

1 **SENATE FLOOR VERSION**

2 February 18, 2013

3 **AS AMENDED**

4 SENATE BILL NO. 361

By: Griffin of the Senate

and

Casey of the House

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8 **[due process hearings for school district employees**
9 **- effective date -**

emergency]

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

13 SECTION 1. AMENDATORY 70 O.S. 2011, Section 6-101.7, is
14 amended to read as follows:

15 Section 6-101.7. An attorney, representative, or other designee
16 of the school district who has represented or represents a school
17 district or the administration of a school district at a hearing
18 held for the purpose of affording due process rights and
19 requirements for an administrator as provided for in Section 6-
20 101.13 of ~~Title 70 of the Oklahoma Statutes,~~ this title or a teacher
21 as provided for in Section 6-101.26 of ~~Title 70 of the Oklahoma~~
22 ~~Statutes,~~ or a support employee as provided for in Section 6-101.46
23 of ~~Title 70 of the Oklahoma Statutes~~ this title or who has been
24 involved or participated in any prehearing actions of the school

1 district with respect to a recommendation for the termination of
2 employment or nonreemployment of an administrator, or teacher, ~~or~~
3 ~~support employee~~ shall not:

4 1. Conduct or preside as the hearing officer or judge at a due
5 process hearing or hearings; and

6 2. Attend, advise at, or in any way influence an executive
7 session of the school district board of education that is held in
8 conjunction with a due process hearing or hearings ~~if the attorney,~~
9 ~~representative, or other designee of the school district conducted~~
10 ~~or presided over the due process hearing or hearings as the hearing~~
11 ~~officer or judge.~~

12 SECTION 2. This act shall become effective July 1, 2013.

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

17 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION
18 February 18, 2013 - DO PASS AS AMENDED

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