

Introduced by

Senator Schaible

(Approved by the Delayed Bills Committee)

1 A BILL for an Act to create and enact a new section to chapter 15.1-21 of the North Dakota
2 Century Code, relating to curriculum standards for instruction on topics of race, gender,
3 sexuality, and equality; and to provide an effective date.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 15.1-21 of the North Dakota Century Code is created
6 and enacted as follows:

7 **Standards and curriculum - Race, gender, sexuality, and equality - Rulemaking**
8 **authority.**

9 1. Each school district and public school shall ensure the instruction of any curriculum
10 related to the topics of race, gender, sexuality, and equality is:

11 a. Factual and objective;

12 b. Aligned to the statewide prekindergarten through grade twelve education
13 strategic vision; and

14 c. Aligned to the standards adopted by the superintendent of public instruction.

15 2. A school district or public school may not require a teacher, any other individual
16 employed by the school district or school, or any individual allowed to speak to
17 students during regular school hours, to provide instruction on the topics under
18 subsection 1 unless the instruction is essential for the course curriculum, as
19 determined by the school district. For purposes of this section, instruction on the
20 following topics are not essential for course curriculum:

21 a. Recognizing, reporting, and responding to alleged discrimination;

22 b. Issues related to title IX of the Education Amendments of 1972 [Pub. L. 92-318;
23 20 U.S.C. 1681 et seq.]; and

1 c. Issues related to alleged sexual abuse, except as provided for under section
2 15.1-21-24.

3 3. If a teacher or other individual employed by a school district or school chooses to
4 provide instruction under subsection 1, the instruction must be neutral in nature and
5 present diverse perspectives.

6 4. A school district or public school may not require a teacher or any other individual
7 employed by the school district or school to participate in diversity or bias training or
8 professional development providing or implying an individual is intrinsically prejudiced
9 against another individual on the basis of the individual's membership of a particular
10 race, ethnicity, gender, sex, or other protected class.

11 5. The superintendent of public instruction shall adopt rules governing this section.

12 **SECTION 2. EFFECTIVE DATE.** This Act becomes effective upon its filing with the
13 secretary of state.