

119TH CONGRESS
1ST SESSION

S. 2428

To amend chapter 1511 of title 36, United States Code, to impose certain requirements on the National Education Association, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JULY 24, 2025

Ms. LUMMIS (for herself, Mr. RISCH, Mr. RICKETTS, Mr. SHEEHY, and Mr. CRUZ) introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To amend chapter 1511 of title 36, United States Code, to impose certain requirements on the National Education Association, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Stopping Teachers
5 Unions from Damaging Education Needs Today Act” or
6 the “STUDENT Act”.

7 **SEC. 2. FINDINGS.**

8 Congress finds the following:

1 (1) The National Education Association (re-
2 ferred to in this section as the “NEA”) was char-
3 tered in 1906 by an Act of Congress (34 Stat. 804,
4 chapter 3929) “to elevate the character and advance
5 the interests of the profession of teaching; and to
6 promote the cause of education in the United
7 States” (36 U.S.C. 151102) and remains the only
8 labor union that has a Federal charter.

9 (2) By continuing to hold its Federal charter,
10 the NEA’s actions and advocacy effectively receive
11 Congress’ seal of approval.

12 (3) The NEA can no longer be considered a pa-
13 triotic or national organization worthy of its Federal
14 charter as it has drifted substantially from its core
15 mission and become a massive political operation
16 dedicated to electing Democrats and imposing a rad-
17 ical progressive agenda on the schools of the United
18 States.

19 (4) In July 2019, NEA members held an as-
20 sembly and voted against adding a business item to
21 the organization that stated: “The National Edu-
22 cation Association will rededicate itself to the pur-
23 suit of increased student learning in every public
24 school in America by putting a renewed emphasis on

1 quality education. NEA will make student learning
2 the priority of the association”.

3 (5) In the same assembly, NEA members voted
4 in support of the right to an abortion, supporting il-
5 legal immigration, and expanding professional devel-
6 opment for educators to help create student Gender
7 Sexuality Alliance clubs.

8 (6) According to disclosures made to the Office
9 of Labor-Management Standards, from September
10 2019 to August 2021, the NEA spent over
11 \$116,700,000 on political activities and lobbying,
12 and in the 2020 election cycle, 95.7 percent of can-
13 didate campaign contributions by the NEA went to
14 Democrat candidates.

15 (7) The NEA adopted measures in July 2021
16 to support critical race theory, calling it “reasonable
17 and appropriate”, and to spend \$56,500 on re-
18 searching and shaming organizations fighting the in-
19 clusion of critical race theory in schools.

20 (8) The NEA and other teacher unions stood in
21 the way of reopening schools in 2020 and 2021 by
22 threatening strikes, donating to Democrat can-
23 didates that backed school closures, and influencing
24 Centers for Disease Control and Prevention guid-
25 ance to make it harder for schools to reopen.

1 (9) In July 2025, NEA members held an as-
 2 sembly and voted to cut ties with the Anti-Defama-
 3 tion League (referred to in this section as the
 4 “ADL”) due to the ADL’s position on Israel and
 5 countering antisemitism. Cutting ties would mean no
 6 longer using ADL materials on antisemitism and
 7 Holocaust education nor promoting the ADL’s sta-
 8 tistics or programs.

9 (10) At the same assembly, the NEA members
 10 voted to refer to President Donald J. Trump’s poli-
 11 cies as “fascism”.

12 **SEC. 3. MEMBERSHIP CLASSIFICATION.**

13 Section 151103 of title 36, United States Code, is
 14 amended to read as follows:

15 **“§ 151103. Membership**

16 “(a) IN GENERAL.—Except as otherwise provided in
 17 this section, eligibility for membership in the corporation
 18 and the rights, obligations, and designation of classes of
 19 members are as provided in the bylaws.

20 “(b) COLLECTION OF DUES FROM STATE OR LOCAL
 21 GOVERNMENT EMPLOYEES.—The corporation and its
 22 State and local affiliates may only accept payment of
 23 membership dues or fees from an employee of a State or
 24 local government (as such terms are defined in section
 25 3371 of title 5) either directly from the employee or indi-

1 rectly via per capita taxes or other fees paid by an affil-
 2 iate, if—

3 “(1) the employee has been notified by the cor-
 4 poration or its applicable State or local affiliate of
 5 their right under the First Amendment to the Con-
 6 stitution of the United States to refrain from mem-
 7 bership and payment of associated dues or fees;

8 “(2) the employee has clearly and affirmatively
 9 consented to membership and payment of associated
 10 dues or fees; and

11 “(3) the employee has authorized the trans-
 12 mittal of the employee’s membership dues or fees to
 13 the corporation or its applicable State or local affil-
 14 iate without the use, directly or indirectly, of payroll
 15 deduction.

16 “(c) MEMBERSHIP CANCELLATION.—The corpora-
 17 tion and its State or local affiliates shall process and honor
 18 membership and dues payment cancellation requests as
 19 soon as practicable following receipt.”.

20 **SEC. 4. REQUIREMENTS.**

21 Section 151105 of title 36, United States Code, is
 22 amended—

23 (1) in the matter before paragraph (1), by
 24 striking “The” and inserting “(a) POWERS.—The”;
 25 and

1 (2) by adding at the end the following:

2 “(b) REQUIREMENTS.—The corporation shall comply
3 with the following requirements:

4 “(1) The corporation, or a director or officer of
5 the corporation as such, may not contribute to, sup-
6 port, or participate in any political activity or in any
7 manner attempt to influence legislation.

