

1 STATE OF OKLAHOMA

2 2nd Session of the 57th Legislature (2020)

3 SENATE BILL 1367

By: Ikley-Freeman

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6 AS INTRODUCED

7 An Act relating to student discipline; amending
8 Section 8, Chapter 7, 1st Extraordinary Session,
9 O.S.L. 2013, as amended by Section 1, Chapter 135,
10 O.S.L. 2015 (70 O.S. Supp. 2019, Section 6-149.7),
11 which relates to assault or attempted physical bodily
12 injury on school employees; allowing rather than
13 requiring certain students in certain grades who
14 commit certain violations to be suspended from
15 school; providing an effective date; and declaring an
16 emergency.

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

18 SECTION 1. AMENDATORY Section 8, Chapter 7, 1st
19 Extraordinary Session, O.S.L. 2013, as amended by Section 1, Chapter
20 135, O.S.L. 2015 (70 O.S. Supp. 2019, Section 6-149.7), is amended
21 to read as follows:

22 Section 6-149.7. A. No student enrolled in a school shall
23 assault, attempt to cause physical bodily injury, or act in a manner
24 that could reasonably cause bodily injury to an education employee
or a person who is volunteering for the school. Any student in
grades six through twelve who violates the provisions of this
section ~~shall~~ may be subject to out-of-school suspension as provided

1 for in Section 24-101.3 of this title. This section shall be in
2 addition to and does not limit the criminal liability of a person
3 who causes or commits an assault, battery, or assault and battery
4 upon a school employee as provided for in Section 650.7 of Title 21
5 of the Oklahoma Statutes.

6 B. No education employee shall be liable for the use of
7 necessary and reasonable force to control and discipline a student
8 during the time the student is in attendance at the school or in
9 transit to or from the school, or any other function authorized by
10 the school district.

11 SECTION 2. This act shall become effective July 1, 2020.

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

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17 57-2-3485 EB 1/14/2020 11:29:23 AM