



SECTION III: STUDENT POLICIES 3340

SAVE WOMEN'S SPORTS POLICY

The Board of Education ("Board") of Oklahoma Virtual Charter Academy ("OVCA" or "District") hereby adopts the Save Women's Sports Policy pursuant to applicable law.

The following definitions shall apply to the terms used in this policy:

1. "School" means a public school district, to include the District, or public charter school in this state or an institution within The Oklahoma State System of Higher Education;
2. "School athletic association" shall have the same meaning as provided for in [Section 27-102 of Title 70](#) of the Oklahoma Statutes; and
3. "Intercollegiate association" shall mean a national association that sets eligibility requirements for participation in sports at the collegiate level and that provides the coordination, supervision, and regulation of the intercollegiate competitions.

This policy shall apply to athletic teams that are sponsored by a school or sponsored by a private school whose students or teams compete against a school shall be expressly designated as one of the following based on biological sex:

1. "Males", "men" or "boys";
2. "Females", "women" or "girls"; or
3. "Coed" or "mixed".

Prior to the beginning of each school year, the parent or legal guardian of a student who competes on a school athletic team shall sign an affidavit acknowledging the biological sex of the student at birth. If the student is eighteen (18) years of age or older, the student who competes on a school athletic team shall sign an affidavit acknowledging his or her biological sex at birth. If there is any change in the status of the biological sex of the student, the affiant shall notify the school within thirty (30) days of such change.

The affidavit contemplated by this policy shall be in a form substantially similar to the affidavit attached to this policy as [Exhibit A](#).

The purpose of this policy shall be as follows:

1. Athletic teams designated for "females", "women" or "girls" shall not be open to students of the male sex.
2. Any student who is deprived of an athletic opportunity or suffers any direct or indirect harm as a result of a violation of paragraph 1 of this policy subsection shall have a cause of action for injunctive relief, damages, and any other relief available permitted by law against the school.
3. Any student who is subject to retaliation or other adverse action by a school, school athletic association or intercollegiate association as a result of reporting a violation of paragraph 1 of this policy subsection to an employee or representative of the school, school athletic association or intercollegiate association or to any state or federal agency with oversight of schools in this state shall have a cause of action for injunctive relief, damages and any other relief available permitted by law against the school, school athletic association or intercollegiate association.

Save Women's Sports Policy (continued)

This policy shall also have the following purposes:

1. The State Board of Education, the Oklahoma State Regents for Higher Education and any school athletic association or intercollegiate association of which a school is a member shall be prohibited from entertaining a complaint, opening an investigation, or taking any other adverse action against a school for maintaining athletic teams or sports for students of the female sex as provided for by law or this policy.
2. Any school that suffers any direct or indirect harm as a result of a violation of paragraph 1 of this policy subsection shall have a cause of action for injunctive relief, damages and any other relief permitted by law against the State Board of Education, the Oklahoma State Regents for Higher Education, school athletic association or intercollegiate association.

Causes of action authorized by this policy shall be initiated within two (2) years after the harm occurred. Persons or associations that prevail on a claim brought pursuant to this policy shall be entitled to monetary damages including for any psychological, emotional, and physical harm suffered, reasonable attorney fees and costs and any other appropriate relief permitted by law.

EXHIBIT "A"

BIOLOGICAL SEX AT BIRTH AFFIDAVIT FOR STUDENTS 18 AND OLDER

In accordance with 70 Okla. Stat. §27-106, prior to the beginning of each school year the parent or legal guardian of a student under the age of eighteen competing on a school athletic team is required to sign an affidavit acknowledging the biological sex of the student at birth. By signing this affidavit, the parent or legal guardian is affirming the biological sex of the child at birth in compliance with State Statute and District policy. If the student is 18 years of age or older, the student who competes on a school athletic team shall sign an affidavit acknowledging his or her biological sex at birth.

STATE OF OKLAHOMA §
 §
COUNTY OF _____ §

I, _____, the undersigned person, being first duly sworn, on oath, state that I am of legal age. I am enrolled as a student at OVCA, and I intend to compete on a school athletic team during the upcoming school year. I acknowledge that _____ was my biological sex at birth.

I state under penalty of perjury under the laws of Oklahoma that the foregoing is true and correct.

Date and Place

Signature