

Hall of the House of Representatives
93rd General Assembly - Regular Session, 2021
Amendment Form

Subtitle of House Bill No. 1749

TO REQUIRE PUBLIC SCHOOL EMPLOYEES TO ADDRESS PUBLIC SCHOOL STUDENTS BY ONLY THE
NAME AND SEX DESIGNATED ON THE PUBLIC SCHOOL STUDENT'S CERTIFICATE OF BIRTH.

Amendment No. 1 to House Bill 1749

Amend House Bill No. 1749 as originally introduced:

Delete the title in its entirety, and substitute the following:

"AN ACT TO PROHIBIT REQUIRING PUBLIC SCHOOL AND STATE-SUPPORTED INSTITUTION
OF HIGHER EDUCATION EMPLOYEES FROM ADDRESSING A STUDENT BY A PRONOUN, TITLE,
OR OTHER WORD THAT IS USED TO IDENTIFY THE STUDENT AS MALE OR FEMALE AND THAT
IS INCONSISTENT WITH THE STUDENT'S BIOLOGICAL SEX; AND FOR OTHER PURPOSES."

AND

Delete the subtitle in its entirety and substitute:

"TO PROHIBIT REQUIRING PUBLIC SCHOOL AND
INSTITUTION OF HIGHER EDUCATION EMPLOYEES
FROM ADDRESSING A STUDENT BY A TERM THAT
IDENTIFIES A STUDENT AS MALE OR FEMALE
AND THAT IS INCONSISTENT WITH THE
STUDENT'S BIOLOGICAL SEX."

AND

Page 1, delete lines 26 through 36, and substitute the following:

"6-18-113. Identification of students.

(a) An employee of a public school shall not be required to use a
pronoun, title, or other word to identify a public school student as male or
female that is inconsistent with the public school student's biological sex.

(b) An employee of a public school who faces adverse action as a
result of a violation of subsection (a) of this section may bring a claim and
shall be eligible for remedies afforded under § 16-123-105 of the Arkansas
Civil Rights Act of 1993, § 16-123-101 et seq.

SECTION 2. Arkansas Code Title 6, Chapter 63, Subchapter 1, is amended
to add an additional section to read as follows:



6-63-105. Identification of students.

(a) An employee of a state-supported institution of higher education shall not be required to use a pronoun, title, or other word to identify a student of the state-supported institution of higher education as male or female that is inconsistent with the state-supported institution of higher education student's biological sex.

(b) An employee of a state-supported institution of higher education who faces adverse action as a result of a violation of subsection (a) of this section may bring a claim and shall be eligible for remedies afforded under § 16-123-105 of the Arkansas Civil Rights Act of 1993, § 16-123-101 et seq."

AND

Page 2, delete line 1

The Amendment was read _____

By: Representative Bentley

TNL/TNL - 04-05-2021 12:39:21

TNL343

Chief Clerk