

117TH CONGRESS
1ST SESSION

H. R. 3157

To amend section 8526A of the Elementary and Secondary Education Act of 1965 to prohibit Federal mandates, direction, or control with respect to American history and civics education, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MAY 12, 2021

Mr. MURPHY of North Carolina (for himself and Ms. FOXX) introduced the following bill; which was referred to the Committee on Education and Labor

A BILL

To amend section 8526A of the Elementary and Secondary Education Act of 1965 to prohibit Federal mandates, direction, or control with respect to American history and civics education, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fight Radicalization
5 of Elementary Education (FREE) Act”.

1 **SEC. 2. PROHIBITION AGAINST FEDERAL MANDATES, DI-**
2 **RECTION, OR CONTROL.**

3 Subsection (b) of section 8526A of the Elementary
4 and Secondary Education Act (20 U.S.C. 7906a) is
5 amended—

6 (1) by striking “(b) FINANCIAL SUPPORT.—”
7 and inserting “(b) FINANCIAL SUPPORT.—

8 “(1) IN GENERAL.—”; and

9 (2) by adding at the end the following:

10 “(2) AMERICAN HISTORY AND CIVICS EDU-
11 CATION.—No officer or employee of the Federal
12 Government shall condition or incentivize the receipt
13 of any grant, contract, or cooperative agreement, the
14 receipt of any priority or preference under such
15 grant, contract, or cooperative agreement, or the re-
16 ceipt of a waiver under section 8401, upon a State,
17 local educational agency, or school’s adoption or im-
18 plementation of specific instructional content, aca-
19 demic standards and assessments, curriculum, or
20 program of instruction related to—

21 “(A) the priorities noticed in the proposed
22 rule submitted by the Department of Education
23 relating to Proposed Priorities-American His-
24 tory and Civics Education (published at 86
25 Fed. Reg. 20348 (April 19, 2021)); or

1 “(B) any other priorities or requirements
2 under any grant, contract, or cooperative agree-
3 ment related to the teaching of Critical Race
4 Theory.”.

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