

ENGROSSED HOUSE
BILL NO. 1069

By: Leist, Widener, Hager,
Voskuhl, Taylor, Boyd
(Betty) and Wells of the
House

and

Shurden of the Senate

An Act relating to schools; amending 70 O.S. 1991,
Section 6-113, which relates to assault, battery,
and assault and battery on school employees;
defining term; providing certain penalties for
entering onto public school campus for certain
purposes; modifying penalty; and providing an
effective date.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 6-113, is
amended to read as follows:

Section 6-113. A. As used ~~herein, school~~ in this section:

1. "School employee" shall mean any duly appointed person
employed by or employees of a firm contracting with a school system
for any purpose, including such personnel not directly related to
the teaching process and school board members during school board
meetings; and

2. "School campus" means the school buildings where instruction
takes place and properties adjacent to such buildings which are
under the control of the school.

B. Every person who, without justifiable or excusable cause, knowingly commits any assault, battery, or assault and battery upon the person of a school employee of a school district or threatens and places such employee in immediate fear of bodily harm while such employee is in the performance of his duties as a school employee, is punishable by imprisonment in the county jail for a period not exceeding six (6) months, or by a fine not exceeding Five Hundred Dollars (\$500.00), or by both such fine and imprisonment.

C. Every person who, without justifiable or excusable cause, knowingly commits any aggravated assault and battery upon the person of a school employee while such person is in the performance of his duties, shall upon conviction be guilty of a felony, and every person not authorized by law or school policy to enter a public school or upon a public school campus who enters a public school or upon a public school campus and who without justifiable or excusable cause knowingly commits any aggravated assault and battery upon any person, upon conviction, shall be guilty of a felony, punishable by imprisonment in the State Penitentiary for a period not exceeding five (5) years, or by a fine not exceeding Five Thousand Dollars (\$5,000.00), or by both such fine and imprisonment.

SECTION 2. This act shall become effective November 1, 1995.

Passed the House of Representatives the 27th day of February, 1995.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1995.

President of the Senate

