

RESOLUTION NO. 2022-23/21

**RESOLUTION OF THE BOARD OF TRUSTEES OF
THE TEMECULA VALLEY UNIFIED SCHOOL
DISTRICT
PROHIBITING THE TEACHING OF CRITICAL RACE
THEORY**

WHEREAS, All Students deserve a high-quality education and experience in the Temecula Valley Unified School District ("TVUSD" or the "District"); and

WHEREAS, Nothing in this resolution shall require any staff member to violate local, state, or federal law; and

WHEREAS, The TVUSD Board of Education affirms its requirement that teachers rely on the Board of Education adopted curriculum as the authoritative source for the context of instruction; and

WHEREAS, The TVUSD values all students, respects diversity, celebrates the contributions of all, and encourages culturally relevant and inclusive teaching practices. The TVUSD further believes that the diversity that exists among the District's community of students, staff, parents, guardians, and community members is an asset to be honored and valued; and

WHEREAS, The TVUSD believes that people should "not be judged by the color of their skin but by the content of their character" (Dr. Martin Luther King, 1963) ; and

WHEREAS, The TVUSD desires to uplift and unite students by not imposing the responsibility of historical transgressions in the past and instead will engage students of all cultures in age-appropriate critical thinking that helps students navigate the past, present, and future; and

WHEREAS, racism has no place in American society and especially not in the Temecula Valley Unified School District ("TVUSD" or the "District"); and

WHEREAS, the TVUSD condemns racism and will not tolerate racism and racist conduct (see, Board Resolution ##### dated ##### (cite policy against racism here)); and

WHEREAS, Critical Race Theory ("CRT") is an ideology based on false assumptions about the United States of America and its population; and

WHEREAS, the definitional foundation of Critical Race Theory involving an artificial distortion of the traditional definition of "racism" is fatally flawed; and

WHEREAS, Critical Race Theory is a divisive ideology that assigns moral fault to individuals solely on the basis of an individual's race and, therefore, is itself a racist ideology; and

WHEREAS, Critical Race Theory assigns generational guilt and racial guilt for conduct and policies that are long in the past; and

WHEREAS, Critical Race Theory violates the fundamental principle of equal protection under the law; and

WHEREAS, Critical Race Theory views social problems primarily as racial problems and, thus, detracts from analysis of underlying socio-economic causes of social problems; and

WHEREAS, Critical Race Theory or other similar frameworks will not be used as a source to guide how topics related to race will be taught; and

WHEREAS, the Board of Trustees of the TVUSD has the legal authority to determine the curriculum taught in the TVUSD within the parameters set by law; and

WHEREAS, the Board of Trustees can require teachers to teach the curriculum approved by the Board of Trustees; and

WHEREAS, the laws of the United States of America and the State of California do not require that Critical Race Theory be taught in public schools (grades K-12); and

NOW, THEREFORE, BE IT RESOLVED on the 13th day of December, 2022, by the Board of Trustees of the Temecula Valley Unified School District:

Critical Race Theory is rejected and will not constitute the basis for any instruction in the TVUSD. The following specific elements of Critical Race Theory cannot be taught:

1. Racism is racial prejudice plus power, a concept that is often used to argue that (i) only individuals classified as "white" people can be racist because only "white" people control society and (ii) individuals in ethnic minorities cannot be racist because they do not control society.
2. Racism is ordinary, the usual way society does business.
3. "Interest convergence" or "material determinism", according to which the incentive to move away from racist policies depends primarily on the self-interest of the oppressor class, i.e. "whites".
4. "Differential racialization", according to which the "dominant society racializes different

minority groups at different times, in response to different needs such as the labor market"¹;

5. The "voice-of-color" thesis, according to which merely "minority status ... brings with it a presumed competence to speak about race and racism"², a concept often used to discredit opposing arguments on the basis of the opposing person's race;

FURTHERMORE, the following doctrines derived from Critical Race Theory cannot be taught:

- a. An individual, by virtue of his or her race or sex, is inherently racist and/or sexist, whether consciously or unconsciously.
- b. Individuals are either a member of the oppressor class or the oppressed class because of race or sex.
- c. An individual is inherently morally or otherwise superior to another individual because of race or sex.
- d. An individual should be discriminated against or receive adverse treatment due to the individual's race or sex, or an individual should receive favorable treatment due to the individual's race or sex.
- e. An individual, by virtue of his or her race or sex, bears responsibility for actions committed in the past or present by other members of the same race or sex.
- f. An individual should feel discomfort, guilt, anguish or any other form of psychological distress on account of his or her race or sex.
- g. Meritocracy or traits such as, but not limited to, a hard work ethic or the scientific method are racist or sexist or were created by members of a particular race to oppress members of another race.
- h. The advent of slavery in the territory that is now the United States constituted the true founding of the United States, or the preservation of slavery was a material motive for independence from England.

Notwithstanding the above restrictions, social science courses can include instruction about Critical Race Theory, provided that such instruction plays only a subordinate role in the overall course and provided further that such instruction focuses on the flaws in Critical Race Theory.

ADOPTED this 13th day of December, 2022, on motion of Trustee #####, seconded by Trustee #####, on the following roll call vote:

¹ Richard Delgado, Jean Stefancic, and Angela Harris, *Critical Race Theory*, 3rd edition (New York: NYU Press, 2017), 10.

² Delgado, Stefancic, and Harris, 11.

AYES: __: _____

NOES: __: _____

APPROVE:

####, President

ATTEST:

####, Board Clerk

DRAFT