

# SENATE BILL NO. 460

May 20, 2021, Introduced by Senators THEIS, DALEY, RUNESTAD, BARRETT, VICTORY, ZORN, OUTMAN and VANDERWALL and referred to the Committee on Education and Career Readiness.

A bill to amend 1976 PA 451, entitled  
"The revised school code,"  
(MCL 380.1 to 380.1852) by adding section 1167.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1           Sec. 1167. (1) Notwithstanding any other provision of law  
2 under this act to the contrary, beginning with the 2021-2022 school  
3 year, the board of a school district or the board of directors of a  
4 public school academy shall ensure that the curriculum provided to  
5 all pupils enrolled in the school district or public school academy

1 does not include coverage of the critical race theory, the 1619  
2 project, or any of the following anti-American and racist theories:

3 (a) That any race is inherently superior or inferior to any  
4 other race.

5 (b) That the United States is a fundamentally racist country.

6 (c) That the Declaration of Independence or the United States  
7 Constitution are fundamentally racist documents.

8 (d) That an individual's moral character or worth is  
9 determined by his or her race.

10 (e) That an individual, by virtue of his or her race, is  
11 inherently racist or oppressive, whether consciously or  
12 unconsciously.

13 (2) By not later than September 30, 2021, and by not later  
14 than September 30 of each year thereafter, the department shall  
15 determine each school district and public school academy that is in  
16 violation of subsection (1) and shall withhold 5% of the total  
17 funds due to the school district or public school academy under the  
18 state school aid act of 1979, MCL 388.1601 to 388.1896.

19 (3) By not later than November 1, 2021, and by not later than  
20 November 1 of each year thereafter, the department shall submit a  
21 report to the house and senate standing committees responsible for  
22 education legislation that includes both of the following:

23 (a) A list of all of the school districts and public school  
24 academies that were in noncompliance with this section for the  
25 immediately preceding school year.

26 (b) A breakdown of school districts and public school  
27 academies that had their funding withheld under subsection (2).

28 (4) A school district or public school academy shall not  
29 direct, or otherwise compel, pupils to personally affirm, adopt, or

1 adhere to any of the following tenets:

2 (a) That any sex, race, ethnicity, religion, color, or  
3 national origin is inherently superior or inferior.

4 (b) That individuals should be adversely treated on the basis  
5 of their sex, race, ethnicity, religion, color, or national origin.

6 (c) That individuals, by virtue of sex, race, ethnicity,  
7 religion, color, or national origin, are inherently responsible for  
8 actions committed in the past by other members of the same sex,  
9 race, ethnicity, religion, color, or national origin.

10 (5) As used in this section:

11 (a) "1619 project" means an initiative of The New York Times  
12 that attempts to reframe American history by regarding 1619 as  
13 America's birth year. This includes curriculum reading guides,  
14 lesson plans, activities, guided discussions, and other resources  
15 developed by the Pulitzer Center on Crisis Reporting based on the  
16 initiative described in this subdivision.

17 (b) "Critical race theory" means anti-American and racist  
18 theories, reading guides, lesson plans, activities, guided  
19 discussions, and other resources that promote that the United  
20 States is a fundamentally racist nation, that the United States  
21 Constitution is a fundamentally racist document, and that certain  
22 races are fundamentally oppressive or oppressed.