

1 **SENATE FLOOR VERSION**

2 April 3, 2019

3 **AS AMENDED**

4 ENGROSSED HOUSE
5 BILL NO. 1018

6 By: McEntire of the House

7 and

8 Pugh and **Bullard** of the
9 Senate

10 [**education - age-appropriate instruction about HIV,
11 AIDS and related issues - Parents' Bill of Rights -
12 repealer - codification - ~~effective date~~ -
13 emergency]**

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 11-103.6m of Title 70, unless
17 there is created a duplication in numbering, reads as follows:

18 A. As used in this section:

19 1. "HIV" or "Human Immunodeficiency Virus" means a human
20 retrovirus known to cause AIDS; and

21 2. "AIDS" or "Acquired Immune Deficiency Syndrome" means the
22 final and most serious stage of HIV causing damage to the immune
23 system and includes a number of opportunistic infections which can
24 result in death.

1 B. Each school district in the state shall provide age-
2 appropriate instruction about HIV, AIDS and related issues:

3 1. At the option of the local school district, a minimum of
4 once during the period from grades five through six;

5 2. A minimum of once during the period from grades seven
6 through nine; and

7 3. A minimum of once during the period from grades ten through
8 twelve, with heightened emphasis on modes of transmission,
9 prevention methods, virology and relevant statistics.

10 C. The instruction shall include:

11 1. The definition of HIV and AIDS;

12 2. How the virus is transmitted;

13 3. How the virus is not transmitted;

14 4. An analysis of the transmission and methods of prevention
15 for sexually transmitted diseases (STDs) and HIV, with an emphasis
16 on abstinence from sex and intravenous drug use;

17 5. Identification of risk behaviors and situations involving
18 possible exposure to HIV; and

19 6. Refusal skills, negotiating skills and peer-resistance
20 skills.

21 D. The State Department of Education shall create or implement
22 medically accurate instructional materials for HIV education. A
23 school district may elect to create or implement its own HIV
24 education instructional materials; provided, any instructional

1 materials shall be approved by the State Department of Health for
2 medical accuracy.

3 E. The provisions of this section shall comply with the
4 Parents' Bill of Rights as provided in Section 2003 of Title 25 of
5 the Oklahoma Statutes.

6 F. All materials used in the instruction provided pursuant to
7 this section shall comply with Section 11-105.1 of Title 70 of the
8 Oklahoma Statutes.

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

11 ~~SECTION 3. This act shall become effective July 1, 2019.~~

12 ~~SECTION 4. 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.~~

16 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
17 April 3, 2019 - DO PASS AS AMENDED

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