

1 **SENATE FLOOR VERSION**

2 April 10, 2017

3 COMMITTEE SUBSTITUTE  
4 FOR ENGROSSED  
5 HOUSE BILL NO. 1623

By: Cleveland and Rogers of the  
House

and

Standridge of the Senate

6  
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8  
9 COMMITTEE SUBSTITUTE

10 [ schools - corporal punishment - codification -  
11 effective date ]  
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13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

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

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

22 B. As used in this section:  
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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.

19       COMMITTEE REPORT BY: COMMITTEE ON EDUCATION  
20       April 10, 2017 - DO PASS AS AMENDED  
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