

STATE OF OKLAHOMA

1st Session of the 47th Legislature (1999)

FLOOR SUBSTITUTE

FOR

SENATE BILL NO. 588

By: Henry of the Senate

and

Wells of the House

FLOOR SUBSTITUTE

An Act relating to felons; amending Section 4, Chapter 411, O.S.L. 1998 (70 O.S. Supp. 1998, Section 6-108.48), which relates to prohibition against felons working on school property; modifying prohibition; limiting liability of school district to verify compliance; expanding certain exceptions; and declaring an 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 to be performed during normal school hours~~ perform work that would otherwise be performed by school district support employees as defined in Section 6-101.40 of Title 70 of the Oklahoma Statutes shall allow any employee to work on school premises if such employee ~~is~~ has been convicted ~~in this state, the United States or another state~~ of:

~~1. Any 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 felony offense except as provided in subsection C of this section or when ten (10) years has 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 to the best of their knowledge no employee of such person or business working on school premises under the authority of such person or business is in violation of the provisions 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; those persons performing utility or telecommunication services; 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.

47-1-1232 NP 6/12/2015 1:51:33 AM