

# An Act

ENROLLED HOUSE  
BILL NO. 1018

By: McEntire and Roe of the  
House

and

Pugh of the Senate

An Act relating to education; defining terms; directing school districts to provide age-appropriate instruction about HIV, AIDS and related issues; allowing instruction to be offered during certain grades; requiring instruction to be offered during certain grades; providing for components of instruction; directing the State Department of Education to create or implement medically accurate instructional materials; requiring compliance with the Parents' Bill of Rights; requiring instructional materials to comply with certain law; repealing 70 O.S. 2011, Section 11-103.3, which relates to AIDS prevention education; providing for codification; providing an effective date; and declaring an emergency.

SUBJECT: Insurance

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 11-103.6m of Title 70, unless there is created a duplication in numbering, reads as follows:

A. As used in this section:

1. "HIV" or "Human Immunodeficiency Virus" means a human retrovirus known to cause AIDS; and

2. "AIDS" or "Acquired Immune Deficiency Syndrome" means the final and most serious stage of HIV causing damage to the immune system and includes a number of opportunistic infections which can result in death.

B. Each school district in the state shall provide age-appropriate instruction about HIV, AIDS and related issues:

1. At the option of the local school district, a minimum of once during the period from grades five through six;

2. A minimum of once during the period from grades seven through nine; and

3. A minimum of once during the period from grades ten through twelve, with heightened emphasis on modes of transmission, prevention methods, virology and relevant statistics.

C. The instruction shall include:

1. The definition of HIV and AIDS;

2. How the virus is transmitted;

3. How the virus is not transmitted;

4. An analysis of the transmission and methods of prevention for sexually transmitted diseases (STDs) and HIV, with an emphasis on abstinence from sex and intravenous drug use; and

5. Identification of risk behaviors and situations involving possible exposure to HIV.

D. The State Department of Education shall create or implement medically accurate instructional materials for HIV education. A school district may elect to create or implement its own HIV education instructional materials; provided, any instructional materials shall be approved by the State Department of Health for medical accuracy.

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

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

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

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

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

Passed the House of Representatives the 7th day of May, 2019.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

Passed the Senate the 25th day of April, 2019.

\_\_\_\_\_  
Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_

Approved by the Governor of the State of Oklahoma this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this \_\_\_\_\_

day of \_\_\_\_\_, 20\_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

By: \_\_\_\_\_