8 “(2) The corporation and its State or local af-
9 filiates shall not—

10 “(A) discriminate against individuals on
11 the basis of race, color, religion, sex, disability,
12 age, or national origin; or

13 “(B) establish or observe any quota based
14 on race, color, religion, sex, disability, age, or
15 national origin in matters concerning member-
16 ship, corporate governance, or personnel.

17 “(3) Each officer of the corporation shall be a
18 citizen of the United States.

19 “(4) The corporation shall maintain its status
20 as an organization exempt from taxation under the
21 Internal Revenue Code of 1986.

22 “(5) The form of government of the corporation
23 must be representative of the membership-at-large
24 and may not permit concentration of control in a

1 limited number of members or in a self-perpetuating
2 group not representative of the membership-at-large.

3 “(6) The corporation is liable for any act of any
4 officer or agent of the corporation acting within the
5 scope of the authority of the corporation.

6 “(7) The corporation shall comply with the law
7 governing service of process in—

8 “(A) the District of Columbia;

9 “(B) each State in which it is incor-
10 porated; and

11 “(C) each State in which it carries out ac-
12 tivities.

13 “(8) The corporation shall keep—

14 “(A) correct and complete records of ac-
15 count;

16 “(B) minutes of the proceedings of mem-
17 bers, board of directors, and committees of the
18 corporation having any of the authority of the
19 board of directors of the corporation; and

20 “(C) at the principal office of the corpora-
21 tion established under section 151107 of this
22 title, a record of the names and addresses of
23 the members of the corporation entitled to vote
24 on matters relating to the corporation.

1 “(9) A member entitled to vote on any matter
2 relating to the corporation, or an agent or attorney
3 of the member, may inspect the records of the cor-
4 poration for any proper purpose at any time.

5 “(10) The corporation shall submit to Congress
6 an annual report on the activities of the corporation
7 during the preceding fiscal year.

8 “(11) The Attorney General of the United
9 States may bring a civil action in the United States
10 District Court for the District of Columbia for ap-
11 propriate equitable relief if the corporation—

12 “(A) engages or threatens to engage in any
13 act, practice, or policy that is inconsistent with
14 the purposes described in section 151102 of
15 this title; or

16 “(B) refuses, fails, or neglects to carry out
17 its obligations under this chapter or threatens
18 to do so.

19 “(12) On dissolution or final liquidation of the
20 corporation, any assets remaining after the dis-
21 charge or satisfactory provision for the discharge of
22 all liabilities shall be either deposited in the Treas-
23 ury of the United States as a miscellaneous receipt
24 or divided equally among employed individuals who
25 are, at the time of dissolution or final liquidation,

1 members of the corporation or any of its State or
 2 local affiliates.

3 “(13) No part of the compensation received for
 4 work performed on behalf of the corporation, or any
 5 of its State or local affiliates, by any officer or rep-
 6 resentative of the corporation, or any of its State or
 7 local affiliates, who is an employee of a State or
 8 local government (as such terms are defined in sec-
 9 tion 3371 of title 5), may be derived from payments
 10 made by the State or local government to the cor-
 11 poration or its officers or representatives.

12 “(14) The corporation and its State or local af-
 13 filiates shall not—

14 “(A) require or encourage staff, officers,
 15 affiliates, or members to affirm, adopt, or ad-
 16 here to any belief of concept that—

17 “(i) the United States is fundamen-
 18 tally or irredeemably racist or sexist;

19 “(ii) an individual, by virtue of sex,
 20 race, ethnicity, religion, color, or national
 21 origin—

22 “(I) is inherently racist, sexist, or
 23 oppressive, whether consciously or un-
 24 consciously; or

1 “(II) should be blamed for ac-
2 tions committed in the past by other
3 members of the same sex, race, eth-
4 nicity, religion, color, or national ori-
5 gin;

6 “(iii) an individual’s moral character
7 is necessarily determined, in whole or in
8 part, by the sex, race, ethnicity, religion,
9 color, or national origin of the individual;
10 or

11 “(iv) promotes antisemitic beliefs or
12 practices, including beliefs that perpetuate
13 harmful stereotypes about Jewish people,
14 deny or minimize the Holocaust, or pro-
15 mote hatred or discrimination against Jew-
16 ish individuals based on identity, ancestry
17 or connection to and beliefs about Israel;
18 or

19 “(B) advocate for or encourage any local
20 educational agency, public school (including a
21 public charter school), or governmental entity
22 responsible for the oversight of public secondary
23 or elementary schools to require students to af-
24 firm, adopt, or adhere to any of the beliefs,

1 practices, or concepts described in subpara-
 2 graph (A).

3 “(15) The corporation and its State or local af-
 4 filiates shall not—

5 “(A) call, or participate in, a strike, work
 6 stoppage, or slowdown affecting a State or local
 7 government (as such terms are defined in sec-
 8 tion 3371 of title 5); or

9 “(B) condone any activity described in sub-
 10 paragraph (A) of this paragraph by failing to
 11 take action to prevent or stop such activity.

12 “(16) The corporation and each of its State and
 13 local affiliates shall be deemed to be a labor organi-
 14 zation, as such term is defined in section 3 of the
 15 Labor-Management Reporting and Disclosure Act of
 16 1959 (29 U.S.C. 402), and shall abide by all provi-
 17 sions of such Act applicable to labor organizations.”.

18 **SEC. 5. REPEAL OF DISTRICT OF COLUMBIA PROPERTY TAX**

19 **EXEMPTION.**

20 (a) IN GENERAL.—Section 151106 of title 36, United
 21 States Code, is repealed.

22 (b) CONFORMING AMENDMENT.—The analysis for
 23 chapter 1511 of title 36, United States Code, is amended
 24 by repealing the item relating to section 151106.

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