

HOUSE BILL 1775

SEPARATING FACT FROM FICTION



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House Bill 1775



Admin. Code

210:10-1-23



Statute

70 O.S. 24-157

EIGHT PROHIBITED CONCEPTS



Eight Prohibited Concepts



Common education schools are prohibited from including any of the following in curriculum or instructional materials, employee professional development, or diversity, equity, and inclusion plans.

Eight Prohibited Concepts

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graph TD; C((Eight Prohibited Concepts)) --- B1[1. One race/sex is inherently superior to another race/sex.]; C --- B2[2. An individual, by virtue of his/her race or sex, is inherently racist, sexist, or oppressive, whether consciously/unconsciously.]; C --- B3[3. An individual should be discriminated against or receive adverse treatment solely or partly because of his or her race or sex.]; C --- B4[4. Members of one race or sex cannot and should not attempt to treat others without respect to race or sex.]; C --- B5[5. An individual's moral character is necessarily determined by his or her race or sex.]; C --- B6[6. An individual, by virtue of his or her race or sex, bears responsibility for actions committed in the past by other members of the same race or sex.]; C --- B7[7. An individual should feel discomfort, guilt, anguish, or any other form of psychological distress on account of his/her race/sex.]; C --- B8[8. Meritocracy or traits such as a hard work ethic are racist/sexist or were created by members of a particular race to oppress members of another race.];
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1.

One race/sex is **inherently** superior to another race/sex.

2.

An individual, by virtue of his/her race or sex, is **inherently** racist, sexist, or oppressive, whether consciously/unconsciously.

3.

An individual should be discriminated against or receive adverse treatment **solely or partly because** of his or her race or sex.

4.

Members of one race or sex cannot and should not attempt to treat others without respect to race or sex.

5.

An individual's moral character is necessarily determined by his or her race or sex

6.

An individual, by virtue of his or her race or sex, bears responsibility for actions committed in the past by other members of the same race or sex.

7.

An individual should feel discomfort, guilt, anguish, or any other form of psychological distress on account of his/her race/sex

8.

Meritocracy or traits such as a hard work ethic are racist/sexist or were created by members of a particular race to oppress members of another race.

HB 1775 Regulation



The regulation goes beyond the law by listing 10 specific activities schools must avoid to comply with the law.



Public schools in this state shall be prohibited from...

Providing, contracting to provide, offering or sponsoring any Course(s), as defined in subsection (b)(1)(B), that includes, incorporates, or is based on discriminatory practices identified in section (c).



Public schools in this state shall be prohibited from...

**Using any public or private monies, property, or
any other assets or resources to engage in race
or sex-based discrimination, including
discriminatory practices identified in section (c).**



Public schools in this state shall be prohibited from...

Adopting programs or utilizing textbooks, instructional materials, curriculum, classroom assignments, orientation, interventions, or counseling that include, incorporate or are based on the discriminatory concepts identified in subsection (c).

Public schools in this state shall be prohibited from...

Executing contracts or agreements with internal or external entities, persons, companies or businesses to provide services, training, professional development, or any other assistance that includes, incorporates or is based on discriminatory practices identified in section (c). Within sixty (60) days of the approval of this rule, existing contracts or agreements executed by Public Schools that conflict with this requirement shall be amended to come into compliance with this section. Contracts or agreements executed solely to provide services prohibited by 70 O.S. § 24-157(B) or sections (c) or (d) of this rule shall be cancelled or terminated, consistent with the terms of the contract and applicable law.



Public schools in this state shall be prohibited from...

Receiving or applying to receive any monies including state, federal or private funds, that require, as a condition of receipt, the adoption of a Course(s), policies, curriculum, or any other instructional material that includes, incorporates or is based on discriminatory practices identified in subsection (c).



Public schools in this state shall be prohibited from...

Adopting diversity, equity, or inclusion plans that incorporate the concepts identified in subsection (c). Diversity officers in Public Schools shall be prohibited from providing any service or performing duties that include, incorporate, or are based on discriminatory practices identified in subsection (c).



Public schools in this state shall be prohibited from...

Mandating diversity training that includes, incorporates or is based on discriminatory practices identified in subsection (c). This includes providing such training to employees, contractors, staff members, parents, students, or any other individual or group.

Public schools in this state shall be prohibited from...

Adopting policies, including grading or admissions policies, or providing any other benefit or service that applies to students or any school employee differently on the basis of race or sex, unless specifically permitted by Title IX. (See (b)(6)). This prohibition includes segregated classes, programs, training sessions, extracurricular activities, or affinity groups unless otherwise permitted by Title IX. (See (b)(6)).



**Public schools in this state
shall be prohibited from...**

**Requiring students to complete surveys, or
using the results from surveys, to teach
discriminatory concepts identified in
subsection (c).**

Public schools in this state shall be prohibited from...

From joining any group or association that require, as a condition of membership, teachers, administrators or other employees of a school district, charter school or virtual charter school to teach, provide instruction, or offer any Course that includes, incorporates, or is based on discriminatory practices identified in subsection (c) and violate state law.

Other Requirements



Assign at least one employee to receive HB 1775 violation complaints.



Publicize their contact information (phone and email).



Include a policy in student & staff handbooks on district website.

WHERE DO WE ENCOUNTER CONFUSION?



History Standard 6.9



- Requires students to examine “ongoing issues including immigration, criminal justice reform, employment, environmental issues, race relations, civic engagement, and education.
- Oklahoma’s U.S. History Standards have a similar provision at 9.3.

English Language Standard 11.3.R.1



There have also been several questions and concerns about school book lists:

ELA standard 11.3.R.1 says students “will analyze the extent to which **historical, cultural, and/or global perspectives** affect authors’ stylistic choices in grade-level literary and informational texts.”

WHAT ABOUT OKLAHOMA **ACADEMIC STANDARDS?**



”

The provisions of this subsection shall not prohibit the teaching of concepts that align to the Oklahoma Academic Standards.

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”

Nothing in this rule shall be construed as to prevent the teaching of history, social studies, English language arts, biology or any other subject matter area consistent with the Oklahoma Academic Standards as adopted and approved by the State Board of Education and approved by the Oklahoma Legislature.

Admin. Regulation

HOW TO APPROACH **CLASSROOM INSTRUCTION?**



Read the language closely!



First, administrators should read the bill and understand:

1. What the prohibitions are
2. What they apply to

Explain to Teachers



- Second, administrators should clearly explain the bill to teachers and encourage them to read it (and retain a copy of the 8 prohibitions).
- Explain to teachers that none of the 8 prohibitions in the bill are in the Oklahoma Academic Standards

Stick to the Standards



Both the bill and regulation indicate that nothing in the language prevents the teaching of subject matters consistent with the Oklahoma Academic Standards.

Clear Reporting & Investigation Process



Have a clear reporting and investigation process and perform a full investigation of any complaints before making a determination.

Support & Engage Teachers



- Support your teachers when you know they're adhering to the law.
- Be available for questions from staff



Want to help inform your stakeholders about HB 1775?

OSSBA's team of staff attorneys have created a resource for districts to share on their website for patrons, students and parents.

**Scan the QR Code to access
OSSBA resources for HB 1775.**





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THANK YOU

FOR ATTENDING TODAY'S WORKSHOP!

