

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 SENATE BILL 803

By: Jett

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5
6 AS INTRODUCED

7 An Act relating to schools; providing definitions;
8 prohibiting public schools and charter schools from
9 teaching or training students to believe certain
10 divisive concepts; allowing a teacher to be dismissed
11 or not reemployed for teaching or training students
12 to believe certain divisive concepts; providing
13 certain construction; providing for promulgation of
14 rules; providing for codification; providing an
15 effective date; and declaring an emergency.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 11-103.12 of Title 70, unless
19 there is created a duplication in numbering, reads as follows:

20 A. As used in this section:

21 1. "Divisive concepts" means the concepts that:

- 22 a. one race or sex is inherently superior to another race
23 or sex,
24 b. the United States is fundamentally racist or sexist,

- 1 c. an individual, by virtue of his or her race or sex, is
2 inherently racist, sexist or oppressive, whether
3 consciously or unconsciously,
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5 d. an individual should be discriminated against or
6 receive adverse treatment solely or partly because of
7 his or her race or sex,
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9 e. members of one race or sex cannot and should not
10 attempt to treat others without respect to race or
11 sex,
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13 f. an individual's moral character is necessarily
14 determined by his or her race or sex,
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16 g. an individual, by virtue of his or her race or sex,
17 bears responsibility for actions committed in the past
18 by other members of the same race or sex,
19
20 h. any individual should feel discomfort, guilt, anguish
21 or any other form of psychological distress on account
22 of his or her race or sex,
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24 i. meritocracy or traits such as a hard work ethic are
25 racist or sexist or were created by a particular race
26 to oppress another race, or
27
28 j. any other form of race or sex stereotyping or any
29 other form of race or sex scapegoating;
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1 2. "Race or sex stereotyping" means ascribing character traits,
2 values, moral and ethical codes, privileges, status or beliefs to a
3 race or sex, or an individual because of his or her race or sex; and

4 3. "Race or sex scapegoating" means assigning fault, blame or
5 bias to a race or sex or to members of a race or sex because of
6 their race or sex. It also includes any claim that consciously or
7 unconsciously and by virtue of his or her race or sex, members of
8 any race are inherently racist or are inherently inclined to oppress
9 others, or that members of a sex are inherently sexist or inclined
10 to oppress others.

11 B. Public school districts and public charter schools in this
12 state shall be prohibited from teaching, instructing or training any
13 student to believe any of the divisive concepts set forth in
14 subsection A of this section.

15 C. Subject to the provisions of the Teacher Due Process Act of
16 1990, a teacher may be dismissed or not reemployed for teaching,
17 instructing or training any student to believe any of the divisive
18 concepts set forth in subsection A of this section.

19 D. Nothing in this section shall be construed to prohibit
20 discussing, as part of a larger course of academic instruction, the
21 divisive concepts provided for in subsection A of this section in an
22 objective manner and without endorsement.

23 E. The State Board of Education may promulgate rules to
24 implement and monitor compliance with the provisions of this act.

1 SECTION 2. This act shall become effective July 1, 2021.

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