

# HOW SB 777 FORCES SCHOOLCHILDREN TO SUPPORT ALL ASPECTS OF TRANSSEXUALITY, BISEXUALITY AND HOMOSEXUALITY

## Connecting the Dots Reveals Sexual Indoctrination Agenda Mandating Changes to All Textbooks, Instructional Materials, and School Activities

1. SB 777 uses the anything-goes definitions of transsexuality, bisexuality, and homosexuality from the California Penal Code, Section 422.55-57. "Gender" and "sexual orientation" in 422.55 are defined by 422.56 and 422.57 to mean all aspects of transsexuality, bisexuality, and homosexuality, whether by appearance or behavior.

422.55. For purposes of this title, and for purposes of all other state law unless an explicit provision of law or the context clearly requires a different meaning, the following shall apply:

(a) "Hate crime" means a criminal act committed, in whole or in part, because of one or more of the following actual or perceived characteristics of the victim:

(1) Disability.

**(2) Gender.**

(3) Nationality.

(4) Race or ethnicity.

(5) Religion.

**(6) Sexual orientation.**

(7) Association with a person or group with one or more of these actual or perceived characteristics.

(b) "Hate crime" includes, but is not limited to, a violation of Section 422.6.

422.56. For purposes of this title, the following definitions shall apply:

(a) "Association with a person or group with these actual or perceived characteristics" includes advocacy for, identification with, or being on the ground owned or rented by, or adjacent to, any of the following: a community center, educational facility, family, individual, office, meeting hall, place of worship, private institution, public agency, library, or other entity, group, or person that has, or is identified with people who have, one or more of those characteristics listed in the definition of "hate crime" under paragraphs 1 to 6, inclusive, of subdivision (a) of Section 422.55.

(b) "Disability" includes mental disability and physical disability as defined in Section 12926 of the Government Code.

**(c) "Gender" means sex, and includes a person's gender identity and gender related appearance and behavior whether or not stereotypically associated with the person's assigned sex at birth.**

(d) "In whole or in part because of" means that the bias motivation must be a cause in fact of the offense, whether or not other causes also exist. When multiple concurrent motives exist, the prohibited bias must be a substantial factor in bringing about the particular result. There is no requirement that the bias be a main factor, or that the crime would not have been committed but for the actual or perceived characteristic. This subdivision does not constitute a change in, but is declaratory of, existing law under In re M.S.(1995) 10 Cal. 4th 698 and People v. Superior Court (Aishman)

(1995) 10 Cal. 4th 735.

(e) "Nationality" includes citizenship, country of origin, and national origin.

(f) "Race or ethnicity" includes ancestry, color, and ethnic background.

(g) "Religion" includes all aspects of religious belief, observance, and practice and includes agnosticism and atheism.

**(h) "Sexual orientation" means heterosexuality, homosexuality, or bisexuality.**

(i) "Victim" includes, but is not limited to, a community center, educational facility, entity, family, group, individual, office, meeting hall, person, place of worship, private institution, public agency, library, or other victim or intended victim of the offense.

422.57. For purposes this code, unless an explicit provision of law or the context clearly requires a different meaning, **"gender" has the same meaning as in Section 422.56.**

**2. SB 777 brings the Penal Code's definitions of transsexuality and sex changes, bisexuality and homosexuality into the California Education Code, and deletes the true definition of sex and gender, which is "the biological condition or quality or being a male or female human being."**

**SEC. 4. Section 210.7 is added to the Education Code, to read:**

**210.7. "Gender" means sex, and includes a person's gender identity and gender related appearance and behavior whether or not stereotypically associated with the person's assigned sex at birth.**

**SEC. 5. Section 212 of the Education Code is repealed.**

~~(SB 777 as introduced: —212.— "Sex" means the biological condition or quality of being a male or female human being.)—~~

**SEC. 6. Section 212 is added to the Education Code, to read:**

**212. "Nationality" includes citizenship, country of origin, and national origin.**

**SEC. 7. Section 212.1 is added to the Education Code, to read:**

**212.1. "Race or ethnicity" includes ancestry, color, and ethnic background.**

**SEC. 8. Section 212.3 is added to the Education Code, to read:**

**212.3. "Religion" includes all aspects of religious belief, observance, and practice and includes agnosticism and atheism.**

**SEC. 9. Section 212.6 is added to the Education Code, to read:**

**212.6. "Sexual orientation" means heterosexuality, homosexuality, or bisexuality.**

**SEC. 10. Section 219 is added to the Education Code, to read:**

**219. Disability, gender, nationality, race or ethnicity, religion, sexual orientation, or any other characteristic contained in the definition of hate crimes set forth in Section 422.55 of the Penal Code includes a perception that the person has any of those characteristics or that the person is associated with a person who has, or is perceived to have, any of those characteristics.**

3. SB 777 then inserts all aspects of transsexuality, cross-dressing, bisexuality and homosexuality into Education Code Section 220, making this section depend on the unlimited sexual behavior and appearance definitions in the Penal Code:

SEC. 11. Section 220 of the Education Code is amended to read:

220. No person shall be subjected to discrimination on the basis of disability, **gender**, nationality, race or ethnicity, religion, **sexual orientation, or any other characteristic that is contained in the definition of hate crimes set forth in Section 422.55 of the Penal Code** in any program or activity conducted by an educational institution that receives, or benefits from, state financial assistance or enrolls pupils who receive state student financial aid.

4. SB 777 then proceeds to impose Section 220's definitions on all schools to require all "instruction" and "activities" (textbooks, instructional materials, classroom instruction, school activities, etc.) to positively portray (not "promote a discriminatory bias" upon) sex changes, cross-dressing, homosexual marriages, and all aspects of bisexuality and homosexuality. This mandate affects children from kindergarten through 12th grade in California public schools.

SEC. 29. Section 51500 of the Education Code is amended to read:

51500. No teacher shall give instruction nor shall a school district sponsor any activity that promotes a discriminatory bias because of a characteristic listed in Section 220.