

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1323

4 By: Brecheen

5
6 AS INTRODUCED

7 An Act relating to schools; providing definition;
8 directing a school district's State Aid allocation to
9 be withheld if the board of education adopts certain
10 policy and receives certain complaint; directing a
11 board of education to respond to certain complaint
12 within certain time period; providing method of
13 response to prevent withholding of State Aid
14 allocation; providing for promulgation of rules;
15 providing for codification; providing an effective
16 date; and declaring an emergency.

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

18 SECTION 1. NEW LAW A new section of law to be codified
19 in the Oklahoma Statutes as Section 18-203 of Title 70, unless there
20 is created a duplication in numbering, reads as follows:

21 A. As used in this section, "sex" means the physical condition
22 of being male or female, as identified at birth by that individual's
23 anatomy.

24 B. 1. If a school district board of education adopts a policy
which allows:

- a. student restrooms or athletic changing facilities designated for the exclusive use of the male sex to be accessed by members of the female sex, and/or
- b. student restrooms or athletic changing facilities designated for the exclusive use of the female sex to be accessed by members of the male sex; and

2. A parent or guardian of a student enrolled in a school district submits a written complaint to a school district board of education that has adopted such a policy and the board of education does not respond as provided for in subsection C of this section, the school district's State Aid allocation shall be withheld.

C. A school district board of education that receives a complaint as provided for in paragraph 2 of subsection B of this section shall respond within thirty (30) days of receiving the complaint.

A school district's State Aid allocation shall not be withheld if the board of education responds to the complaint by:

1. Reversing the policy allowing student restrooms or athletic changing facilities designated for the exclusive use of the female or male sex to be accessed by members of the opposite sex; and/or

2. Providing access to single-occupancy restrooms or athletic changing facilities to students whose parent or guardian submits to the school district board of education a written request to receive accommodations.

1 D. The State Board of Education shall promulgate rules to
2 implement the provisions of this section.

3 SECTION 2. This act shall become effective July 1, 2016.

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

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