

57 (1) As used in this section:

58 (a) (i) "Administrative personnel" means any LEA or state board staff personnel who
59 have system-wide, LEA-wide, or school-wide functions and who perform management
60 activities, including:

61 (A) developing broad policies for LEA or state-level boards; and

62 (B) executing developed policies through the direction of personnel at any level within
63 the state or LEA.

64 (ii) "Administrative personnel" includes state, LEA, or school superintendents,
65 assistant superintendents, deputy superintendents, school principals, assistant principals,
66 directors, executive directors, network directors, cabinet members, subject area directors, grant
67 coordinators, specialty directors, career center directors, educational specialists, technology
68 personnel, technology administrators, and others who perform management activities.

69 (b) (i) "Instructional personnel" means an individual whose function includes the
70 provision of:

71 (A) direct or indirect instructional services to students;

72 (B) direct or indirect support in the learning process of students; or

73 (C) direct or indirect delivery of instruction, training, coaching, evaluation, or
74 professional development to instructional or administrative personnel.

75 (ii) "Instructional personnel" includes:

76 (A) the state board, LEAs, schools, superintendents, boards, administrators,
77 administrative staff, teachers, classroom teachers, facilitators, coaches, proctors, therapists,
78 counselors, student personnel services, librarians, media specialists, associations, affiliations,
79 committees, contractors, vendors, consultants, advisors, outside entities, community
80 volunteers, para-professionals, public-private partners, trainers, mentors, specialists, and staff;
81 or

82 (B) any other employees, officials, government agencies, educational entities, persons,
83 or groups for whom access to students is facilitated through, or not feasible without, the public
84 education system.

85 (2) (a) ~~§~~ [The state board ~~is~~ [, the State Instructional Materials Commission,] ~~and~~
85a1 each

85a LEA ~~is~~, within the respective purview of each entity, ~~is~~

86 shall ensure that the state's public education system, including any] Each LEA shall provide an

86a annual assurance to the state board that the LEA's ~~is~~ professional learning,

87 administrative functions, displays, ~~is~~ and ~~is~~ instructional and curricular materials ~~is~~ [,is]

87a are ~~is~~ consistent with the

88 following principles of individual freedom:

89 (i) the principle that all individuals are equal before the law and have ~~§~~ **[inalienable]**

89a **unalienable** ~~←§~~

90 rights; and

91 (ii) the following principles of individual freedom:

92 (A) that no individual is inherently racist, sexist, or oppressive, whether consciously or
 93 unconsciously, solely by virtue of the individual's race, sex, or sexual orientation;

94 (B) that no race is inherently superior or inferior to another race;

95 (C) that no person should be subject to discrimination or adverse treatment solely or
 96 partly on the basis of the individual's race, color, national origin, religion, disability, sex, or
 97 sexual orientation;

98 (D) that meritocracy or character traits, including hard work ethic, are not racist nor
 99 associated with or inconsistent with any racial or ethnic group; and

100 (E) that an individual, by virtue of the individual's race or sex, does not bear
 101 responsibility for actions that other members of the same race or sex committed in the past or
 102 present.

103 (b) Nothing in this section prohibits instruction regarding race, color, national origin,
 104 religion, disability, or sex in a manner that is consistent with the principles described in
 105 Subsection (2)(a).

106 (3) The state board ~~§~~ **[;]** or ~~←§~~ an LEA ~~§~~ **[; or a member of administrative or**
 106a **instructional personnel]** ~~←§~~

107 may not:

108 (a) attempt to persuade a student or instructional or administrative personnel to a point
 109 of view that is inconsistent with the principles described in Subsection (2)(a); or

110 (b) implement policies or programs, or allow instructional personnel or administrative
 111 personnel to implement policies or programs, with content that is inconsistent with the
 112 principles described in Subsection (2)(a).

113 (4) The State Instructional Materials Commission may not recommend to the state
 114 board instructional materials under Section 53E-4-403 that violate this section or are
 115 inconsistent with the principles described in Subsection (2)(a).

116 (5) The state board and state superintendent may not develop or continue to use core
 117 standards under Section 53E-3-301 ~~§~~ **[;]** or ~~←§~~ professional learning ~~§~~ **[; or instructional**

117a materials ←~~H~~ that are

118 inconsistent with the principles described in Subsection (2)(a).