT, MERITOCRACY OR TRAITS SUCH AS A HARD WORK  
15          ETHIC ARE RACIST OR SEXIST OR WERE CREATED BY MEMBERS OF A PARTICULAR RACE  
16          OR ETHNIC GROUP OR SEX TO OPPRESS MEMBERS OF ANOTHER RACE OR ETHNIC GROUP  
17          OR SEX.
- 18          C. AN ATTORNEY ACTING ON BEHALF OF A PUBLIC SCHOOL MAY REQUEST A  
19          LEGAL OPINION OF THE ATTORNEY GENERAL OR THE COUNTY ATTORNEY FOR THE COUNTY  
20          IN WHICH AN ALLEGED VIOLATION OF THIS SECTION OCCURS AS TO WHETHER A  
21          PROPOSED USE OF SCHOOL DISTRICT RESOURCES WOULD VIOLATE THIS SECTION.
- 22          D. A TEACHER WHO VIOLATES THIS SECTION IS SUBJECT TO DISCIPLINARY  
23          ACTION, INCLUDING THE SUSPENSION OR REVOCATION OF THE TEACHER'S  
24          CERTIFICATE, AS THE STATE BOARD DEEMS APPROPRIATE.
- 25          E. THE ATTORNEY GENERAL OR THE COUNTY ATTORNEY FOR THE COUNTY IN  
26          WHICH AN ALLEGED VIOLATION OF THIS SECTION OCCURS MAY INITIATE A SUIT IN  
27          THE SUPERIOR COURT IN THE COUNTY IN WHICH THE SCHOOL DISTRICT, CHARTER  
28          SCHOOL OR STATE AGENCY IS LOCATED FOR THE PURPOSE OF COMPLYING WITH THIS  
29          SECTION.

1 F. FOR EACH VIOLATION OF THIS SECTION, INCLUDING SUBSEQUENT OR  
2 CONTINUED VIOLATIONS, THE COURT MAY IMPOSE A CIVIL PENALTY NOT TO EXCEED  
3 \$5,000 PER SCHOOL DISTRICT, CHARTER SCHOOL OR STATE AGENCY WHERE THE  
4 VIOLATION OCCURS.

5 G. THIS SECTION DOES NOT EITHER:

6 1. PREVENT A TEACHER, ADMINISTRATOR OR OTHER EMPLOYEE FROM  
7 IDENTIFYING AND DISCUSSING HISTORICAL MOVEMENTS, IDEOLOGIES, OR INSTANCES  
8 OF RACIAL HATRED OR DISCRIMINATION, INCLUDING, BUT NOT LIMITED TO, SLAVERY,  
9 INDIAN REMOVAL, THE HOLOCAUST OR JAPANESE-AMERICAN INTERNMENT.

10 2. PRECLUDE ANY TRAINING ON SEXUAL HARASSMENT OR LESSONS ON  
11 RECOGNIZING AND REPORTING ABUSE.

12 H. FOR THE PURPOSES OF THIS SECTION, "INSTRUCTION" INCLUDES  
13 INSTRUCTION THAT IS PART OF A TEACHER PREPARATION PROGRAM."

14 Amend title to conform

MICHELLE UDALL

1412UDALL  
03/24/2022  
01:30 PM  
C: HN