

STATE OF OKLAHOMA

1st Session of the 43rd Legislature (1991)

HOUSE BILL NO. 1369

BY: HAGER

AS INTRODUCED

AN ACT RELATING TO SCHOOLS; AMENDING 70 O.S. 1981,
SECTION 6-105, AS AMENDED BY SECTION 1, CHAPTER 71,
O.S.L. 1987 (70 O.S. SUPP. 1990, SECTION 6-105),
WHICH RELATES TO SUBSTITUTE TEACHERS; AUTHORIZING
SUBSTITUTE TEACHING IN EXCESS OF THIRTY-FIVE DAYS
IN CERTAIN AREAS OF PRIOR CERTIFICATION; PROVIDING
AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 70 O.S. 1981, Section 6-105, as amended by Section 1, Chapter 71, O.S.L. 1987 (70 O.S. Supp. 1990, Section 6-105), is amended to read as follows:

Section 6-105. A. If, because of sickness or other reason, a teacher is temporarily unable to perform his or her regular duties, a substitute teacher for his or her position may be employed for the time of such absence. A substitute teacher shall be paid in an amount and under such terms as may be agreed upon in advance by the substitute teacher and the board of education or according to regulations of the board. A teacher absent for reason of personal business shall have deducted from his salary by the school district only the amount necessary to pay the substitute.

No substitute teacher shall be employed for a total period of time in excess of thirty-five (35) school days during a school year unless he or she is the holder of a valid certificate. A substitute teacher who does not hold a valid certificate may be employed by a school district for no more than seventy (70) school days during a school year if the substitute teacher has been certified to teach in another state within the prior three (3) years and the substitute teaching beyond thirty-five (35) days is limited to the area in which the teacher was previously certified. Payment of salary to a substitute shall have no effect on the amount of salary to which the absent regular teacher is entitled under the applicable leave plan.

B. Any substitute or cadet teacher employed in any school system on a monthly or annual basis shall hold a certificate and have a written contract in the manner and under the same conditions as for regular teachers.

C. Teachers who are members of the Reserve Forces of the Army, the Navy, the Marine Corps, the Coast Guard, the Air Force, or any other component of the Armed Forces of the United States, including members of the Air or Army National Guard, shall, when ordered by the proper authority to active duty or service, be entitled to a leave of absence from such civil employment for the period of such active service without loss of status or efficiency rating and without loss of pay during the first thirty (30) days of such leave of absence.

SECTION 2. This act shall become effective July 1, 1991.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and 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.

