

AMENDMENT TO H.R. 7900
OFFERED BY MR. WALTZ OF FLORIDA

At the appropriate place in title V, insert the following new section:

1 **SEC. 5 ____ . PROHIBITION ON PROMOTION OF ANTI-AMER-**
2 **ICAN AND RACIST THEORIES IN DEPART-**
3 **MENT OF DEFENSE SCHOOLS.**

4 (a) FINDINGS.—Congress finds the following:

5 (1) The founding principles of the United
6 States include the belief, enshrined in the Declara-
7 tion of Independence, that “all men are created
8 equal” and “are endowed by their Creator with cer-
9 tain unalienable Rights”.

10 (2) The United States commitment to the equal
11 dignity and natural rights of all mankind is the
12 strongest possible defense against racism and op-
13 pression of all kinds.

14 (3) Anti-American and racist theories, such as
15 Critical Race Theory, teach that the United States
16 is a fundamentally racist Nation, that the Constitu-
17 tion is a fundamentally racist document, and that
18 certain races are fundamentally oppressive or op-
19 pressed.

1 (4) Such theories encourage people to judge
2 and treat others differently on the basis of their
3 race, rather than treating them as equal citizens and
4 human beings with equal dignity and protection
5 under the law.

6 (5) Anti-American and racist theories, such as
7 Critical Race Theory, teach students to distrust and
8 even hate their country and fellow citizens.

9 (6) Schools associated with the Department of
10 Defense should not promote or otherwise encourage
11 anti-American and racist theories that demoralize
12 and divide its members while undermining its mis-
13 sion to “bear true faith and allegiance” to the Con-
14 stitution.

15 (b) PROHIBITION.—

16 (1) IN GENERAL.—A covered school may not
17 promote any of the following anti-American and rac-
18 ist theories:

19 (A) Any race is inherently superior or infe-
20 rior to any other race.

21 (B) The United States of America is a
22 fundamentally racist country.

23 (C) The Declaration of Independence or
24 the United States Constitution are fundamen-
25 tally racist documents.

1 (D) An individual's moral character or
2 worth is determined by his or her race.

3 (E) An individual, by virtue of his or her
4 race, is inherently racist or oppressive, whether
5 consciously or unconsciously.

6 (F) An individual, because of his or her
7 race, bears responsibility for the actions com-
8 mitted by other members of his or her race.

9 (2) RULES OF CONSTRUCTION.—

10 (A) PROTECTED SPEECH NOT RE-
11 STRICTED.—Nothing in this section shall be
12 construed to restrict the protected speech of
13 students or any individual.

14 (B) ACCESS TO MATERIALS FOR THE PUR-
15 POSE OF RESEARCH OR INDEPENDENT
16 STUDY.—Nothing in this section shall be con-
17 strued to prevent individuals from accessing
18 materials that advocate theories described
19 under paragraph (1) for the purpose of re-
20 search or independent study.

21 (C) CONTEXTUAL EDUCATION.—Nothing
22 in this section shall be construed to prevent cov-
23 ered schools from stating theories described
24 under paragraph (1) or assigning materials that
25 advocate such theories for educational purposes

1 in contexts that make clear the Department of
2 Defense do not sponsor, approve, or endorse
3 such theories or works.

4 (c) DEFINITIONS.—In this section:

5 (1) The term “covered school” means—

6 (A) any academic institution operated or
7 controlled by the Department of the Army, the
8 Department of the Navy, or the Department of
9 the Air Force; and

10 (B) any academic institution located on the
11 grounds of an installation of the Department of
12 the Army, the Department of the Navy, or the
13 Department of the Air Force.

14 (2) The term “promote” means the following:

15 (A) Including theories described under
16 subsection (b)(1) or materials that advocate
17 such theories in curricula, reading lists, semi-
18 nars, workshops, trainings, or other educational
19 or professional settings in a manner that could
20 reasonably give rise to the appearance of official
21 sponsorship, approval, or endorsement.

22 (B) Contracting with, hiring, or otherwise
23 engaging speakers, consultants, diversity train-
24 ers, and other persons for the purpose of advo-

1 cating theories described under subsection

2 (b)(1).

