

1 ENGROSSED HOUSE
2 BILL NO. 1018

By: McEntire of the House

3 and

4 Pugh of the Senate
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7 An Act relating to education; defining terms;
8 directing school districts to provide age-appropriate
9 instruction about HIV, AIDS and related issues;
10 allowing instruction to be offered during certain
11 grades; requiring instruction to be offered during
12 certain grades; providing for components of
13 instruction; directing the State Department of
14 Education to create or implement medically accurate
15 instructional materials; requiring compliance with
16 the Parents' Bill of Rights; requiring instructional
17 materials to comply with certain law; repealing 70
18 O.S. 2011, Section 11-103.3, which relates to AIDS
19 prevention education; providing for codification;
20 providing an effective date; and declaring an
21 emergency.

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

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

A. As used in this section:

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

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

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

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

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

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

14 C. The instruction shall include:

15 1. The definition of HIV and AIDS;

16 2. How the virus is transmitted;

17 3. How the virus is not transmitted;

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

21 5. Identification of risk behaviors and situations involving
22 possible exposure to HIV; and

23 6. Refusal skills, negotiating skills and peer-resistance
24 skills.

1 D. The State Department of Education shall create or implement
2 medically accurate instructional materials for HIV education. A
3 school district may elect to create or implement its own HIV
4 education instructional materials; provided, any instructional
5 materials shall be approved by the State Department of Health for
6 medical accuracy.

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

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

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

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

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

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