

Draft State Legislation Language

A BILL

To protect the Rights of Parents.

Be it enacted by the _____,

1. That the Code of _____ is amended by adding a section numbered _____ as follows:

SEC. 1. PARENTAL RIGHTS PROTECTED.

(a) The liberty of a parent to direct the upbringing, education, and care of the parent's child is a fundamental right.

(b) Neither the State nor any agency or locality thereof shall infringe this right without demonstrating that its governmental interest as applied to the person is of the highest order and not otherwise served.

SEC. 2. APPLICABILITY.

(a) IN GENERAL. -- This act shall apply to any State or local law or ordinance and the implementation of that law or ordinance, whether statutory or otherwise, and whether adopted or effective prior to or after the effective date of this act.

(b) RULE OF CONSTRUCTION. -- Statutory law adopted after the date of the enactment of this Act is subject to this Act unless such law explicitly excludes such application by reference to this Act.