



ARIZONA HOUSE OF REPRESENTATIVES

Fifty-sixth Legislature
Second Regular Session

House: ED DPA 7-1-2-0

HB 2759: student organizations; terrorism; withholding monies

Sponsor: Representative Hernandez A, LD 20

House Engrossed

Overview

Prohibits a public university or community college (institution of higher education) from formally recognizing a student organization that supports or promotes a foreign terrorist organization (FTO), vocally supports genocide or engages in activities that manifest evidence of prejudice based on antisemitism as specified.

History

Federal law empowers the U.S. Secretary of State (U.S. SOS) with the authority to designate an organization as an FTO if the U.S. SOS finds that: 1) the organization is a foreign organization; 2) the organization engages in terrorist activity; and 3) the organization's terrorist activity or terrorism threatens the security of U.S. nationals or the national security ([8 U.S.C. § 1189](#)). The U.S. State Department maintains a list of designated FTOs ([U.S. State Department](#)).

Under state law, *terrorist organization* means any organization designated by the U.S. State Department as an FTO. Statute declares it is unlawful for a person to intentionally or knowingly commit specified acts of terrorism, including providing advice, assistance or direction in the conduct, financing or management of a terrorist organization (A.R.S. §§ [13-2301](#), [13-2308.01](#)).

Provisions

1. Prohibits an institution of higher education from formally recognizing a student organization that:
 - a) provides material support to an FTO, including an FTO that calls for genocide against the Jewish people;
 - b) vocally supports, calls for or advocates for genocide, including genocide against the Jewish people;
 - c) promotes an FTO in any manner that places a Jewish student in reasonable apprehension of imminent physical injury;
 - d) promotes an FTO on its social media accounts or communication platforms; or
 - e) engages in activities that manifest evidence of prejudice based on antisemitism.
2. Requires an institution of higher education to enforce its code of conduct, including provisions regarding violent speech on campus.
3. Directs an institution of higher education to fully investigate the activities of any student organization that has been reported for a potential violation of:
 - a) federal laws relating to providing material support or resources to terrorists or designated FTOs; or

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| <input type="checkbox"/> Prop 105 (45 votes) | <input type="checkbox"/> Prop 108 (40 votes) | <input type="checkbox"/> Emergency (40 votes) | <input type="checkbox"/> Fiscal Note |
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- b) any state law relating to supporting an FTO.
- 4. Instructs an institution of higher education to:
 - a) require the faculty advisor of each formally recognized student organization to report any potential violation of the specified federal or state laws; and
 - b) discipline a faculty advisor who knowingly violates the requirement to report any potential violation of the specified federal or state laws.
- 5. Mandates an institution of higher education rescind formal recognition of any student organization determined to have violated the specified federal or state laws.
- 6. Defines *FTO*, *institution of higher education* and *antisemitism*.