

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL 926

By: Floyd

6  
7 COMMITTEE SUBSTITUTE

8 An Act relating to schools; amending 70 O.S. 2011,  
9 Section 11-105.1, which relates to sex education  
10 curriculum and materials; requiring that certain  
11 curriculum and materials include certain information  
12 on consent; providing definition; providing an  
13 effective date; and declaring an emergency.

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

15 SECTION 1. AMENDATORY 70 O.S. 2011, Section 11-105.1, is  
16 amended to read as follows:

17 Section 11-105.1. A. All curriculum and materials including  
18 supplementary materials which will be used to teach or will be used  
19 for or in connection with a sex education class or program which is  
20 designed for the exclusive purpose of discussing sexual behavior or  
21 attitudes, or any test, survey or questionnaire whose primary  
22 purpose is to elicit responses on sexual behavior or attitudes shall  
23 be available through the superintendent or a designee of the school  
24 district for inspection by parents and guardians of the student who  
will be involved with the class, program or test, survey or

1 questionnaire. Such curriculum, materials, classes, programs,  
2 tests, surveys or questionnaires shall include information about  
3 consent and shall have as one of its primary purposes the teaching  
4 of or informing students about the practice of abstinence. For the  
5 purposes of this section, "consent" shall have the same meaning as  
6 that provided by Section 113 of Title 21 of the Oklahoma Statutes.

7 The superintendent or a designee of the school district shall  
8 provide prior written notification to the parents or guardians of  
9 the students involved of their right to inspect the curriculum and  
10 material and of their obligation to notify the school in writing if  
11 they do not want their child to participate in the class, program,  
12 test, survey or questionnaire. Each local board of education shall  
13 determine the means of providing written notification to the parents  
14 and guardian which will ensure effective notice in an efficient and  
15 appropriate manner. No student shall be required to participate in  
16 a sex education class or program which discusses sexual behavior or  
17 attitudes if a parent or guardian of the student objects in writing  
18 to such participation. If the type of program referred to in this  
19 section is a part of or is taught during a credit course, a student  
20 may be required to enroll in the course but shall not be required to  
21 receive instruction in or participate in the program if a parent or  
22 guardian objects in writing.

23 B. The superintendent or a designee of a school district in  
24 which sex education is taught or a program is offered which is

1 designed for the exclusive purpose of discussing sexual behavior or  
2 attitudes shall approve all curriculum and materials which will be  
3 used for such education and any test, survey or questionnaire whose  
4 primary purpose is to elicit responses on sexual behavior or  
5 attitudes used in the school prior to their use in the classroom or  
6 school. The teacher involved in the class, program, testing or  
7 survey shall submit the curriculum, materials, tests or surveys to  
8 the superintendent or a designee for approval prior to their use in  
9 the classroom or school. This section shall not apply to those  
10 students enrolled in classes, programs, testings or surveys offered  
11 through an alternative education program.

12 SECTION 2. This act shall become effective July 1, 2019.

13 SECTION 3. 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.

17  
18 57-1-1910 EB 2/19/2019 10:02:57 AM

19  
20  
21  
22  
23  
24