

SHORT TITLE: Schools; amending procedure for privatization of school support services. Effective date. Emergency.

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

SENATE BILL NO. 1090

By: Stipe

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 1991, Section 6-101.45, which relates to support employees; requiring district boards of education to post notice when considering certain privatization issues; requiring district boards of education to hold certain hearing; requiring certain board to provide certain explanation; requiring district boards of education to provide certain impact report before certain contract considered; requiring district boards of education to provide certain report on effect of certain contract; 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. 1991, Section 6-101.45, is amended to read as follows:

Section 6-101.45 A. A school district, no later than ten (10) days after the effective date of the education appropriation bill or June 1, whichever is later, shall give reasonable assurance of employment in writing to any support employee that the school intends to employ for the subsequent school year.

B. This section shall not be construed to nullify the provisions of Sections ~~24-133 through 24-137~~ 6-101.40, 6-101.41, 6-

101.43, 6-101.44, 6-101.46 and 6-101.47 of this title or be construed to deprive any employee that the district is considering not employing for the subsequent year of any rights provided in such sections.

C. Any district board of education considering privatization of or continuing private purchase of school support services, prior to making any such decision shall:

1. Post notice in the district administrative offices in an area accessible to the public and all public libraries within the district of such intent no less than forty-five (45) days prior to the board meeting in which a determination to such decision is to be considered;

2. Hold a public hearing, pursuant to the Oklahoma Open Meeting Act, no less than fifteen (15) days prior to the district board meeting to consider such decision to allow for input by school employees and the public; and

3. Make available to the public in the district administrative offices and all public libraries within the district no less than seven (7) days prior to such public hearing as required by this subsection, a report providing an explanation of the following:

- a. the estimated costs of privatizing or of continuing the private purchasing of school support services,
- b. the productivity of private support services to be provided,
- c. the impact that private purchasing would have on student safety and the quality of educational programs, and
- d. the impact that private purchasing would have on staff levels, including projected layoffs, reassignments, reductions in hours, or reductions in status or wages of current school employees.

D. At least ninety (90) days prior to the expiration of the contract with a private entity for school support services, the district board of education shall make available to the public in the district administrative offices and all public libraries within the school district boundaries a report concerning the cost and productivity of services provided and the impact on student safety and the quality of educational programs that is expected to result from the privatization of school support services.

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.

46-2-1917

PHB