

ENROLLED HOUSE
BILL NO. 1707

By: Turner of the House

and

Wilkerson of the Senate

An Act relating to schools; amending 70 O.S. 2001, Section 5-144, which relates to notification of filing of an information or indictment; requiring district attorney to endeavor to ascertain certain information and notify school superintendent; permitting certain actions in compliance with certain rights to privacy; 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. 2001, Section 5-144, is amended to read as follows:

Section 5-144. A. Upon filing an information or indictment for a felony or violent misdemeanor, if the district attorney is aware that shall endeavor to ascertain whether or not the person arrested is a student or employee of a school district or a public school in the state, and if the person is, with due regard for the provisions of subsection C of Section 7307-1.2 of Title 10 of the Oklahoma Statutes, the district attorney shall notify the superintendent of the district of the charges filed against the student or employee.

B. The school district may take any action it deems necessary that is in compliance with the requirements of the Family Education Right to Privacy Act of 1974 with regard to such information.

SECTION 2. This act shall become effective July 1, 2003.

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.

Passed the House of Representatives the 24th day of April, 2003.

Presiding Officer of the House of
Representatives

Passed the Senate the 15th day of April, 2003.

Presiding Officer of the Senate