

FIRST REGULAR SESSION

HOUSE BILL NO. 1518

103RD GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE REED.

3011H.01I

JOSEPH ENGLER, Chief Clerk

AN ACT

To amend chapters 162 and 173, RSMo, by adding thereto two new sections relating to discriminatory mascots.

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

Section A. Chapters 162 and 173, RSMo, are amended by adding thereto two new sections, to be known as sections 162.044 and 173.072, to read as follows:

162.044. 1. This section and section 173.072 shall be known and may be cited as the "Prohibition of Discriminatory Disability Mascots Act".

2. As used in this section, the following terms mean:

(1) "Discriminatory disability mascot", any name, logo, or mascot that is derogatory or representative of an individual or group based on disability, as defined by the federal Americans with Disabilities Act, as amended;

(2) "Public school", the same definition as in section 160.011;

(3) "School district", the same definition as in section 160.011.

3. Except as otherwise provided in subsection 4 of this section, each school district and public school shall prohibit the adoption or continued use of a discriminatory disability mascot.

4. A school district or public school may continue to use uniforms or other materials bearing a discriminatory disability mascot that were purchased on or before the effective date of this section until three years after the effective date of this section if all the following requirements are met:

(1) The school district or public school selects a new school or athletic team name, logo, or mascot that does not violate this section;

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.

18 (2) The school district or public school refrains from purchasing, acquiring, or
19 using resources for the purpose of the distribution or sale to students or school district
20 or public school employees any uniform that displays the discriminatory disability
21 mascot;

22 (3) The school district or public school refrains from purchasing, acquiring, or
23 using resources for the purpose of the distribution or sale to students or school district
24 or public school employees any yearbook, newspaper, program, or other tangible
25 material that displays the discriminatory disability mascot in the logo or title of the
26 yearbook, newspaper, program, or other tangible material; and

27 (4) If a school district or public school facility displays the discriminatory
28 disability mascot, the school district or public school removes the discriminatory
29 disability mascot no later than the next time that part of the facility where the
30 discriminatory disability mascot is located is remodeled or replaced in the normal
31 course of maintenance and the school district or public school refrains from purchasing
32 or constructing a marquee, sign, or other new or replacement fixture that displays the
33 discriminatory disability mascot.

173.072. 1. As used in this section, the following terms mean:

2 (1) "Discriminatory disability mascot", any name, logo, or mascot that is
3 derogatory or representative of an individual or group based on disability, as defined by
4 the federal Americans with Disabilities Act, as amended;

5 (2) "Public institution of higher education", a public community college, state
6 college, or state university in this state.

7 2. Except as otherwise provided in subsection 3 of this section, each public
8 institution of higher education shall prohibit the adoption or continued use of a
9 discriminatory disability mascot.

10 3. A public institution of higher education may continue to use uniforms or other
11 materials bearing a discriminatory disability mascot that were purchased on or before
12 the effective date of this section until three years after the effective date of this section if
13 all the following requirements are met:

14 (1) The public institution of higher education selects a new institution or athletic
15 team name, logo, or mascot that does not violate this section;

16 (2) The public institution of higher education refrains from purchasing,
17 acquiring, or using resources for the purpose of the distribution or sale to students or
18 public institution of higher education employees any uniform that displays the
19 discriminatory disability mascot;

20 (3) The public institution of higher education refrains from purchasing,
21 acquiring, or using resources for the purpose of the distribution or sale to students or

22 public institution of higher education employees any yearbook, newspaper, program, or
23 other tangible material that displays the discriminatory disability mascot in the logo or
24 title of the yearbook, newspaper, program, or other tangible material; and

25 (4) If a public institution of higher education facility displays the discriminatory
26 disability mascot, the public institution of higher education removes the discriminatory
27 disability mascot no later than the next time that part of the facility where the
28 discriminatory disability mascot is located is remodeled or replaced in the normal
29 course of maintenance and the public institution of higher education refrains from
30 purchasing or constructing a marquee, sign, or other new or replacement fixture that
31 displays the discriminatory disability mascot.

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