



State of Wisconsin
2021 - 2022 LEGISLATURE

LRBa0990/1
JAM:wlj

**SENATE AMENDMENT 1,
TO SENATE BILL 409**

November 22, 2021 - Offered by Senator JACQUE.

1 At the locations indicated, amend the bill as follows:

2 **1.** Page 2, line 3: delete the material beginning with “teach” and ending with
3 “curriculum” on line 4 and substitute “compel students to affirm, adopt, or adhere to
4 any of the following tenets in their personal capacities as individuals”.

5 **2.** Page 3, line 1: after “are” insert “necessarily”.

6 **3.** Page 3, line 3: after that line insert:

7 **“(1d) STUDENT ORIENTATION AND TRAINING.** The board shall prohibit institutions
8 from requiring students to attend or participate in a noncredit-earning orientation
9 or training in which the institution adopts the tenets set forth in sub. (1) (a) to (h).

10 **(1g) ACADEMIC FREEDOM.** Notwithstanding subs. (1) and (2), nothing in this
11 section, and no board policy, institution policy, or institution employee, shall limit the
12 expressive rights and academic freedom of an instructor of an institution to do any
13 of the following:

1 (a) Conduct research, publish, lecture, or teach in the academic setting.

2 (b) Require students to participate in instructional exercises with legitimate
3 pedagogical purposes that involve exploring, or arguing for or against, the tenets set
4 forth in sub. (1) (a) to (h).

5 (c) Speak publicly as a private citizen on matters of public concern.”.

6 **4.** Page 3, line 4: delete the material beginning with “syllabuses,” and ending
7 with “syllabuses,” on line 5 and substitute “syllabuses”.

8 **5.** Page 3, line 5: after “website” insert “during the open enrollment period”.

9 **6.** Page 3, line 12: after “(1),” insert “(1d), (1g),”.

10 **7.** Page 3, line 17: delete “10” and substitute “5”.

11 **8.** Page 3, line 20: after “(1),” insert “(1d), (1g),”.

12 **9.** Page 3, line 22: delete “(1)” and substitute “(1), (1d), (1g),”.

13 **10.** Page 4, line 1: delete “(1)” and substitute “(1), (1d),(1g),”.

14 **11.** Page 4, line 2: delete “complainant may be awarded” and substitute “court
15 shall issue appropriate injunctive relief and award the complainant damages, court
16 costs, and”.

17 **12.** Page 4, line 6: delete the material beginning with “teach” and ending with
18 “curriculum” on line 7 and substitute “compel students to affirm, adopt, or adhere to
19 any of the following tenets in their personal capacities as individuals”.

20 **13.** Page 4, line 21: after “are” insert “necessarily”.

21 **14.** Page 4, line 23: after that line insert:

1 “(1d) STUDENT ORIENTATION AND TRAINING. District boards shall not require
2 students to attend or participate in a noncredit-earning orientation or training in
3 which the district board adopts the tenets set forth in sub. (1) (a) to (h).

4 (1g) ACADEMIC FREEDOM. Notwithstanding subs. (1) and (2), nothing in this
5 section, and no board policy, district board policy, or district board employee, shall
6 limit the expressive rights and academic freedom of an instructor of a technical
7 college to do any of the following:

8 (a) Conduct research, publish, lecture, or teach in the academic setting.

9 (b) Require students to participate in instructional exercises with legitimate
10 pedagogical purposes that involve exploring, or arguing for or against, the tenets set
11 forth in sub. (1) (a) to (h).

12 (c) Speak publicly as a private citizen on matters of public concern.”.

13 **15.** Page 5, line 1: delete the material beginning with “including” and ending
14 with “syllabuses” on line 2 and substitute “during the open enrollment period”.

15 **16.** Page 5, line 10: after “(1),” insert “(1d), (1g),”.

16 **17.** Page 5, line 15: delete “10” and substitute “5”.

17 **18.** Page 5, line 19: after “(1),” insert “(1d), (1g),”.

18 **19.** Page 5, line 21: delete “(1)” and substitute “(1), (1d), (1g),”.

19 **20.** Page 5, line 25: delete “(1)” and substitute “(1), (1d), (1g),”.

20 **21.** Page 6, line 1: delete “complainant may be awarded” and substitute “court
21 shall issue appropriate injunctive relief and award the complainant damages, court
22 costs, and”.

23

(END)