

FIRST REGULAR SESSION

HOUSE BILL NO. 213

94TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVES CUNNINGHAM (86) (Sponsor) AND RUESTMAN (Co-sponsor).

Pre-filed January 2, 2007 and copies ordered printed.

D. ADAM CRUMBLISS, Chief Clerk

0462L.03I

AN ACT

To amend chapter 173, RSMo, by adding thereto one new section relating to intellectual diversity.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 173, RSMo, is amended by adding thereto one new section, to be
2 known as section 173.057, to read as follows:

**173.057. 1. The provisions of this section shall be known and cited as the "Emily
2 Brooker Intellectual Diversity Act". As used in this section, "intellectual diversity" is
3 defined as the foundation of a learning environment that exposes students to a variety of
4 political, ideological, religious, and other perspectives, when such perspectives relate to the
5 subject matter being taught or issues being discussed.**

**6 2. The coordinating board for higher education shall require each public institution
7 to report annually to the general assembly detailing the steps the institution is taking to
8 ensure intellectual diversity and the free exchange of ideas.**

**9 (1) The report required in this subsection shall address the specific measures taken
10 by the institution to ensure and promote intellectual diversity and academic freedom. The
11 report may include steps taken by the institution to:**

**12 (a) Conduct a study to assess the current state of intellectual diversity on its
13 campus;**

**14 (b) Incorporate intellectual diversity into institution statements, grievance
15 procedures, and activities on diversity;**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

- 16 (c) Encourage a balanced variety of campus-wide panels and speakers and annually
17 publish the names of panelists and speakers;
- 18 (d) Establish clear campus policies that ensure that hecklers or threats of violence
19 do not prevent speakers from speaking;
- 20 (e) Include intellectual diversity concerns in the institution's guidelines on teaching
21 and program development;
- 22 (f) Include intellectual diversity issues in student course evaluations;
- 23 (g) Develop hiring, tenure, and promotion policies that protect individuals against
24 viewpoint discrimination and track any reported grievances in that regard;
- 25 (h) Establish clear campus policies to ensure freedom of the press for students and
26 report any incidents of student newspaper thefts or destruction;
- 27 (i) Establish clear campus policies to prohibit viewpoint discrimination in the
28 distribution of student fee funds;
- 29 (j) Develop methods for disseminating best practices to ensure that conflicts
30 between personal beliefs and classroom assignments that may contradict such beliefs can
31 be resolved in a manner that achieves educational objectives without requiring a student
32 to act against his or her conscience;
- 33 (k) Eliminate any speech codes that restrict the freedom of speech; or
- 34 (l) Create an institutional ombudsman on intellectual diversity.
- 35 (2) The report shall be distributed to the members of the general assembly no later
36 than December thirty-first of each year, beginning in 2008.
- 37 (3) The report shall be posted on each public higher education institution's web site.
- 38 3. Each public higher education institution shall ensure that students are notified
39 that measures to promote intellectual diversity are in place and how to report alleged
40 violations of policy.

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