

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 5 By: Sharp of the Senate  
3 and  
4 Cockroft of the House  
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7 An Act relating to schools; amending Section 8,  
8 Chapter 7, 1st Extraordinary Session, O.S.L. 2013 (70  
9 O.S. Supp. 2014, Section 6-149.7), which relates to  
10 student assaults; providing immunity from liability  
11 for education employees or volunteers for use of  
12 reasonable force; providing an effective date; and  
13 declaring an emergency.

14 NOTE: Emergency failed  
15 AMENDMENT NO. 1. Strike the title, enacting clause and entire bill  
16 and insert

17 "An Act relating to schools; amending Section 8,  
18 Chapter 7, 1st Extraordinary Session, O.S.L. 2013  
19 (70 O.S. Supp. 2014, Section 6-149.7), which relates  
20 to student assaults; and providing immunity from  
21 liability for education employees for use of  
22 reasonable force.

23 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:  
24 SECTION 1. AMENDATORY Section 8, Chapter 7, 1st  
Extraordinary Session, O.S.L. 2013 (70 O.S. Supp. 2014, Section 6-  
149.7), is amended to read as follows:

1 Section 6-149.7 A. No student enrolled in a school shall  
2 assault, attempt to cause physical bodily injury, or act in a manner  
3 that could reasonably cause bodily injury to an education employee  
4 or a person who is volunteering for the school. Any student in  
5 grades six through twelve who violates the provisions of this  
6 section shall be subject to out-of-school suspension as provided for  
7 in Section 24-101.3 of ~~Title 70 of the Oklahoma Statutes~~ this title.  
8 This section shall be in addition to and does not limit the criminal  
9 liability of a person who causes or commits an assault, battery, or  
10 assault and battery upon a school employee as provided for in  
11 Section 650.7 of Title 21 of the Oklahoma Statutes.

12 B. No education employee shall be liable for the use of  
13 necessary and reasonable force to control and discipline a student  
14 during the time the student is in attendance at the school or in  
15 transit to or from the school, or any other function authorized by  
16 the school district."

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1 Passed the House of Representatives the 6th day of April, 2015.

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4 Presiding Officer of the House of  
5 Representatives

6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2015.

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9 Presiding Officer of the Senate

1 ENGROSSED SENATE  
2 BILL NO. 5

By: Sharp of the Senate

3 and

4 Cockroft of the House

5  
6 An Act relating to schools; amending Section 8,  
7 Chapter 7, 1st Extraordinary Session, O.S.L. 2013 (70  
8 O.S. Supp. 2014, Section 6-149.7), which relates to  
9 student assaults; providing immunity from liability  
for education employees or volunteers for use of  
reasonable force; providing an effective date; and  
declaring an emergency.

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

12 SECTION 2. AMENDATORY Section 8, Chapter 7, 1st  
13 Extraordinary Session, O.S.L. 2013 (70 O.S. Supp. 2014, Section 6-  
14 149.7), is amended to read as follows:

15 Section 6-149.7. A. No student enrolled in a school shall  
16 assault, attempt to cause physical bodily injury, or act in a manner  
17 that could reasonably cause bodily injury to an education employee  
18 or a person who is volunteering for the school. Any student in  
19 grades six through twelve who violates the provisions of this  
20 section shall be subject to out-of-school suspension as provided for  
21 in Section 24-101.3 of ~~Title 70 of the Oklahoma Statutes~~ this title.  
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23 liability of a person who causes or commits an assault, battery, or

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1 assault and battery upon a school employee as provided for in  
2 Section 650.7 of Title 21 of the Oklahoma Statutes.

3 B. No education employee or person who is volunteering for a  
4 school shall be liable for the use of necessary and reasonable force  
5 to control and discipline a student during the time the student is  
6 in attendance at the school or in transit to or from the school, or  
7 any other function authorized by the school district.

8 SECTION 3. This act shall become effective July 1, 2015.

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

13 Passed the Senate the 25th day of February, 2015.

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Presiding Officer of the Senate

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17 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

18 2015.

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Presiding Officer of the House  
of Representatives

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