

1 **SENATE FLOOR VERSION**

February 7, 2023

2 **AS AMENDED**

3 SENATE BILL NO. 429

By: Montgomery of the Senate

4 and

5 Caldwell (Trey) of the
6 House

7
8 An Act relating to students; allowing a student
9 enrolled in certain school to wear tribal regalia on
10 school property or at certain functions; clarifying
11 authority of certain personnel to regulate student
12 behavior pursuant to certain act; allowing a student
13 enrolled in certain institution to wear tribal
14 regalia on campus or at certain functions; allowing
15 adoption of certain policy; defining term; providing
16 for codification; providing an effective date; and
17 declaring an emergency.

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

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 24-160 of Title 70, unless there
21 is created a duplication in numbering, reads as follows:

22 A. 1. A student enrolled in a public school district, a public
23 charter school, or a technology center school may wear tribal
24 regalia on school property or at any school function, whether it is
held at a public or private location.

1 2. Nothing in this subsection shall limit or alter the
2 authority of school personnel to regulate student behavior pursuant
3 to the School Safety and Bullying Prevention Act.

4 B. A student enrolled in an institution within The Oklahoma
5 State System of Higher Education may wear tribal regalia on the
6 institution's campus or at any institution function, whether it is
7 held at a public or private location.

8 C. A school district board of education, a governing board of a
9 charter school, a governing board of a technology center school, or
10 the board of regents of an institution within The Oklahoma State
11 System of Higher Education may adopt a policy pursuant to the
12 provisions of this section, which may specify the characteristics of
13 any garment, jewelry, other adornment, or object that the school or
14 institution finds will endanger the safety of a student or others or
15 interfere with the learning environment if worn by a student during
16 a specified activity.

17 D. For the purposes of this section, "tribal regalia" means
18 traditional garments, jewelry, other adornments such as an eagle
19 feather, an eagle plume, a beaded cap, **a stole**, or similar objects
20 of cultural significance worn by members of a federally recognized
21 Indian tribe or the tribe of another country. Tribal regalia does
22 not include any firearm or other weapon. Tribal regalia does not
23 include any object that is otherwise prohibited by federal law,
24 except in compliance with an appropriate federal permit.

1 SECTION 2. This act shall become effective July 1, 2023.

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

6 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION
7 February 7, 2023 - DO PASS AS AMENDED
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