

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 57th Legislature (2019)

4 HOUSE BILL 1018

 By: McEntire

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6
7 AS INTRODUCED

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

26 A. As used in this section:

27 1. "HIV" or "Human Immunodeficiency Virus" means a human
28 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. A demonstration of refusal skills, negotiating skills and
24 peer-resistance skills related to sexual health.

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

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

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

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13 hereby repealed.

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

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

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20 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/06/2019
21 - DO PASS.

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