

1 **CORRECTED**

2 **SENATE FLOOR VERSION**

3 April 3, 2019

AS AMENDED

4 ENGROSSED HOUSE
5 BILL NO. 1018

By: McEntire of the House

and

Pugh and **Bullard** of the
Senate

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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; **and**

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

19 D. The State Department of Education shall create or implement
20 medically accurate instructional materials for HIV education. A
21 school district may elect to create or implement its own HIV
22 education instructional materials; provided, any instructional
23 materials shall be approved by the State Department of Health for
24 medical accuracy.

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

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

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8 hereby repealed.

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

10 ~~SECTION 4. It being immediately necessary for the preservation~~
11 ~~of the public peace, health or safety, an emergency is hereby~~
12 ~~declared to exist, by reason whereof this act shall take effect and~~
13 ~~be in full force from and after its passage and approval.~~

14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
15 April 3, 2019 - DO PASS AS AMENDED
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