

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

SENATE BILL 1105

By: Griffin

AS INTRODUCED

An Act relating to education; providing definitions; directing school districts to provide certain age-appropriate instruction; allowing instruction to be offered during certain grades; requiring instruction to be offered during certain grades; providing for components of instruction; directing the State Department of Education to work in conjunction with the Department of Health to create certain education; requiring certain materials to be made available for public inspection; allowing students to be exempt from certain education with certain written request; repealing 70 O.S. 2011, Section 11-103.3, which relates to AIDS prevention education; providing for codification; providing an effective date; and declaring an emergency.

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;

21 6. An analysis of the efficiency of artificial means of birth
22 control and other methods in preventing the spread of HIV and other
23 sexually transmitted diseases; and
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1 7. A demonstration of refusal skills, negotiating skills and
2 peer resistance skills related to sexual health.

3 D. The State Department of Education shall work in conjunction
4 with the Department of Health to create or implement a medically
5 accurate curriculum for HIV education. A school district may elect
6 to create or implement its own HIV education curriculum, provided
7 any curriculum must be approved by the State Department of Health
8 for medical accuracy.

9 E. All materials used for HIV education instruction shall be
10 made available for public inspection, either physically or digitally
11 on the district website, at least one month prior to instruction.

12 F. Any student may be exempt from this section by written
13 request of a parent or legal guardian.

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15 hereby repealed.

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

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

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