

SENATE CHAMBER

STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. 1

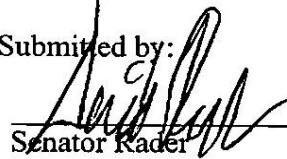
COMMITTEE AMENDMENT

(Date)

7/24/24

I move to amend House Bill No. 1028, by substituting the attached floor substitute for the title, enacting clause, and entire body of the measure.

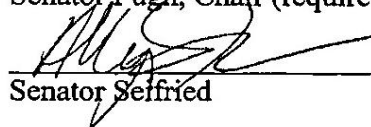
Submitted by:

  
\_\_\_\_\_  
Senator Rader

I hereby grant permission for the floor substitute to be adopted.


  
\_\_\_\_\_  
Senator Pugh, Chair (required)

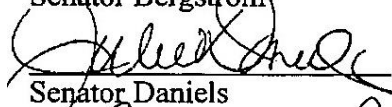
  
\_\_\_\_\_  
Senator Hicks

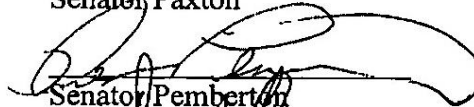
  
\_\_\_\_\_  
Senator Seffried

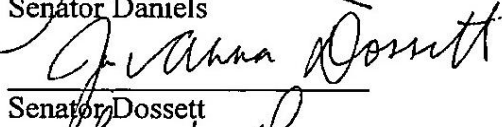
\_\_\_\_\_  
Senator Murdock

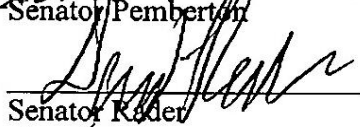
\_\_\_\_\_  
Senator Bergstrom

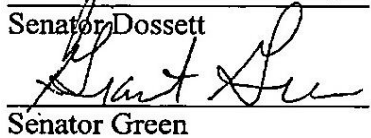
  
\_\_\_\_\_  
Senator Paxton

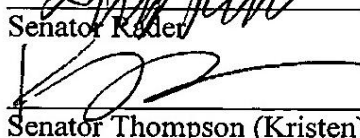
  
\_\_\_\_\_  
Senator Daniels

  
\_\_\_\_\_  
Senator Pemberton

  
\_\_\_\_\_  
Senator Dossett

  
\_\_\_\_\_  
Senator Rader

  
\_\_\_\_\_  
Senator Green

  
\_\_\_\_\_  
Senator Thompson (Kristen)

\_\_\_\_\_  
Senator Treat, President Pro Tempore

\_\_\_\_\_  
Senator McCortney, Majority Floor Leader

Note: Education committee majority requires seven (7) members' signatures.

Rader-EB-FS-HB1028  
2/8/2024 9:06 AM

(Floor Amendments Only)

Date and Time Filed: 2-13-24

1:28pm ARK

Untimely

Amendment Cycle Extended

Secondary Amendment

STATE OF OKLAHOMA

2nd Session of the 59th Legislature (2024)

FLOOR SUBSTITUTE  
FOR ENGROSSED  
HOUSE BILL NO. 1028

By: Talley, Moore, Munson,  
Rosecrants, Waldron, Lepak,  
Hefner, Dollens, Townley,  
Ranson, Stinson, and Pae of  
the House

and

Rader and Floyd of the  
Senate

FLOOR SUBSTITUTE

[ schools - corporal punishment - removing exception  
for parental waiver - effective date  
- emergency ]

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

SECTION 1. AMENDATORY 70 O.S. 2021, Section 13-116, is  
amended to read as follows:

Section 13-116. ~~A.~~ School district personnel shall be  
prohibited from using corporal punishment of hitting, slapping,  
paddling, or any other means of inflicting physical pain on students  
identified with ~~the most significant cognitive disabilities~~  
~~according to criteria established by the State Department of~~

1 ~~Education unless addressed in an annual~~ a disability under state and  
2 federal regulations that result in the student being on an  
3 individualized education program (IEP) developed in accordance with  
4 the Individuals with Disabilities Education Act (IDEA). For the  
5 purposes of this section, a disability includes autism, deaf-  
6 blindness, deafness, emotional disturbance, hearing impairment,  
7 intellectual disability, multiple disabilities, orthopedic  
8 impairment, other health impairment, specific learning disability,  
9 speech or language impairment, traumatic brain injury, and visual  
10 impairment including blindness, as defined by Section 18-109.5 of  
11 this title. A disability shall not include a reason for which a  
12 student may be placed on a Section 504 Plan as defined by the  
13 Rehabilitation Act of 1973.

14 ~~B. A waiver to the provisions of subsection A of this section~~  
15 ~~shall be granted if the parent or legal guardian of a student~~  
16 ~~provides written consent.~~

17 ~~C. As used in this section, "corporal punishment" means the~~  
18 ~~deliberate infliction of physical pain by hitting, paddling,~~  
19 ~~spanking, slapping or any other physical force used as a means of~~  
20 ~~discipline.~~

21 SECTION 2. This act shall become effective July 1, 2024.

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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4 59-2-3444 EB 2/13/2024 3:00:39 PM

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