

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2628
Page _____ Section _____ Lines _____
Of the printed Bill
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: George Faught _____

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 FLOOR SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 2628

6 By: Faught and Kern

7 FLOOR SUBSTITUTE

8 An Act relating to schools; amending 70 O.S. 2001,
9 Section 11-105.1, which relates to sex education
10 curriculum and materials; clarifying statutory
11 language; modifying certain notice and participation
12 requirements; requiring parents or guardians to
13 provide written approval of participation by a child
14 in certain sex education classes or programs;
15 prohibiting participation unless prior approval is
16 granted; providing an effective date; and declaring
17 an emergency.

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

19 SECTION 1. AMENDATORY 70 O.S. 2001, Section 11-105.1, is
20 amended to read as follows:

21 Section 11-105.1 A. All curriculum and materials including
22 supplementary materials which will be used to teach or will be used
23 for or in connection with a sex education class or program which is
24 designed for the exclusive purpose of discussing sexual behavior or
attitudes, or any test, survey or questionnaire whose primary
purpose is to elicit responses on sexual behavior or attitudes shall

1 be available through the superintendent or a designee of the school
2 district for inspection by parents and guardians of the student who
3 will be involved with the class, program or test, survey or
4 questionnaire. ~~Such~~ All sex education class or program curriculum,
5 materials, classes, programs, tests, surveys or questionnaires shall
6 have as one of its primary purposes the teaching of or informing
7 students about the practice of abstinence.

8 B. The superintendent or a designee of the school district
9 shall provide prior written notification to the parents or guardians
10 of ~~the students involved~~ of their right to ~~inspect the curriculum~~
11 ~~and material and of their obligation to~~ allow or not allow their
12 child to participate in a sex education class, program, test, survey
13 or questionnaire. If the parents or guardians elects to allow their
14 child to participate, the parents or guardians shall notify the
15 school in writing ~~if~~ that they do ~~not~~ want their child to
16 participate in the class, program, test, survey or questionnaire.
17 Each local board of education shall determine the means of providing
18 written notification to the parents and guardian which will ensure
19 effective notice in an efficient and appropriate manner and will
20 inform the parents or guardians of their right to inspect the
21 curriculum and material which will be used in the sex education
22 class, program, test, survey, or questionnaire. No student shall be
23 ~~required~~ allowed to participate in a sex education class or program
24 which discusses sexual behavior or attitudes ~~if~~ unless a parent or

1 guardian of the student ~~objects~~ approves of the participation in
2 writing ~~to such participation~~. If the type of program referred to
3 in this section is a part of or is taught during a credit course, a
4 student may be required to enroll in the course but shall not be
5 ~~required~~ allowed to receive instruction in or participate in the sex
6 education program ~~if~~ unless a parent or guardian ~~objects~~ approves of
7 the participation in writing.

8 B. C. The superintendent or a designee of a school district in
9 which sex education is taught or a program is offered which is
10 designed for the exclusive purpose of discussing sexual behavior or
11 attitudes shall approve all curriculum and materials which will be
12 used for such education and any test, survey or questionnaire whose
13 primary purpose is to elicit responses on sexual behavior or
14 attitudes used in the school prior to their use in the classroom or
15 school. The teacher involved in the class, program, testing or
16 survey shall submit the curriculum, materials, tests or surveys to
17 the superintendent or a designee for approval prior to their use in
18 the classroom or school.

19 D. This section shall not apply to those students enrolled in
20 classes, programs, ~~testings~~ tests or surveys offered through an
21 alternative education program.

22 SECTION 2. This act shall become effective July 1, 2008.

23 SECTION 3. It being immediately necessary for the preservation
24 of the public peace, health and safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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4 51-2-10588 KB 03/06/08

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