

1 Bureau of Investigation (OSBI) shall obtain fingerprints of the
2 employee or prospective employee and require that the person pay a
3 search fee not to exceed Fifty Dollars (\$50.00) or the cost of the
4 search, whichever is the lesser amount. The fees shall be deposited
5 in the OSBI Revolving Fund. School districts are hereby authorized
6 to reimburse employees for the cost of the search. The State Board
7 of Education shall contact the Oklahoma State Bureau of
8 Investigation for any national criminal history record of the person
9 within fourteen (14) working days of receiving a written request
10 from the board of education.

11 B. The Oklahoma State Bureau of Investigation shall provide the
12 national criminal history record check requested by the State Board
13 of Education within fourteen (14) working days from the receipt of
14 the request. The Bureau may contact the Federal Bureau of
15 Investigation to obtain the information requested.

16 C. The State Board of Education shall provide the information
17 received from the Oklahoma State Bureau of Investigation to the
18 board of education within fourteen (14) days from the receipt of the
19 information. The State Board of Education shall provide any follow-
20 up information received from the OSBI concerning a person for which
21 a national criminal history record check was requested to the
22 employing board of education.

23 D. For the purpose of this section:
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1 1. "Board of education" includes both public and private boards
2 of education within or outside this state; and

3 2. "National criminal history record check" means a national
4 criminal history record check as defined in Section 150.9 of Title
5 74 of the Oklahoma Statutes.

6 E. Each public board of education within this state shall
7 promulgate a statement of that school districts' policy regarding
8 felony record searches. The policy may permit employment for not to
9 exceed sixty (60) days pending receipt of results of national
10 criminal history record check requests. Prospective employees shall
11 be notified of the requirement, the fee and the reimbursement policy
12 when first interviewed concerning employment. The school district's
13 reimbursement policy shall provide, at the minimum, that employees
14 shall be promptly reimbursed in full for the fee if employed by the
15 district at the time the national criminal history record check
16 request is made unless the person was employed pending receipt of
17 results as set forth above.

18 F. Any person applying for employment as a substitute teacher
19 shall only be required to have one such national criminal history
20 record check for the school year. Upon request of the substitute
21 teacher, that record check may be sent to any other school district
22 in which the substitute teacher is applying to teach. Any person
23 employed as a full-time teacher by a school district in this state
24 in the five (5) years immediately preceding an application for

1 employment as a substitute teacher may not be required to have a
2 national criminal history record check, if the teacher produces a
3 copy of a national criminal history record check completed within
4 the preceding five (5) years and a letter from the school district
5 in which the teacher was last employed stating the teacher left in
6 good standing.

7 SECTION 2. This act shall become effective July 1, 2011.

8 SECTION 3. It being immediately necessary for the preservation
9 of the public peace, health and safety, an emergency is hereby
10 declared to exist, by reason whereof this act shall take effect and
11 be in full force from and after its passage and approval.

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13 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 03-23-2011
14 - DO PASS, As Coauthored.

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