

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 5

By: Sharp of the Senate

and

Cockroft of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to schools; amending Section 8,
12 Chapter 7, 1st Extraordinary Session, O.S.L. 2013 (70
13 O.S. Supp. 2014, Section 6-149.7), which relates to
14 student assaults; providing immunity from liability
15 for education employees for use of reasonable force;
16 providing an effective date; and declaring an
17 emergency.

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

19 SECTION 1. AMENDATORY Section 8, Chapter 7, 1st
20 Extraordinary Session, O.S.L. 2013 (70 O.S. Supp. 2014, Section 6-
21 149.7), is amended to read as follows:

22 Section 6-149.7. A. No student enrolled in a school shall
23 assault, attempt to cause physical bodily injury, or act in a manner
24 that could reasonably cause bodily injury to an education employee
or a person who is volunteering for the school. Any student in

1 grades six through twelve who violates the provisions of this
2 section shall be subject to out-of-school suspension as provided for
3 in Section 24-101.3 of ~~Title 70 of the Oklahoma Statutes~~ this title.
4 This section shall be in addition to and does not limit the criminal
5 liability of a person who causes or commits an assault, battery, or
6 assault and battery upon a school employee as provided for in
7 Section 650.7 of Title 21 of the Oklahoma Statutes.

8 B. No education employee shall be liable for the use of
9 necessary and reasonable force to control and discipline a student
10 during the time the student is in attendance at the school or in
11 transit to or from the school, or any other function authorized by
12 the school district.

13 SECTION 2. This act shall become effective July 1, 2015.

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

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19 COMMITTEE REPORT BY: COMMITTEE ON JUDICIARY AND CIVIL PROCEDURE,
20 dated 03/25/2015 - DO PASS, As Amended.
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