

HOUSE OF REPRESENTATIVES STAFF ANALYSIS

BILL #: CS/HB 287 Required Instruction in the History of Asian Americans and Pacific Islanders

SPONSOR(S): Plasencia, Trabulsy and others

TIED BILLS: None. **IDEN./SIM. BILLS:** SB 294

REFERENCE	ACTION	ANALYST	STAFF DIRECTOR or BUDGET/POLICY CHIEF
1) Education Quality Subcommittee	18 Y, 0 N	Suppiah	Sanchez
2) PreK-12 Appropriations Subcommittee	14 Y, 0 N	Bailey	Potvin
3) Education & Employment Committee	20 Y, 0 N, As CS	Suppiah	Hassell

SUMMARY ANALYSIS

Chapter 1003.42, Florida Statutes, outlines the required instructional topics for public education. Current topics include the history of the Declaration of Independence, the Constitution of the United States and the Bill of Rights, kindness to animals, the study of women's and Hispanic contributions to the United States, the history of the Holocaust, and the history of African Americans.

The bill adds the history of Asian Americans and Pacific Islanders, including the history of Japanese internment camps and the incarceration of Japanese-Americans during World War II; the immigration, citizenship, civil rights, identity, and culture of Asian Americans and Pacific Islanders; and the contributions of Asian Americans and Pacific Islanders to American society, to required instruction topics under 1003.42, F.S. The bill also requires instructional materials to include the contributions of Asian Americans and Pacific Islanders to American society.

The bill has no impact on state revenues or expenditures. The bill may have an insignificant negative fiscal impact to school districts. See Fiscal Comments, *infra*.

This bill has an effective date of July 1, 2023.

FULL ANALYSIS

I. SUBSTANTIVE ANALYSIS

A. EFFECT OF PROPOSED CHANGES:

Present Situation

Required Instruction Topics

Among others topics, Florida law requires school districts to teach students certain topics relating to specific populations and their experiences, including the study of women's and Hispanic contributions to the United States, the history of the Holocaust, and the history of African Americans.¹ Instruction on the history of the Holocaust must be taught in a way that leads to an understanding of the consequences of prejudice, racism, and stereotyping, and include both current and historic examples of anti-Semitism.² Additionally, instruction on the history of African Americans must include the history of Africans prior to development of slavery, the passage to America, the experience of slaves, the abolition of slavery, and the contributions of African Americans to American society.³

Asian Americans and Pacific Islanders

Asian Americans and Pacific Islanders (AAPIs) make up almost eight percent of the United States population and roughly four percent of Florida's population.⁴ They are the fastest-growing major racial or ethnic group in the United States.⁵ More than 22 million Asians live in the United States and almost all trace their roots to specific countries or populations from East and Southeast Asia and the Indian subcontinent.⁶

Asian/Pacific American Heritage month is celebrated every May to commemorate both the arrival of the first Japanese immigrants to the United States on May 7, 1843, and completion of the transcontinental railroad on May 10, 1869.⁷ The majority of the workers who laid the tracks were Chinese immigrants.⁸ Contributions of the AAPI community to America's rich heritage include:⁹

- *Birthright Citizenship*: After a year-long battle between Wong Kim Ark (born in San Francisco to Chinese immigrants) and the U.S. Justice Department, the U.S. Supreme Court ruled in 1898 that children born in America to foreigners were U.S. citizens.
- *Technology*: Taiwanese American Jerry Yang co-founded the web portal Yahoo! and Taiwanese American Steven Chen co-founded the video-sharing platform, YouTube.
- *Architecture*: Chinese American I.M. Pei designed the Rock & Roll Hall of Fame and Museum in Cleveland, Ohio, and the National Gallery of Art in Washington, D.C. Japanese American Minoru designed the original World Trade Center.

¹ Section 1003.42(2), F.S.

² Section 1003.42(2)(g)1., F.S.

³ Section 1003.42(2)(h), F.S.

⁴ United States Census Bureau, *Race and Ethnicity in the United States: 2010 Census and 2020 Census*, <https://www.census.gov/library/visualizations/interactive/race-and-ethnicity-in-the-united-state-2010-and-2020-census.html> (last visited February 20, 2023).

⁵ Pew Research Center, *Key facts about Asian origin groups in the U.S.*, <https://www.pewresearch.org/fact-tank/2021/04/29/key-facts-about-asian-origin-groups-in-the-u-s/> (last visited February 20, 2023).

⁶ *Id.*

⁷ Asian Pacific American Heritage Month, *About Asian/Pacific Heritage Month*, <https://asianpacificheritage.gov/about/> (last visited February 20, 2023)

⁸ *Id.*

⁹ Food Safety and Inspection Service U.S. Department of Agriculture, *ARCHIVE: Asian American and Pacific Islander Contributions to our Nation's History*, <https://www.fsis.usda.gov/employees/employee-news-stories/archives/archive-asian-american-and-pacific-islander-contributions> (last visited February 20, 2023).

