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HOUSE BILL 91

55TH LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2022

INTRODUCED BY

Rebecca Dow and Luis M. Terrazas and James G. Townsend and
Candy Spence Ezzell and Randall T. Pettigrew

AN ACT

RELATING TO PUBLIC EDUCATION; PROHIBITING THE TEACHING OF
CRITICAL RACE THEORY IN PUBLIC SCHOOLS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. A new section of Chapter 22, Article 13 NMSA
1978 is enacted to read:

"[NEW MATERIAL] PROHIBITION ON TEACHING CRITICAL RACE
THEORY IN SCHOOLS.--

A. The department shall not allow a course in
critical race theory to be taught in public schools.

B. For the purpose of this section, "critical race
theory" means any theory or ideology that:

(1) espouses the view that one race is
inherently racist, sexist or intentionally or inadvertently
oppressive;

1 (2) espouses the view that one race is
2 inherently responsible for the intentional or inadvertent
3 oppression of another race;

4 (3) espouses the view that one race or gender
5 is superior to another race or gender;

6 (4) espouses the view that a person should be
7 discriminated against because of the race or gender attributed
8 to that person or be treated differently based on that
9 classification;

10 (5) espouses the view that a person's moral
11 character is determined by the race or gender attributed to
12 that person;

13 (6) espouses the view that the race or gender
14 attributed to a person makes that person responsible for past
15 transgressions of that race or gender;

16 (7) creates a feeling or feelings of
17 discomfort, guilt, anguish or any other form of psychological,
18 physical or any other kind of distress in a person on account
19 of the race or gender attributed to that person;

20 (8) espouses the view that work ethic or
21 devotion to duty and obligations is inherently racist or
22 sexist;

23 (9) derives or otherwise traces its origins or
24 influences from, or pertinently overlaps with, the critical
25 theory social philosophy; and

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(10) teaches or promotes the idea that social problems are created by racist or patriarchal societal structures and systems."