

Amendment No.

CHAMBER ACTION

Senate

House

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Representative Smith, C. offered the following:

Amendment (with title amendment)

Remove lines 22-111 and insert:

national origin, gender, disability, religion, sexual orientation, gender identity, or marital status against a student or an employee in the state system of public K-20 education is prohibited. No person in this state shall, on the basis of race, ethnicity, national origin, gender, disability, religion, sexual orientation, gender identity, or marital status, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any public K-20 education program or activity, or in any employment

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14 conditions or practices, conducted by a public educational
15 institution that receives or benefits from federal or state
16 financial assistance.

17 (b) The criteria for admission to a program or course
18 shall not have the effect of restricting access by persons of a
19 particular race, ethnicity, national origin, gender, disability,
20 religion, sexual orientation, gender identity, or marital
21 status.

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

30 (e) Guidance services, counseling services, and financial
31 assistance services in the state public K-20 education system
32 shall be available to students equally. Guidance and counseling
33 services, materials, and promotional events shall stress access
34 to academic and career opportunities for students without regard
35 to race, ethnicity, national origin, gender, disability,
36 religion, sexual orientation, gender identity, or marital
37 status.

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

48 (a) Examples of anti-Semitism include:

49 1. Calling for, aiding, or justifying the killing or
50 harming of Jews, often in the name of a radical ideology or an
51 extremist view of religion.

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

57 3. Accusing Jews as a people of being responsible for real
58 or imagined wrongdoing committed by a single Jewish person or
59 group, the State of Israel, or even for acts committed by non-
60 Jews.

61 4. Accusing Jews as a people or the State of Israel of
62 inventing or exaggerating the Holocaust.

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63 5. Accusing Jewish citizens of being more loyal to Israel,
64 or the alleged priorities of Jews worldwide, than to the
65 interest of their own nations.

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

67 1. Demonizing Israel by using the symbols and images
68 associated with classic anti-Semitism to characterize Israel or
69 Israelis, drawing comparisons of contemporary Israeli policy to
70 that of the Nazis, or blaming Israel for all inter-religious or
71 political tensions.

72 2. Applying a double standard to Israel by requiring
73 behavior of Israel that is not expected or demanded of any other
74 democratic nation, or focusing peace or human rights
75 investigations only on Israel.

76 3. Delegitimizing Israel by denying the Jewish people
77 their right to self-determination and denying Israel the right
78 to exist.

79
80 However, criticism of Israel that is similar to criticism toward
81 any other country may not be regarded as anti-Semitic.

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

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

89 1002.20 K-12 student and parent rights.—Parents of public
90 school students must receive accurate and timely information
91 regarding their child's academic progress and must be informed
92 of ways they can help their child to succeed in school. K-12
93 students and their parents are afforded numerous statutory
94 rights including, but not limited to, the following:

95 (7) NONDISCRIMINATION.—All education programs, activities,
96 and opportunities offered by public educational institutions
97 must be made available without discrimination on the basis of
98 race, ethnicity, national origin, gender, disability, religion,
99 sexual orientation, gender identity,

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102 **T I T L E A M E N D M E N T**

103 Remove lines 2-4 and insert:

104 An act relating to discrimination in education; amending s.
105 1000.05, F.S.; prohibiting discrimination in the Florida K-
106 20 public education system based on religion, sexual
107 orientation, and gender identity; requiring a

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