

By: Henry of the Senate
and
Wells of the House

[felons - school property - compliance -
emergency]

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

SECTION 1. AMENDATORY Section 4, Chapter 411, O.S.L.
1998 (70 O.S. Supp. 1998, Section 6-101.48), is amended to read as
follows:

Section 6-101.48 A. No person or business having a contract
with a school or school district for ~~services~~ work to be performed
during ~~normal~~ regular instructional hours of the school hours shall
allow any employee to work on school premises during times students
are using such premises for regularly scheduled instructional
purposes if such employee ~~is~~ has been convicted in any court of this
state, or of the United States ~~or another state~~ of:

1. Any sex offense subject to the Sex Offenders Registration
Act in this state or subject to ~~another state's~~ ~~or~~ the federal sex
offender registration provisions; or

2. Any violent felony offense except as provided in subsection
C of this section ~~or when ten (10)~~ unless five (5) years ~~has~~ have
elapsed since the date of the criminal conviction or the employee
has received a presidential or gubernatorial pardon for the criminal
offense.

B. Every person or business affected by subsection A ~~having a~~
~~contract for services with a school or school district where such~~
~~services are to be performed on the school premises during normal~~
~~school hours~~ shall be required to sign a statement declaring that no
employee working on school premises under the authority of such

person or business ~~is~~ will be in violation of the provisions of of subsection A of this section. Compliance with this section shall be required of the person or private business, and there shall be no liability for the school district to ascertain if such person or private business has complied with the provisions of this section.

C. The provisions of this section shall not apply to volunteers, persons performing community service hours under court order or persons performing services under a supervised work release program. ~~Provided, however, persons performing community service hours or services under work release shall not be allowed to work on school premises at any time after having been convicted of any offense stated in paragraph 1 of subsection A of this section; those persons contracted to provide services for school events attended by the public at large, such as sporting events; those persons providing services for the school district for which an occupational license to practice those services is required by this state and for which a felony conviction will result in revocation or suspension of the ability to practice that profession; and those persons performing emergency or medical services needed to protect the health or safety of students or district employees or to resume school activities that have been closed by an emergency.~~

SECTION 2. 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.

Passed the Senate the 9th day of March, 1999.

President of the Senate

Passed the House of Representatives the ____ day of _____ ,
1999.

Speaker of the House of
Representatives