

1 STATE OF OKLAHOMA

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

3 SENATE BILL 615

By: Bullard

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 11-105.1, as amended by Section 1, Chapter
9 133, O.S.L. 2019 (70 O.S. Supp. 2020, Section 11-
10 105.1), which relates to sex education curriculum and
11 materials; requiring curriculum and materials used in
12 connection to a meeting with a school counselor to be
13 available for inspection; providing definition;
14 prohibiting a student from being required to
15 participate in certain meeting with a school
16 counselor; requiring a superintendent or designee to
17 approve all curriculum and materials to be used for
18 certain meeting with counselor; providing an
19 effective date; and declaring an emergency.

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

21 SECTION 1. AMENDATORY 70 O.S. 2011, Section 11-105.1, as
22 amended by Section 1, Chapter 133, O.S.L. 2019 (70 O.S. Supp. 2020,
23 Section 11-105.1), is amended to read as follows:

24 Section 11-105.1. A. All curriculum and materials including
25 supplementary materials which will be used to teach or will be used
26 for or in connection with a sex education class or program which is
27 designed for the exclusive purpose of discussing sexual behavior or
28 attitudes, or any test, meeting with a school counselor, survey or

1 questionnaire whose primary purpose is to elicit responses on sexual
2 behavior or attitudes shall be available through the superintendent
3 or a designee of the school district for inspection by parents and
4 guardians of the student who will be involved with the class,
5 program or test, survey or questionnaire. For the purposes of this
6 section, "sexual behavior or attitudes" shall include but not be
7 limited to sexual orientation and gender identity. Such curriculum,
8 materials, classes, programs, tests, meetings with school
9 counselors, surveys or questionnaires shall include information
10 about consent and shall have as one of its primary purposes the
11 teaching of or informing students about the practice of abstinence.
12 For the purposes of this section, "consent" shall have the same
13 meaning as that provided by Section 113 of Title 21 of the Oklahoma
14 Statutes. The superintendent or a designee of the school district
15 shall provide prior written notification to the parents or guardians
16 of the students involved of their right to inspect the curriculum
17 and material and of their obligation to notify the school in writing
18 if they do not want their child to participate in the class,
19 program, test, survey or questionnaire. Each local board of
20 education shall determine the means of providing written
21 notification to the parents and guardian which will ensure effective
22 notice in an efficient and appropriate manner. No student shall be
23 required to participate in a sex education class or program or
24 participate in a meeting with a school counselor which discusses

1 sexual behavior or attitudes if a parent or guardian of the student
2 objects in writing to such participation. If the type of program
3 referred to in this section is a part of or is taught during a
4 credit course, a student may be required to enroll in the course but
5 shall not be required to receive instruction in or participate in
6 the program if a parent or guardian objects in writing.

7 B. The superintendent or a designee of a school district in
8 which sex education is taught or a program is offered which is
9 designed for the exclusive purpose of discussing sexual behavior or
10 attitudes shall approve all curriculum and materials which will be
11 used for such education and any test, meeting with a school
12 counselor, survey or questionnaire whose primary purpose is to
13 elicit responses on sexual behavior or attitudes used in the school
14 prior to their use in the classroom or school. The teacher or
15 school counselor involved in the class, program, testing, meeting or
16 survey shall submit the curriculum, materials, tests or surveys to
17 the superintendent or a designee for approval prior to their use in
18 the classroom or school. This section shall not apply to those
19 students enrolled in classes, programs, testings or surveys offered
20 through an alternative education program.

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

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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