



287692

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/10/2019	.	
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The Committee on Judiciary (Gruters) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Present subsection (7) of section 1000.05,  
Florida Statutes, is redesignated as subsection (8), a new  
subsection (7) is added to that section, and paragraphs (a),  
(b), (c), and (e) of subsection (2) are amended, to read:

1000.05 Discrimination against students and employees in  
the Florida K-20 public education system prohibited; equality of  
access required.—



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12 (2) (a) Discrimination on the basis of race, ethnicity,  
13 national origin, gender, disability, religion, or marital status  
14 against a student or an employee in the state system of public  
15 K-20 education is prohibited. No person in this state shall, on  
16 the basis of race, ethnicity, national origin, gender,  
17 disability, religion, or marital status, be excluded from  
18 participation in, be denied the benefits of, or be subjected to  
19 discrimination under any public K-20 education program or  
20 activity, or in any employment conditions or practices,  
21 conducted by a public educational institution that receives or  
22 benefits from federal or state financial assistance.

23 (b) The criteria for admission to a program or course shall  
24 not have the effect of restricting access by persons of a  
25 particular race, ethnicity, national origin, gender, disability,  
26 religion, or marital status.

27 (c) All public K-20 education classes shall be available to  
28 all students without regard to race, ethnicity, national origin,  
29 gender, disability, religion, or marital status; however, this  
30 is not intended to eliminate the provision of programs designed  
31 to meet the needs of students with limited proficiency in  
32 English, gifted students, or students with disabilities or  
33 programs tailored to students with specialized talents or  
34 skills.

35 (e) Guidance services, counseling services, and financial  
36 assistance services in the state public K-20 education system  
37 shall be available to students equally. Guidance and counseling  
38 services, materials, and promotional events shall stress access  
39 to academic and career opportunities for students without regard  
40 to race, ethnicity, national origin, gender, disability,



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41 religion, or marital status.

42 (7) A public K-20 educational institution must treat  
43 discrimination by students or employees or resulting from  
44 institutional policies motivated by anti-Semitic intent in an  
45 identical manner to discrimination motivated by race. For  
46 purposes of this section, the term "anti-Semitism" includes a  
47 certain perception of the Jewish people, which may be expressed  
48 as hatred toward Jewish people, rhetorical and physical  
49 manifestations of anti-Semitism directed toward a person, his or  
50 her property, or toward Jewish community institutions or  
51 religious facilities.

52 (a) Examples of anti-Semitism include:

53 1. Calling for, aiding, or justifying the killing or  
54 harming of Jews, often in the name of a radical ideology or an  
55 extremist view of religion.

56 2. Making mendacious, dehumanizing, demonizing, or  
57 stereotypical allegations about Jews as such or the power of  
58 Jews as a collective, especially, but not exclusively, the myth  
59 about a world Jewish conspiracy or of Jews controlling the  
60 media, economy, government, or other societal institutions.

61 3. Accusing Jews as a people of being responsible for real  
62 or imagined wrongdoings committed by a single Jewish person or  
63 group, the State of Israel, or even for acts committed by non-  
64 Jews.

65 4. Accusing Jews as a people or the State of Israel of  
66 inventing or exaggerating the Holocaust.

67 5. Accusing Jewish citizens of being more loyal to Israel,  
68 or the alleged priorities of Jews worldwide, than to the  
69 interest of their own nations.



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70 (b) Examples of anti-Semitism related to Israel include:

71 1. Demonizing Israel by using the symbols and images  
72 associated with classic anti-Semitism to characterize Israel or  
73 Israelis, drawing comparisons of contemporary Israeli policy to  
74 that of the Nazis, or blaming Israel for all interreligious or  
75 political tensions.

76 2. Applying a double standard to Israel by requiring  
77 behavior of Israel that is not expected or demanded of any other  
78 democratic nation, or focusing peace or human rights  
79 investigations only on Israel.

80 3. Delegitimizing Israel by denying the Jewish people their  
81 right to self-determination and denying Israel the right to  
82 exist.

83  
84 However, criticism of Israel that is similar to criticism toward  
85 any other country may not be regarded as anti-Semitic.

86 (c) Nothing in this subsection shall be construed to  
87 diminish or infringe upon any right protected under the First  
88 Amendment to the United States Constitution, or the State  
89 Constitution. Nothing in this subsection shall be construed to  
90 conflict with federal or state discrimination laws.

91 Section 2. Subsection (7) of section 1002.20, Florida  
92 Statutes, is amended to read:

93 1002.20 K-12 student and parent rights.—Parents of public  
94 school students must receive accurate and timely information  
95 regarding their child's academic progress and must be informed  
96 of ways they can help their child to succeed in school. K-12  
97 students and their parents are afforded numerous statutory  
98 rights including, but not limited to, the following:



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99           (7) NONDISCRIMINATION.—All education programs, activities,  
100 and opportunities offered by public educational institutions  
101 must be made available without discrimination on the basis of  
102 race, ethnicity, national origin, gender, disability, religion,  
103 or marital status, in accordance with the provisions of s.  
104 1000.05.

105           Section 3. This act shall take effect upon becoming a law.

106  
107 ===== T I T L E   A M E N D M E N T =====

108 And the title is amended as follows:

109           Delete everything before the enacting clause  
110 and insert:

111                           A bill to be entitled  
112           An act relating to anti-Semitism; amending s. 1000.05,  
113           F.S.; prohibiting discrimination in the Florida K-20  
114           public education system based on religion; requiring  
115           public K-20 educational institutions to take into  
116           consideration anti-Semitism under certain instances of  
117           discrimination; defining the term "anti-Semitism";  
118           providing an exception; providing construction;  
119           amending s. 1002.20, F.S.; conforming provisions to  
120           changes made by the act; providing an effective date.