

1 ENGROSSED SENATE
2 BILL NO. 926

By: Floyd of the Senate

3 and

4 Bush of the House

5
6 An Act relating to schools; amending 70 O.S. 2011,
7 Section 11-105.1, which relates to sex education
8 curriculum and materials; requiring that certain
9 curriculum and materials include certain information
10 on consent; providing definition; providing an
11 effective date; and declaring an emergency.

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

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

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

1 consent and shall have as one of its primary purposes the teaching
2 of or informing students about the practice of abstinence. For the
3 purposes of this section, "consent" shall have the same meaning as
4 that provided by Section 113 of Title 21 of the Oklahoma Statutes.

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

21 B. The superintendent or a designee of a school district in
22 which sex education is taught or a program is offered which is
23 designed for the exclusive purpose of discussing sexual behavior or
24 attitudes shall approve all curriculum and materials which will be

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

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

11 SECTION 3. It being immediately necessary for the preservation
12 of the public peace, health or safety, an emergency is hereby
13 declared to exist, by reason whereof this act shall take effect and
14 be in full force from and after its passage and approval.

15 Passed the Senate the 13th day of March, 2019.

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Presiding Officer of the Senate

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19 Passed the House of Representatives the ____ day of _____,
20 2019.

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Presiding Officer of the House
of Representatives

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