

ENGROSSED HOUSE AMENDMENT  
TO  
ENGROSSED SENATE BILL NO. 1394

By: Stipe of the Senate  
and  
Adair of the House

( schools - support employees - school premises - effective  
date - emergency )

AUTHORS: Add the following House Coauthors: Morgan, Hiett, Dank,  
Coleman and Miller

AMENDMENT NO. 1. Strike the title, enacting clause and entire bill  
and insert

"( schools - amending 70 O.S., Section 6-101.41 - grounds  
for dismissal, nonemployment or nonreemployment of  
support employees - effective date - emergency )

SECTION 1. AMENDATORY 70 O.S. 1991, Section 6-101.41, is  
amended to read as follows:

Section 6-101.41 A. A school support employee convicted of a  
felony shall be dismissed or not reemployed unless a presidential or  
gubernatorial pardon has been issued.

B. A school support employee may be dismissed, refused  
employment or not reemployed after a finding that such person has  
engaged in criminal sexual activity or sexual misconduct ~~that has~~

~~impeded the effectiveness of the individual's performance of school duties.~~

C. No school support employee shall be employed or reemployed after a finding that such person has been convicted of engaging in criminal sexual activity or criminal sexual misconduct or who is a known homosexual or lesbian.

D. No person employed with a private business under contract with a school district and found to have been convicted of engaging in criminal sexual activity or criminal sexual misconduct or who is a known homosexual or lesbian shall be allowed to work on school premises.

E. As used in this ~~subsection~~ section:

1. "Criminal sexual activity" means the commission of an act as defined in Section 886 of Title 21 of the Oklahoma Statutes, which is the act of sodomy; and
2. "Sexual misconduct" means the soliciting or imposing of criminal sexual activity.

SECTION 2. This act shall become effective July 1, 1998.

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."

and when title is restored, amend accordingly

Passed the House of Representatives the 2nd day of April, 1998.

Speaker of the House of Representatives

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 1998.

President

of the Senate