

Rep. Nalevanko, Ches. 9
Rep. Sweeney, Rock. 25
April 1, 2025
2025-1467h
06/11

✓
14-10

Amendment to HB 2-FN-A-LOCAL

1 1 New Subdivision; Prohibition on Diversity, Equity, and Inclusion. Amend RSA 21-I by
2 inserting after section 111 the following new subdivision:

3 Prohibition on Diversity, Equity, and Inclusion

4 21-I:112 Definitions.

5 In this subdivision:

6 I. "Agency" means any department, office, commission, board, subdivision, or other unit,
7 however designated, of the executive branch of state government.

8 II. "Diversity, equity, and inclusion" or "DEI" shall mean any program, policy, training, or
9 initiative that classifies individuals based on race, sex, ethnicity, or other group characteristics for
10 the purpose of achieving demographic outcomes, rather than treating individuals equally under the
11 law.

12 III. "Political subdivision" means any village district, school district, town, city, county, or
13 unincorporated place in the state.

14 21-I:113 Prohibition on DEI Initiatives. No public entity shall implement, promote, or otherwise
15 engage in any DEI-related initiatives, programs, training, or policies. No state funds shall be
16 expended for DEI-related activities, including but not limited to implicit bias training, DEI
17 assessments, critical race theory, or race-based hiring, promotion, or contracting preferences.

18 21-I:114 Prohibition on DEI-Related Contract Provisions. No agencies or political subdivisions
19 shall enter into or renew any contract that includes DEI-related provisions, including requirements
20 for contractors to implement DEI programs, conduct DEI training, or comply with DEI-related
21 reporting obligations.

22 21-I:115 Review of Agency Contracts for DEI-Related Contract Provisions. Each state agency
23 shall, no later than October 1, 2025, submit to the department of administrative services a report
24 identifying all contracts under its control that include DEI-related provisions. The report shall
25 include descriptions of each contract, the specific DEI-related provisions contained therein, and the
26 total financial obligation associated with each contract. The department shall combine and submit a
27 consolidated report to the governor, speaker of the house of representatives, and the president of the
28 senate.

29 21-I:116 Review of Political Subdivision DEI-Related Contract Provisions. The department of
30 justice shall establish a process by which all political subdivisions review their existing contracts for
31 the presence of DEI--related provisions.

Amendment to HB 2-FN-A-LOCAL
- Page 2 -

1 2 New Subdivision; Prohibition on Diversity, Equity, and Inclusion in Public Schools. Amend
2 RSA 186 by inserting after section 70 the following new subdivision:

3 Prohibition on Diversity, Equity, and Inclusion in Public Schools

4 186:71 Definitions.

5 In this subdivision:

6 I. "Diversity, equity, and inclusion" or "DEI" shall mean any program, policy, training, or
7 initiative that classifies individuals based on race, sex, ethnicity, or other group characteristics for
8 the purpose of achieving demographic outcomes, rather than treating individuals equally under the
9 law.

10 II. "Public school" means any school, academic institution, or institution of higher education
11 in this state supported by public funds.

12 186:72 Prohibition on DEI Initiatives. No public school shall implement, promote, or otherwise
13 engage in any DEI-related initiatives, programs, training, or policies. No state funds shall be
14 expended to public schools for DEI-related activities, including but not limited to implicit bias
15 training, DEI assessments, critical race theory, or race-based hiring, promotion, or contracting
16 preferences. This prohibition shall extend to any public school as defined in RSA 186:71, II.

17 186:73 Prohibition on DEI-Related Contract Provisions. No public school shall enter into,
18 renew, or amend any contract that includes DEI-related provisions, including requirements for
19 contractors to implement DEI programs, conduct DEI training, or comply with DEI-related reporting
20 obligations.

21 186:74 Review of Public School Contracts for DEI-Related Contract Provisions. No later than
22 October 1, 2025, the commissioner of the department of education shall submit a single report to the
23 senate education, senate education finance, house education funding, and house education policy and
24 administration committees of the general court identifying all existing contracts containing DEI-
25 related provisions in public schools. The report shall include contract descriptions, the specific DEI-
26 related provisions, and the total financial obligation associated with each contract.

27 186:75 Review of Public School DEI-Related Contract Provisions.

28 I. The commissioner of the department of education shall establish a process by which all
29 public schools shall conduct a review of existing contracts for the presence of DEI-related provisions.

30 II. No later than September 30, 2025, each public school shall submit a signed and certified
31 report to the commissioner of the department of education identifying any contract containing DEI-
32 related provisions. The report shall include contract descriptions, the specific DEI-related
33 provisions, and the total financial obligation associated with each contract.

34 186:76 Final Compliance Report. The commissioner of the department of education shall submit
35 a final compliance report to the governor, executive council, and the senate education, senate
36 education finance, house education funding, and house education policy and administration

Amendment to HB 2-FN-A-LOCAL

- Page 3 -

1 committees of the general court by April 1, 2026, detailing the progress of public schools in
2 eliminating DEI-related provisions from contracts.

3 187:77 Interpretation and Compliance.

4 I. Should a public school fail to abide by any section of this subdivision, either knowingly or
5 unknowingly, the commissioner of the department of education shall immediately halt all sources of
6 public funding to that public school, until such time as the school comes into compliance with all
7 sections of this subdivision.

8 II. The commissioner of the department of education shall notify the state treasurer if a
9 public school is not in compliance with this subdivision, at which time the treasurer shall halt all
10 forms of public funding to the school until the commissioner has certified the school come into
11 compliance with this subdivision.

Amendment to HB 2-FN-A-LOCAL
- Page 4 -

2025-1467h

AMENDED ANALYSIS

Add:

I. Prohibits all public entities from implementing, promoting, or otherwise engaging in any diversity, equity, and inclusion DEI-related initiatives, programs, training, or policies; requires each agency to report such contracts to the department of administrative services, which shall compile a consolidated report for submission to the governor, speaker of the house of representatives, and senate president; and provides for the amendment (i.e., removing DEI-related provisions) of non-compliant contracts.

II. Prohibits all public schools from implementing, promoting, or otherwise engaging in any DEI-related initiatives, programs, training, or policies and provides processes for the review and termination or amendment of non-compliant contracts and provides for funding halts in the event of a violation.