

## Senate Amendments to House Bill No. 1416

TO THE CLERK OF THE HOUSE:

THIS IS TO INFORM YOU THAT THE SENATE HAS ADOPTED THE AMENDMENTS SET OUT BELOW:

### AMENDMENT NO. 1

Amend by striking all after the enacting clause and inserting in lieu thereof the following:

17        SECTION 1. Students in public schools may engage in  
18 political activities or political or philosophical expression  
19 before, during and after the school day in the same manner and to  
20 the same extent that students may engage in nonpolitical  
21 activities or expression. Students may organize partisan or  
22 nonpartisan political groups, political clubs, political rallies,  
23 or other politically themed gatherings before, during and after  
24 school to the same extent that students are permitted to organize  
25 other noncurricular student activities and groups. Partisan and  
26 nonpartisan political groups must be given the same access to  
27 school facilities for assembling as is given to other  
28 noncurricular groups without discrimination based on the political  
29 content of the students' expression.

30        SECTION 2. (1) It shall be unlawful for any public school  
31 which has a limited open forum to deny equal access or a fair  
32 opportunity to, or discriminate against, any students who wish to  
33 conduct a meeting within that limited open forum on the basis of

34 the political, philosophical, ideological or other content of the  
35 speech at such meetings.

36 (2) Nothing in this act shall be construed to limit the  
37 authority of the school, its agents or employees, to maintain  
38 order and discipline on school premises, to protect the well-being  
39 of students and faculty, and to assure that attendance of students  
40 at meetings is voluntary.

41 **SECTION 3.** If any provision of this act or the application  
42 thereof to any person or circumstances is judicially determined to  
43 be invalid, the provisions of the remainder of the act and the  
44 application to other persons or circumstances shall not be  
45 affected thereby.

46 **SECTION 4.** This act shall take effect and be in force from  
47 and after July 1, 2022.

**Further, amend by striking the title in its entirety and  
inserting in lieu thereof the following:**

1 AN ACT TO ALLOW STUDENTS IN PUBLIC SCHOOLS TO ENGAGE IN  
2 POLITICAL ACTIVITIES OR PHILOSOPHICAL EXPRESSION BEFORE, DURING  
3 AND AFTER THE SCHOOL DAY IN THE SAME MANNER AND TO THE SAME EXTENT  
4 THAT STUDENTS MAY ENGAGE IN NONPOLITICAL ACTIVITIES OR  
5 EXPRESSIONS; TO ALLOW STUDENTS TO ORGANIZE PARTISAN OR NONPARTISAN  
6 POLITICAL GROUPS, POLITICAL CLUBS, POLITICAL RALLIES, OR OTHER  
7 POLITICALLY THEMED GATHERINGS BEFORE, DURING AND AFTER SCHOOL TO  
8 THE SAME EXTENT THAT STUDENTS ARE PERMITTED TO ORGANIZE OTHER  
9 NONCURRICULAR STUDENT ACTIVITIES AND GROUPS; TO PROVIDE THAT  
10 NOTHING IN THIS ACT SHALL BE CONSTRUED TO LIMIT THE AUTHORITY OF  
11 THE SCHOOL, ITS AGENTS OR EMPLOYEES, TO MAINTAIN ORDER AND  
12 DISCIPLINE ON SCHOOL PREMISES, TO PROTECT THE WELL-BEING OF  
13 STUDENTS AND FACULTY, AND TO ASSURE THAT ATTENDANCE OF STUDENTS AT  
14 MEETINGS IS VOLUNTARY; TO PROVIDE FOR THE SEVERABILITY OF THE ACT;  
15 AND FOR RELATED PURPOSES.

SS36\HB1416A.J

Eugene S. Clarke  
Secretary of the Senate