

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1449 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Trish Ranson _____

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 FLOOR SUBSTITUTE
4 FOR

5 HOUSE BILL NO. 1449

6 By: Hasenbeck

7 FLOOR SUBSTITUTE

8 An Act relating to discrimination; enacting the
9 Women's Bill of Rights; declaring purpose; clarifying
10 application and interpretation of act; amending 25
11 O.S. 2021, Sections 16, 1101, and 1201, which relate
12 to definitions and general provisions; defining
13 terms; construing provisions; authorizing
14 distinctions for certain purposes; requiring certain
15 identification in collection of data for certain
16 purposes; providing for noncodification; providing
17 for codification; and providing an effective date.

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

19 SECTION 1. NEW LAW A new section of law not to be
20 codified in the Oklahoma Statutes reads as follows:

21 A. This act shall be known and may be cited as the "Women's
22 Bill of Rights".

23 B. The purpose of the Women's Bill of Rights is to bring
24 clarity, certainty, and uniformity under the laws of this state with
respect to humans of both biological sexes and the manner in which
they are treated as such under the laws of this state. All laws
where the application thereof is contingent upon the classification

1 of a human as being female or male, woman or man, girl or boy, are
2 hereby superseded and interpreted to the extent necessary by this
3 act, including, but not limited to, any educational benefits,
4 corrections housing, employment protections, and civil rights laws
5 codified in the statutes of this state.

6 SECTION 2. AMENDATORY 25 O.S. 2021, Section 16, is
7 amended to read as follows:

8 Section 16. ~~The word "person,"~~ As used in the Oklahoma
9 Statutes:

10 1. "Father" means the male parent of a child or children as
11 defined in Section 7 of this title;

12 2. "Female" means a human whose biological reproductive system
13 is developed to produce ova;

14 3. "Male" means a human whose biological reproductive system is
15 developed to fertilize the ova of a female;

16 4. "Man" or "boy" means a human who is male;

17 5. "Mother" means the female parent of a child or children as
18 defined in Section 7 of this title;

19 6. ~~except when used by way of contrast, includes not only human~~
20 ~~beings, but bodies politic or corporate;~~ "Sex" means a human's
21 biological sex at birth; and

22 7. "Woman" or "girl" means a human who is female.

23 SECTION 3. AMENDATORY 25 O.S. 2021, Section 1101, is
24 amended to read as follows:

1 Section 1101. A. This act provides for exclusive remedies
2 within the state of the policies for individuals alleging
3 discrimination in employment on the basis of race, color, national
4 origin, sex, religion, creed, age, disability or genetic
5 information.

6 B. This act shall be construed according to the fair import of
7 its terms to further the general purposes stated in this section and
8 the special purposes of the particular provision involved.

9 C. Any policy, program, or statute that prohibits sex
10 discrimination shall be construed to forbid unfair treatment of
11 females or males in relation to similarly situated members of the
12 opposite sex. The state or its political subdivisions shall not be
13 prohibited from establishing distinctions between sexes when such
14 distinctions are substantially related to an important government
15 objective, including, but not limited to, biology, privacy, safety,
16 or fairness in locations and circumstances such as prisons or other
17 detention facilities, domestic violence shelters, rape crisis
18 centers, athletics and locker rooms, and restrooms.

19 SECTION 4. AMENDATORY 25 O.S. 2021, Section 1201, is
20 amended to read as follows:

21 Section 1201. In Section 1101 et seq. of this title, unless the
22 context otherwise requires:

23 1. "Discriminatory practice" means a practice designated as
24 discriminatory under the terms of this act;

1 2. "Equal", with reference to sex as defined in Section 16 of
2 this title, shall not be construed to mean same or identical, and to
3 differentiate between the sexes shall not necessarily be construed
4 to be treating the sexes unequally; and

5 3. "National origin" includes the national origin of an
6 ancestor; and.

7 ~~3. "Person" includes an individual, association, corporation,~~
8 ~~joint apprenticeship committee, joint stock company, labor union,~~
9 ~~legal representative, mutual company, partnership, receiver, trust,~~
10 ~~trustee, trustee in bankruptcy, unincorporated organization, any~~
11 ~~other legal or commercial entity, the state, or any governmental~~
12 ~~entity or agency.~~

13 SECTION 5. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 1202 of Title 25, unless there
15 is created a duplication in numbering, reads as follows:

16 The state, any political subdivision, or any state agency or
17 department, including, but not limited to, public school districts,
18 that collects vital statistics for the purpose of gathering accurate
19 public health, crime, economic, or other data shall identify any
20 human who is part of the collected data as either male or female as
21 defined in Section 16 of Title 25 of the Oklahoma Statutes.

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SECTION 6. This act shall become effective November 1, 2023.

59-1-7766 CMA 02/28/23