

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL 1023

By: Shurden and Crutchfield
of the Senate

and

Leist and Deutschendorf
of the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to schools; amending Section 10, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 3-135), which relates to charter schools; modifying permissive charter school contract provisions; removing exemption of charter schools from certain laws; authorizing charter school employees to organize bargaining unit; requiring compliance of charter schools with certain collective bargaining laws; making terms and conditions of certain collective bargaining agreements applicable to certain charter schools; updating statutory references; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 10, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 3-135), is amended to read as follows:

Section 3-135. A. The sponsor of a charter school shall enter into a written contract with the governing body of the charter school. The contract shall incorporate the provisions of the charter of the charter school and contain, but shall not be limited to, the following provisions:

1. A description of the program to be offered by the school which complies with the purposes outlined in Section ~~11 of this act~~ 3-136 of this title;
2. Admission policies and procedures;

3. Management and administration of the charter school;
4. Requirements and procedures for program and financial audits;
5. A description of how the charter school will comply with the charter requirements set forth in the Oklahoma Charter Schools Act;
6. Assumption of liability by the charter school; and
7. The term of the contract.

B. A charter school shall not enter into an employment contract with any teacher or other personnel until the charter school has a contract with a sponsoring school district. The employment contract shall set forth the personnel policies of the charter school, including, but not limited to, policies related to certification, professional development evaluation, suspension, dismissal and nonreemployment, sick leave, personal business leave, emergency leave, and family and medical leave. The contract shall also specifically set forth the salary, hours, fringe benefits, and work conditions. ~~The contract may provide for employer-employee bargaining, but the charter school shall not be required to comply with the provisions of Sections 509.1 through 509.10 of Title 70 of the Oklahoma Statutes.~~ The contract shall conform to all applicable provisions set forth in ~~Section 11 of this act~~ 3-136 of this title.

Employees of a charter school may, if otherwise eligible, organize a bargaining unit pursuant to Section 509.2 of this title. If a bargaining unit is formed, the charter school shall comply with the provisions of Sections 509.1 through 509.10 of this title. The terms and conditions of any collective bargaining agreement between the sponsoring school district and the employees of the sponsoring school district or their bargaining agent shall apply to the employees and the governing board of a charter school until the bargaining unit in the

sponsoring school district and the governing board of the charter school agree otherwise.

Upon contracting with any teacher or other personnel, the governing body of the charter school shall, in writing, disclose employment rights of the employees in the event the charter school closes or the charter is not renewed.

SECTION 2. This act shall become effective July 1, 2000.

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.

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