

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 SENATE BILL 1401

By: Standridge

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6 AS INTRODUCED

7 An Act relating to civil liability; creating the
8 Critical Race Theory Curriculum Elimination Act;
9 providing short title; prohibiting public school from
10 employing or contracting with certain persons;
11 authorizing parent to bring certain action; providing
12 sequence of remedies for certain action; providing
13 exception to application of The Governmental Tort
14 Claims Act; providing for noncodification; providing
15 for codification; 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 not to be
18 codified in the Oklahoma Statutes reads as follows:

19 This act shall be known and may be cited as the "Critical Race
20 Theory Curriculum Elimination Act".

21 SECTION 2. NEW LAW A new section of law to be codified
22 in the Oklahoma Statutes as Section 24-160 of Title 70, unless there
23 is created a duplication in numbering, reads as follows:

24 A. No public school of this state, as defined pursuant to
25 Section 1-106 of Title 70 of the Oklahoma Statutes, shall employ or
26 contract with a person that introduces and teaches lessons related

1 to Critical Race Theory in the classroom or at any function of the
2 public school.

3 B. Notwithstanding any provision of law to the contrary, a
4 parent or parents may bring a claim as guardian, guardian ad litem,
5 or next friend on behalf of a child against a public school of this
6 state in a court of competent jurisdiction for occurrences when a
7 public school introduces or teaches lessons related to Critical Race
8 Theory. The remedies for the cause of action pursuant to this
9 section shall be available in the sequence as follows:

10 1. Petition for injunctive relief whereby the school and
11 applicable personnel will immediately be enjoined from the conduct
12 resulting in the introduction or teaching of lessons related to
13 Critical Race Theory in the classroom or at any function of the
14 public school.

15 2. If the school does not immediately comply with any relief
16 issued by a court pursuant to paragraph 1 of this subsection, the
17 petitioner may refile a claim for relief that shall name any and all
18 individuals participating, employed, or contracted with the school
19 that are directly or indirectly introducing or teaching lessons
20 related to Critical Race Theory in the classroom or at any function
21 of the public school.

22 Any named person whose act or omission constitutes a violation
23 of this section shall be strictly liable for damages at a minimum of
24 Ten Thousand Dollars (\$10,000.00) per incident, per individual. All

1 persons found liable for damages shall make payment from personal
2 resources and shall not receive any assistance from individuals or
3 groups. Any evidence of receiving outside assistance shall result
4 in termination of their position and a stay placed on any
5 reemployment with any public school position within the state for
6 five (5) years.

7 3. If the school does not immediately comply with any relief
8 issued by a court pursuant to paragraph 1 or 2 of this subsection,
9 the petitioner may refile a claim for relief that shall name any and
10 all individuals participating, employed, or contracted with the
11 school that are directly or indirectly introducing or teaching
12 lessons related to Critical Race Theory in the classroom or at any
13 function of the public school.

14 A finding by the court of a violation made in the claim shall
15 result in termination proceedings of the individuals in violation
16 and shall also result in permanent prohibition from working or in
17 any way being affiliated with a public school in this state.

18 C. A public school or an individual employed or contracted with
19 a school subject to a claim made pursuant to the CRT Curriculum
20 Elimination Act shall not have the limitations of liability or
21 immunity provided by The Governmental Tort Claims Act.

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

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