

1 ENGROSSED HOUSE
2 BILL NO. 2526

By: Cleveland of the House

and

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4 Scott of the Senate

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7 An Act relating to schools; amending Section 1,
8 Chapter 222, O.S.L. 2017 (70 O.S. Supp. 2017, Section
9 13-116), which relates to punishment for students
10 with disabilities; prohibiting the use of seclusion
11 on students identified with the most significant
12 cognitive disabilities; providing exception for
13 written consent; defining term; and providing an
14 effective date.

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

16 SECTION 1. AMENDATORY Section 1, Chapter 222, O.S.L.
17 2017 (70 O.S. Supp. 2017, Section 13-116), is amended to read as
18 follows:

19 Section 13-116. A. School district personnel shall be
20 prohibited from using corporal punishment or seclusion on students
21 identified with the most significant cognitive disabilities
22 according to criteria established by the State Department of
23 Education unless addressed in an annual individualized education
24 program (IEP) developed in accordance with the Individuals with
Disabilities Education Act (IDEA).

1 B. A waiver to the provisions of subsection A of this section
2 shall be granted if the parent or legal guardian of a student
3 provides written consent.

4 C. As used in this section, ~~"corporal:~~

5 1. "Corporal punishment" means the deliberate infliction of
6 physical pain by hitting, paddling, spanking, slapping or any other
7 physical force used as a means of discipline; and

8 2. "Seclusion" means involuntary confinement alone in a room or
9 area where the student is physically prevented from leaving, usually
10 because the door or exit is locked or obstructed.

11 SECTION 2. This act shall become effective November 1, 2018.

12 Passed the House of Representatives the 7th day of March, 2018.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ___ day of _____, 2018.

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Presiding Officer of the Senate

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