

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE BILL 2423

By: Condit

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 5-144, as amended by Section 1, Chapter 256,
9 O.S.L. 2013 (70 O.S. Supp. 2013, Section 5-144),
10 which relates to charges filed against students and
11 employees; requiring district court to notify State
Board of Education of certain information; requiring
Board to notify certain superintendent; requiring
superintendent to notify certain individuals; and
providing an effective date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2011, Section 5-144, as
16 amended by Section 1, Chapter 256, O.S.L. 2013 (70 O.S. Supp. 2013,
17 Section 5-144), is amended to read as follows:

18 Section 5-144. A. If in the course of an investigation it is
19 discovered that a person charged in an information or indictment
20 with a felony or violent misdemeanor is a student or employee of a
21 school district or a public school in the state, or an employee
22 working on school property for an entity that provides services to a
23 school district or a public school on school property, with due
24 regard for the provisions of subsection C of Section 2-6-102 of

1 Title 10A of the Oklahoma Statutes, the district attorney shall
2 notify the superintendent of the district of the charges filed
3 against the student or employee. In addition to notifying the
4 superintendent of the district when charges have been filed against
5 an employee of the school district, the district attorney shall
6 notify the State Board of Education.

7 B. The school district may take any action it deems necessary
8 that is in compliance with the requirements of the Family
9 Educational Rights and Privacy Act of 1974 with regard to such
10 information.

11 C. When a student of the school district has been convicted,
12 whether upon a verdict or plea of guilty or nolo contendere, or
13 received a suspended sentence or any probationary term for a crime
14 provided for in subparagraph a of paragraph 6 of Section 3-104 of
15 this title, the district court shall notify the State Board of
16 Education. The State Board of Education shall be required to
17 provide such information to the superintendent of the school
18 district in which such student is enrolled, and the superintendent
19 shall be responsible for providing such information to each employee
20 who teaches the student.

21 D. When an employee of the school district has been convicted,
22 whether upon a verdict or plea of guilty or nolo contendere, or
23 received a suspended sentence or any probationary term for a crime
24 provided for in subparagraph a of paragraph 6 of Section 3-104 of

1 this title, the district court shall notify the State Board of
2 Education of said conviction, if the district court has discovered
3 during the course of the proceedings that the person is an employee
4 of a school district.

5 SECTION 2. This act shall become effective November 1, 2014.

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