MISSISSIPPI LEGISLATURE  
REGULAR SESSION 2022

By: Senator(s) McLendon, Blackwell, Younger, To: Education
Tate, Wiggins, McCaughn, Parks, Seymour,
Caughman, Chassaniol, Sparks, Kirby, Whaley,
England, Chism, Michel, McMahan, Fillingane,
Branning, Moran, Suber

SENATE BILL NO. 2113

1 AN ACT TO CREATE NEW SECTION 37-13-2, MISSISSIPPI CODE OF
2 1972, TO PROVIDE THAT NO PUBLIC INSTITUTION OF HIGHER LEARNING,
3 SCHOOL DISTRICT OR CHARter SCHOOL SHALL DIRECT OR COMPEL STUDENTS
4 TO AFFIRM THAT ANY SEX, RACE, ETHNICITY, RELIGION OR NATIONAL
5 ORIGIN IS INHERENTLY SUPERIOR, OR THAT INDIVIDUALS SHOULD BE
6 ADVERSELY TREATED BASED ON SUCH CHARACTERISTICS; TO PROVIDE THAT
7 NO DISTINCTION OR CLASSIFICATION OF STUDENTS SHALL BE MADE ON
8 ACCOUNT OF RACE OTHER THAN THE REQUIRED COLLECTION OR REPORTING OF
9 DEMOGRAPHIC INFORMATION; TO PROVIDE THAT NO COURSE OF INSTRUCTION
10 SHALL BE TAUGHT THAT AFFIRMS SUCH PRINCIPLES; TO PROVIDE THAT NO
11 FUNDS SHALL BE EXPENDED BY THE STATE DEPARTMENT OF EDUCATION, ANY
12 ENTITY UNDER THE DEPARTMENT'S JURISDICTION, SCHOOL DISTRICTS,
13 CHARTER SCHOOLS OR PUBLIC INSTITUTIONS OF HIGHER LEARNING FOR ANY
14 PURPOSE THAT WOULD VIOLATE THIS ACT; TO PROVIDE FOR THE
15 SEVERABILITY OF THE ACT; AND FOR RELATED PURPOSES.

BE IT ENacted BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

SECTION 1. The following shall be codified as Section

37-13-2, Mississippi Code of 1972:

37-13-2. (1) No public institution of higher learning,

school district or public school, including public charter

schools, shall direct or otherwise compel students to personally

affirm, adopt or adhere to any of the following tenants:

(a) That any sex, race, ethnicity, religion or national

origin is inherently superior or inferior; or
(b) That individuals should be adversely treated on the basis of their sex, race, ethnicity, religion or national origin;

(2) No public institution of higher learning, school district or public school, including public charter schools, shall make a distinction or classification of students based on account of race, provided that nothing in this subsection shall be construed to prohibit the required collection or reporting of demographic information by such schools or institutions.

(3) No public institution of higher learning, school district or public school, including public charter schools, shall teach a course of instruction or unit of study that directs or otherwise compels students to personally affirm, adopt or adhere to any of the tenants identified in subsection (1)(a) and (b) of this section.

(4) No funds shall be expended by the state department of education, any entity under the department of education's jurisdiction or purview, a school district, public charter school or public institution of higher learning for any purpose that would violate the provisions of this section.

(5) The provisions of this section shall be severable, and if any provision of this section or the application of such provision to any person or circumstance is declared invalid for any reason, such declaration shall not affect the validity of the remaining portions of this section.
SECTION 2. This act shall take effect and be in force from and after its passage.