

OKLAHOMA:

**KNOW
YOUR
QUEER
RIGHTS**



ACLU
OK



(SWIPE)

This past legislative session, many different states proposed and passed anti-queer laws, and it's easy to confuse them.

This confusion is intentional and meant to intimidate people from exercising their freedom and rights.

So let's clarify what is actually law in Oklahoma.



Are drag performances banned?

No. Drag performances are NOT banned in Oklahoma. You cannot be charged with a crime for performing or organizing a drag event whether it is in front of minors or adults.

However, there have been proposed drag bans, such as HB 2186. These bills are dangerous and have garnered much attention. Fortunately, they did not pass into Okla. law.

Only Tennessee successfully passed a drag ban, and it was struck down in federal court.



Can I get gender affirming care?

For adults, yes. If you're 18 or above, you have a right to gender affirming care.

For minors, it's a bit complicated. As of right now though, you can.

SB 613 passed and banned gender affirming care for minors. However, the Oklahoma attorney general signed a non-enforcement agreement. This means the ban will not be enforced and minors can continue to access gender affirming care until the court rules on our request to prohibit enforcement of the law while our litigation is pending.



Can I use the bathroom matching my gender ?

For students at a publicly funded school up to 12th grade, no. SB 615 mandates students use the facility corresponding to their sex assigned at birth. Please reach out to our legal team if this has affected you. We are committed to securing the rights of all students.

For other public spaces, OK has no laws pertaining to the question. We uphold that policies preventing people from using the bathroom consistent with their gender identity are illegal sex and trans-status discrimination.



Other Okla. Anti- Queer Laws to Note

- **Trans Athlete Ban:** This applies to publicly funded schools and universities. Trans girls and women are not allowed to participate in girls' and women's sports. This does not apply to trans boys and men participating in boys' and men's sports
- **Sex and Gender on Birth Certificates:** You cannot alter the sex on your Oklahoma birth certificate from the one you were assigned at birth. You also cannot use an "X" or other marker of a non-binary identity.



Other Okla. Anti- Queer Laws to Note

New Rules from the OK State Board of Education:

- **Mandatory Student Outing:** school employees must notify parents of any changes to their child's mental health including changes in pronouns and gender identity, regardless of risk of emotional, mental or physical abuse.
- **Censorship:** K-12 school libraries must submit a list of materials to the Board annually to ensure there is no “sexualized content.” In practice this rule targets any queer content regardless of explicitness. (cont. next slide)



Other Okla. Anti- Queer Laws to Note

How these new rules will play out in the coming school year is hard to tell. The OK Attorney General has said OK State Board of Education cannot make new rules without being directed to do so by the legislature first.* Despite this, the governor signed approved them.

*In our lawmaking process, the House and Senate (legislative branch) make laws that state agencies (executive branch) then enforce through rule making. In this instance, the Board acted independently.



We're fighting for you.

The ACLU of OK is committed to standing up for 2SLGTBQ+ rights and is fighting many of these discriminatory laws in court now. You can go to our website to learn more about our current cases.

Remember, your safety is the most important thing! If your rights have been violated or if you have experienced 2SLGTBQ+ discrimination contact our legal department through our formal process to request help by emailing us intake@acluok.org.

