

HOUSE BILL NO. 5097

June 23, 2021, Introduced by Reps. Beeler, Fink, Allor, Damoose, Outman, Carra, Slagh, Hoitenga, Yaroch, Bollin and Maddock and referred to the Committee on Education.

A bill to amend 1976 PA 451, entitled
"The revised school code,"
by amending section 1278 (MCL 380.1278), as amended by 2016 PA 170.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 1278. (1) In addition to the requirements for
2 accreditation under section 1280 specified in that section, if the
3 board of a school district wants all of the schools of the school
4 district to be accredited under section 1280, the board shall
5 provide to all pupils attending public school in the district a

1 core academic curriculum in compliance with subsection (3) in each
 2 of the curricular areas specified in the state board recommended
 3 model core academic curriculum content standards developed under
 4 subsection (2). The state board model core academic curriculum
 5 content standards ~~shall~~**must** encompass academic and cognitive
 6 instruction only, **and must not, in any way, include the promotion**
 7 **of any form of race or gender stereotyping or anything that could**
 8 **be understood as implicit race or gender stereotyping.** For purposes
 9 of this section, the state board model core academic curriculum
 10 content standards ~~shall~~**must** not include attitudes, beliefs, or
 11 value systems that are not essential in the legal, economic, and
 12 social structure of our society and to the personal and social
 13 responsibility of citizens of our society.

14 (2) Recommended model core academic curriculum content
 15 standards ~~shall~~**must** be developed and periodically updated by the
 16 state board, ~~shall~~**must** be in the form of knowledge and skill
 17 content standards that are recommended as state standards for
 18 adoption by public schools in local curriculum formulation and
 19 adoption, and ~~shall~~**must** be distributed to each school district in
 20 the state. The recommended model core academic curriculum content
 21 standards ~~shall~~**must** set forth desired learning objectives in math,
 22 science, reading, history, geography, economics, American
 23 government, and writing for all children at each stage of schooling
 24 and be based upon the "Michigan K-12 Program Standards of Quality"
 25 to ensure that high academic standards, academic skills, and
 26 academic subject matters are built into the instructional goals of
 27 all school districts for all children. The state board shall ensure
 28 that the recommended model core academic curriculum content
 29 standards for history for grades 8 to 12 include learning

1 objectives concerning genocide, including, but not limited to, the
 2 Holocaust and the Armenian Genocide. The state board also shall
 3 ensure that the state assessment program and the Michigan merit
 4 examination are based on the state recommended model core
 5 curriculum content standards, are testing only for proficiency in
 6 basic and advanced academic skills and academic subject matter, and
 7 are not used to measure pupils' values or attitudes.

8 (3) The board of each school district, considering academic
 9 curricular objectives defined and recommended ~~pursuant to~~ **under**
 10 subsection (2), shall do both of the following:

11 (a) Establish a core academic curriculum for its pupils at the
 12 elementary, middle, and secondary school levels. The core academic
 13 curriculum ~~shall~~ **must** define academic objectives to be achieved by
 14 all pupils and ~~shall~~ **must** be based upon the school district's
 15 educational mission, long-range pupil goals, and pupil performance
 16 objectives. The core academic curriculum may vary from the model
 17 core academic curriculum content standards recommended by the state
 18 board ~~pursuant to~~ **under** subsection (2). **However, the core academic**
 19 **curriculum must not, in any way, include the promotion of any form**
 20 **of race or gender stereotyping or anything that could be understood**
 21 **as implicit race or gender stereotyping.**

22 (b) After consulting with teachers and school building
 23 administrators, determine the aligned instructional program for
 24 delivering the core academic curriculum and identify the courses
 25 and programs in which the core academic curriculum will be taught.

26 (4) The board may supplement the core academic curriculum by
 27 providing instruction through additional classes and programs.

28 (5) For all pupils, the subjects or courses, and the delivery
 29 of those including special assistance, that constitute the

1 curriculum the pupils engage in ~~shall~~**must** assure the pupils have a
2 realistic opportunity to learn all subjects and courses required by
3 the district's core academic curriculum. A subject or course
4 required by the core academic curriculum ~~pursuant to~~**under**
5 subsection (3) ~~shall~~**must** be provided to all pupils in the school
6 district by a school district, a consortium of school districts, or
7 a consortium of 1 or more school districts and 1 or more
8 intermediate school districts.

9 (6) To the extent practicable, the state board may adopt or
10 develop academic objective-oriented high standards for knowledge
11 and life skills, and a recommended core academic curriculum, for
12 special education pupils for whom it may not be realistic or
13 desirable to expect achievement of initial mastery of the state
14 board recommended model core academic content standards objectives
15 or of a high school diploma.

16 (7) The state board shall make available to all nonpublic
17 schools in this state, as a resource for their consideration, the
18 model core academic curriculum content standards developed for
19 public schools ~~pursuant to~~**under** subsection (2) for the purpose of
20 assisting the governing body of a nonpublic school in developing
21 its core academic curriculum.

22 (8) Excluding special education pupils, pupils having a
23 learning disability, and pupils with extenuating circumstances as
24 determined by school officials, a pupil who does not score
25 satisfactorily on the ~~fourth or seventh~~ grade **4 or 7** state
26 assessment program reading test ~~shall~~**must** be provided special
27 assistance reasonably expected to enable the pupil to bring his or
28 her reading skills to grade level within 12 months.

29 (9) Any course that would have been considered a nonessential

1 elective course under *Snyder v Charlotte School Dist*, 421 Mich 517
 2 (1984), on April 13, 1990 ~~shall~~**must** continue to be offered to
 3 resident pupils of nonpublic schools on a shared time basis.

4 (10) As used in this section: 7

5 (a) "Armenian Genocide", "genocide", and "Holocaust" mean
 6 those terms as defined in section 1168.

7 (b) "Race or gender stereotyping" means a set of statements,
 8 beliefs, or ideas that conform wholly or in part with the following
 9 general or particular statements:

10 (i) That all individuals comprising a racial or ethnic group or
 11 gender hold a collective quality or belief.

12 (ii) That individuals act in certain ways or hold certain
 13 opinions because of their race or gender.

14 (iii) That individuals are born racist or sexist by accident of
 15 their race or gender.

16 (iv) That individuals bear collective guilt for historical
 17 wrongs committed by their race or gender.

18 (v) That cultural norms or practices of a racial or ethnic
 19 group or gender are flawed and must be eliminated or changed to
 20 conform with those of another racial or ethnic group or gender.

21 (vi) That racism is inherent in individuals from a particular
 22 race or ethnic group or that sexism is inherent in individuals from
 23 a particular gender.

24 (vii) That a racial or ethnic group or gender is in need of
 25 deconstruction, elimination, or criticism.

26 (viii) That the actions of individuals serve as an indictment
 27 against the race or gender of those individuals.