

SENATE BILL No. 415

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-28-10-20; IC 20-33-1.5; IC 21-41-13.

Synopsis: School discrimination. Provides that a teacher, administrator, or other employee of a school corporation or charter school shall not require or make part of a course certain concepts related to race or sex. Provides that a school corporation or a charter school, or an employee of a state agency, school corporation, or charter school acting in an official capacity, shall not direct or otherwise compel a school employee to personally affirm, adopt, or adhere to certain tenets relating to race or sex. Provides that a student enrolled at a state educational institution shall not be required to engage in any form of mandatory gender or sexual diversity training or counseling. Provides that any orientation or requirement that presents any form of race or sex stereotyping or a bias on the basis of race or sex is prohibited.

Effective: July 1, 2022.

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January 12, 2022, read first time and referred to Committee on Education and Career Development.



Second Regular Session of the 122nd General Assembly (2022)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2021 Regular Session of the General Assembly.

SENATE BILL No. 415



A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-28-10-20 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2022]: **Sec. 20. (a) Except as provided in**
4 **subsection (b) and in accordance with IC 20-33-1-6, a state agency**
5 **(as defined in IC 4-13-1.4-2), school corporation or charter school,**
6 **or an employee of a state agency, school corporation, or charter**
7 **school acting in an official capacity, shall not direct or otherwise**
8 **compel a school employee to personally affirm, adopt, or adhere to**
9 **any of the following tenets:**

10 (1) **A particular race or sex is inherently superior to another**
11 **race or sex.**

12 (2) **An individual, by virtue of the individual's race or sex, is**
13 **inherently racist, sexist, or oppressive, whether consciously or**
14 **unconsciously.**

15 (3) **An individual should be discriminated against or receive**
16 **adverse treatment solely or partly because of the individual's**
17 **race or sex.**



1 **(4) Members of a particular race or sex cannot and should not**
 2 **attempt to treat others without respect to race or sex.**

3 **(5) An individual's moral character is necessarily determined**
 4 **by the individual's race or sex.**

5 **(6) An individual, by virtue of the individual's race or sex,**
 6 **bears responsibility for actions committed in the past by other**
 7 **members of the same race or sex.**

8 **(7) Any individual should feel discomfort, guilt, anguish, or**
 9 **any other form of psychological distress on account of the**
 10 **individual's race or sex.**

11 **(8) Meritocracy or traits such as a hard work ethic are racist**
 12 **or sexist or were created by members of a particular race to**
 13 **oppress members of another race.**

14 **(b) A teacher, administrator, or any other employee of any state**
 15 **agency, school corporation, or charter school may not require an**
 16 **employee of the school corporation or charter school to engage in**
 17 **training, orientation, or therapy that presents any form of racial**
 18 **or sex stereotyping or blame on the basis of sex or race.**

19 SECTION 2. IC 20-33-1.5 IS ADDED TO THE INDIANA CODE
 20 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
 21 JULY 1, 2022]:

22 **Chapter 1.5. Dignity and Nondiscrimination in Education**

23 **Sec. 1. In accordance with IC 20-33-1-1, a teacher,**
 24 **administrator, or other employee of a school corporation or**
 25 **charter school shall not require or make part of a course the**
 26 **following concepts:**

27 **(1) A particular race or sex is inherently superior to another**
 28 **race or sex.**

29 **(2) An individual, by virtue of the individual's race or sex, is**
 30 **inherently racist, sexist, or oppressive, whether consciously or**
 31 **unconsciously.**

32 **(3) An individual should be discriminated against or receive**
 33 **adverse treatment solely or partly because of the individual's**
 34 **race or sex.**

35 **(4) Members of a particular race or sex cannot and should not**
 36 **attempt to treat others without respect to race or sex.**

37 **(5) An individual's moral character is necessarily determined**
 38 **by the individual's race or sex.**

39 **(6) An individual, by virtue of the individual's race or sex,**
 40 **bears responsibility for actions committed in the past by other**
 41 **members of the same race or sex.**

42 **(7) Any individual should feel discomfort, guilt, anguish, or**



1 any other form of psychological distress on account of the
2 individual's race or sex.

3 **(8) Meritocracy or traits such as a hard work ethic are racist**
4 **or sexist or were created by members of a particular race to**
5 **oppress members of another race.**

6 **Sec. 2. The state board shall adopt rules under IC 4-22-2**
7 **necessary to implement this chapter.**

8 SECTION 3. IC 21-41-13 IS ADDED TO THE INDIANA CODE
9 AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2022]:

11 **Chapter 13. Dignity and Nondiscrimination in Postsecondary**
12 **Education**

13 **Sec. 1. (a) A student enrolled at a state educational institution**
14 **shall not be required to engage in any form of mandatory gender**
15 **or sexual diversity training or counseling. However, voluntary**
16 **counseling is not prohibited. Any orientation or requirement that**
17 **presents any form of race or sex stereotyping or a bias on the basis**
18 **of race or sex is prohibited.**

19 **(b) The commission shall adopt rules under IC 4-22-2 necessary**
20 **to implement this section.**

