

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 926

By: Floyd

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 11-105.1, which relates to sex education
9 curriculum and materials; requiring that certain
10 curriculum and materials include certain information
11 on consent; providing definition; providing an
12 effective date; and declaring an emergency.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 70 O.S. 2011, Section 11-105.1, is
15 amended to read as follows:

16 Section 11-105.1. A. All curriculum and materials including
17 supplementary materials which will be used to teach or will be used
18 for or in connection with a sex education class or program which is
19 designed for the exclusive purpose of discussing sexual behavior or
20 attitudes, or any test, survey or questionnaire whose primary
21 purpose is to elicit responses on sexual behavior or attitudes shall
22 be available through the superintendent or a designee of the school
23 district for inspection by parents and guardians of the student who
24 will be involved with the class, program or test, survey or
25 questionnaire. Such curriculum, materials, classes, programs,

1 tests, surveys or questionnaires shall have as one of its primary
2 purposes the teaching of or informing students about the practice of
3 abstinence. The superintendent or a designee of the school district
4 shall provide prior written notification to the parents or guardians
5 of the students involved of their right to inspect the curriculum
6 and material and of their obligation to notify the school in writing
7 if they do not want their child to participate in the class,
8 program, test, survey or questionnaire. Each local board of
9 education shall determine the means of providing written
10 notification to the parents and guardian which will ensure effective
11 notice in an efficient and appropriate manner. No student shall be
12 required to participate in a sex education class or program which
13 discusses sexual behavior or attitudes if a parent or guardian of
14 the student objects in writing to such participation. If the type
15 of program referred to in this section is a part of or is taught
16 during a credit course, a student may be required to enroll in the
17 course but shall not be required to receive instruction in or
18 participate in the program if a parent or guardian objects in
19 writing.

20 B. Curriculum, materials, classes, programs, tests, surveys or
21 questionnaires provided to students pursuant to this section shall
22 include information about consent. "Consent" shall have the same
23 meaning as that provided by Section 113 of Title 21 of the Oklahoma
24 Statutes.

1 C. The superintendent or a designee of a school district in
2 which sex education is taught or a program is offered which is
3 designed for the exclusive purpose of discussing sexual behavior or
4 attitudes shall approve all curriculum and materials which will be
5 used for such education and any test, survey or questionnaire whose
6 primary purpose is to elicit responses on sexual behavior or
7 attitudes used in the school prior to their use in the classroom or
8 school. The teacher involved in the class, program, testing or
9 survey shall submit the curriculum, materials, tests or surveys to
10 the superintendent or a designee for approval prior to their use in
11 the classroom or school. This section shall not apply to those
12 students enrolled in classes, programs, testings or surveys offered
13 through an alternative education program.

14 SECTION 2. This act shall become effective July 1, 2019.

15 SECTION 3. It being immediately necessary for the preservation
16 of the public peace, health or safety, an emergency is hereby
17 declared to exist, by reason whereof this act shall take effect and
18 be in full force from and after its passage and approval.

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