

1 ENGROSSED SENATE
2 BILL NO. 1105

By: Griffin and Pittman of the
Senate

3 and

4 McEntire and Virgin of the
5 House

6
7 An Act relating to education; providing definitions;
8 directing school districts to provide certain age-
9 appropriate instruction; allowing instruction to be
10 offered during certain grades; requiring instruction
11 to be offered during certain grades; providing for
12 components of instruction; directing the State
13 Department of Education to create or implement
14 certain curriculum; requiring compliance with the
15 Parents' Bill of Rights; requiring certain materials
16 to comply with certain law; repealing 70 O.S. 2011,
17 Section 11-103.3, which relates to AIDS prevention
18 education; providing for codification; providing an
19 effective date; and declaring an emergency.

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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 11-103.6m of Title 70, unless
there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "HIV" or "Human Immunodeficiency Virus," means a human
retrovirus known to cause AIDS; and

2. "AIDS" or "Acquired Immune Deficiency Syndrome," means the
final and most serious stage of HIV, causing damage to the immune

1 system and includes a number of opportunistic infections which can
2 result in death.

3 B. Each school district in the state shall provide age-
4 appropriate instruction about HIV, AIDS and related issues:

5 1. At the option of the local school district, a minimum of
6 once during the period from grade five through six;

7 2. A minimum of once during the period from grade seven through
8 nine; and

9 3. A minimum of once during the period from grade ten through
10 grade twelve, with heightened emphasis on modes of transmission,
11 prevention methods, virology and relevant statistics.

12 C. The instruction shall include:

13 1. The definition of HIV and AIDS;

14 2. How the virus is transmitted;

15 3. How the virus is not transmitted;

16 4. An analysis of the transmission and methods of prevention
17 for sexually transmitted diseases (STDs) and HIV, with an emphasis
18 on abstinence from sex and intravenous drug use;

19 5. Identification of risk behaviors and situations involving
20 possible exposure to HIV; and

21 6. A demonstration of refusal skills, negotiating skills and
22 peer resistance skills related to sexual health.

23 D. The State Department of Education shall create or implement
24 a medically accurate curriculum for HIV education. A school

1 district may elect to create or implement its own HIV education
2 curriculum; provided, any curriculum must be approved by the State
3 Department of Health for medical accuracy.

4 E. The provisions of this section shall comply with the
5 Parents' Bill of Rights as provided in Section 2001 et seq. of Title
6 25 of the Oklahoma Statutes.

7 F. All materials used in the instruction provided pursuant to
8 this section shall comply with Section 11-105.1 of Title 70 of the
9 Oklahoma Statutes.

10 SECTION 2. REPEALER 70 O.S. 2011, Section 11-103.3, is
11 hereby repealed.

12 SECTION 3. This act shall become effective July 1, 2018.

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

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1 Passed the Senate the 14th day of March, 2018.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2018.

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8 _____
9 Presiding Officer of the House
10 of Representatives