

**COMMITTEE AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2944 \_\_\_\_\_  
Of the printed Bill  
Page \_\_\_\_\_ Section \_\_\_\_\_ Lines \_\_\_\_\_  
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Amendment submitted by: Fred Jordan \_\_\_\_\_

Adopted: \_\_\_\_\_

\_\_\_\_\_  
Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 PROPOSED COMMITTEE  
4 SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 2944

By: Jordan

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to fees; amending 28 O.S. 2001,  
9 Section 84.1, as amended by Section 2, Chapter 192,  
10 O.S.L. 2005 (28 O.S. Supp. 2009, Section 84.1), which  
11 relates to the subpoena of certain employees to  
12 testify as witnesses; providing for exception;  
13 stating legislative intent; providing for scheduling  
14 of court appearances of school district employees to  
15 minimize class time disruption; providing certain fee  
16 to school district under certain circumstance; and  
17 providing an effective date.

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

19 SECTION 1. AMENDATORY 28 O.S. 2001, Section 84.1, as  
20 amended by Section 2, Chapter 192, O.S.L. 2005 (28 O.S. Supp. 2009,  
21 Section 84.1) is amended to read as follow:

22 Section 84.1 A. Any employee of the state or any political  
23 subdivision thereof who is subpoenaed as a witness to testify on any  
24 matter pertaining to their employment, including any investigation  
conducted by the employee as a duty of said employment for which he  
is fully compensated, shall not be entitled to receive the witness

1 fee and reimbursement for mileage provided for in Section 81 of this  
2 title, except as provided for in subsection B of this section.  
3 However, if the employee is required by the subpoena to testify in a  
4 county other than his county of residence or employment, he shall be  
5 entitled to receive reimbursement pursuant to the State Travel  
6 Reimbursement Act in accordance with Section 82 of this title. No  
7 such witness shall receive such reimbursement in more than one case  
8 covering the same period of time or the same travel. Each such  
9 witness shall be required to make oath that the amounts claimed for  
10 reimbursement have not been claimed or received in any other case or  
11 from any other source.

12 B. It is the intent of the Legislature that court appearances  
13 should not adversely affect the education of students enrolled in  
14 school districts in this state. To the extent possible, court  
15 appearances of public school district employees should be scheduled  
16 to minimize the disruption of class time. If a school district  
17 employee is subpoenaed to appear as a witness in a civil court  
18 proceeding, except in a proceeding in which the school district or  
19 the state is a party, the school district shall be entitled to a  
20 witness fee equal to the amount of the substitute teacher cost, not  
21 to exceed One Hundred Dollars (\$100.00) per day.  
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SECTION 2. This act shall become effective November 1, 2010.

52-2-9912 AM 02/18/10