- *Fashion*: Chinese American fashion designer Vera Wang “arguably become the most famous luxury designer in the bridal market.”¹⁰

Asian American and Pacific Islander History Education in Other States

In July 2021, during increased anti-Asian violence during the coronavirus pandemic, Illinois became the first state to require Asian American history be taught in public schools.¹¹ Beginning in the 2022-2023 school year, every public elementary and high school in Illinois is required to include a unit of instruction on the history of Asian Americans, including their history in Illinois and the Midwest.¹²

In 2022, New Jersey became the second state to require school districts to provide kindergarten through grade 12 instruction on the history and contributions of AAPIs as part of implementation of the New Jersey Student Learning Standards in Social Studies.¹³

Effect of Proposed Changes

The bill requires the history of Asian Americans and Pacific Islanders to be included in required instruction. Topics taught must include the history of Japanese internment camps and the incarceration of Japanese-Americans during World War II; the immigration, citizenship, civil rights, identity, and culture of Asian Americans and Pacific Islanders; and the contributions of Asian Americans and Pacific Islanders to American society. Instructional materials must include the contributions of Asian Americans and Pacific Islanders to American society.

Generally, the Department of Education adopts instructional materials for subject areas according to a 5-year rotating adoption schedule. The state adoption process for Social Studies is currently underway.¹⁴ Therefore, the required instruction may not be included in the instructional materials adopted by the state. However, student instruction will not be delayed.

B. SECTION DIRECTORY:

Section 1: Amends s. 1003.42, F.S.; requiring the history of Asian Americans and Pacific Islanders to be included in specified instruction.

Section 2: Amends s. 1006.148, F.S.; conforming cross-references to changes made by the act.

Section 3: Amends s. 1014.05, F.S.; conforming cross-references to changes made by the act.

Section 4: Provides an effective date.

II. FISCAL ANALYSIS & ECONOMIC IMPACT STATEMENT

A. FISCAL IMPACT ON STATE GOVERNMENT:

¹⁰ Harper’s Bazaar, *How Vera Wang changed the way brides dressed forever*, (Sept. 15, 2021)

<https://www.harpersbazaar.com/uk/bazaar-brides/a37596791/vera-wang-bride-interview/> (last visited Mar. 19, 2023).

¹¹ EdWeek, *Illinois Becomes First State to Require Teaching Asian American History in Public Schools*, <https://www.edweek.org/teaching-learning/illinois-becomes-first-state-to-require-teaching-asian-american-history-in-public-schools/2021/07> (last visited February 20, 2023).

¹² 105 ILL. COMP. STAT. 5/27-20.8. Contributions of Asian Americans shall include those of Asian American individuals in government, the arts, humanities, and sciences, in addition to contributions of Asian American communities to the economic, cultural, social, and political development of the United States. To ensure compliance, the regional superintendent of schools monitors school districts during annual compliance visits. Individual school boards determine the instructional time required to qualify as a unit for the purposes of the required instruction.

¹³ Official Site of the State of New Jersey, *Governor Murphy Signs Legislation Ensuring AAPI-Inclusive Curriculum is Taught in New Jersey Schools*, <https://www.nj.gov/governor/news/news/562022/20220118c.shtml>, (last visited February 20, 2023).

¹⁴ Florida Department of Education, *Florida Instructional Materials Adoption Schedule for Adoption Years 2021-2022 through 2025-2026* (Jan. 24, 2022), available at <http://www.fldoe.org/core/fileparse.php/5574/urlt/AdoptionCycle.pdf>.

1. Revenues:

None.

2. Expenditures:

See Fiscal Comments.

B. FISCAL IMPACT ON LOCAL GOVERNMENTS:

1. Revenues:

None.

2. Expenditures:

See Fiscal Comments.

C. DIRECT ECONOMIC IMPACT ON PRIVATE SECTOR:

None.

D. FISCAL COMMENTS:

For those school districts that do not already provide instruction on the history of Asian Americans and Pacific Islanders, there may be an insignificant negative fiscal impact to include this instruction in the required curriculum.

III. COMMENTS

A. CONSTITUTIONAL ISSUES:

1. Applicability of Municipality/County Mandates Provision:

None.

2. Other:

None.

B. RULE-MAKING AUTHORITY:

None.

C. DRAFTING ISSUES OR OTHER COMMENTS:

None.

IV. AMENDMENTS/COMMITTEE SUBSTITUTE CHANGES

On March 31, 2023, the Education & Employment Committee adopted one amendment and reported the bill favorably as a committee substitute. The amendment adds required instruction on the history of Japanese internment camps and the incarceration of Japanese-Americans during World War II.

This analysis is drafted to the committee substitute as passed by the Education & Employment Committee.