

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL 1623

By: Cleveland and Rogers of the
House

and

Standridge of the Senate

COMMITTEE SUBSTITUTE

An Act relating to schools; prohibiting school
district personnel from using corporal punishment on
certain students; providing definitions; providing
for codification; and providing an effective date.

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

SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 13-116 of Title 70, unless there
is created a duplication in numbering, reads as follows:

A. School district personnel shall be prohibited from using
corporal punishment on students who are multiple handicapped or
physically handicapped unless addressed in an annual individualized
education program (IEP) developed in accordance with the Individuals
with Disabilities Education Act (IDEA).

B. As used in this section:

1 1. "Corporal punishment" means the deliberate infliction of
2 physical pain by hitting, paddling, spanking, slapping or any other
3 physical force used as a means of discipline;

4 2. "Multiple handicapped" means concomitant impairments, such
5 as mentally retarded/blind, mentally retarded/orthopedically
6 impaired and other combinations, the combination of which causes
7 such severe educational problems that they cannot be accommodated in
8 special education programs solely for one of the impairments. The
9 term does not include deaf/blind children; and

10 3. "Physically handicapped" means a severe orthopedic
11 impairment or an autistic condition which is manifested by severe
12 communication and other developmental and educational problems; or
13 having limited strength, vitality or alertness due to chronic or
14 acute health problems such as a heart condition, tuberculosis,
15 rheumatic fever, nephritis, asthma, sickle cell anemia, hemophilia,
16 epilepsy, lead poisoning, leukemia or diabetes, which adversely
17 affects a child's educational performance.

18 SECTION 2. This act shall become effective November 1, 2017.
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