

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 COMMITTEE SUBSTITUTE
4 FOR
5 SENATE BILL 210

By: Crain

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7 COMMITTEE SUBSTITUTE

8 An Act relating to collective bargaining; amending 11
9 O.S. 2011, Section 51-111, which relates to
10 agreements; providing exception to certain
11 arbitration decisions or awards; making certain
12 decision or awards advisory in certain cases;
13 providing for appeal; and providing an effective
14 date.

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

16 SECTION 1. AMENDATORY 11 O.S. 2011, Section 51-111, is
17 amended to read as follows:

18 Section 51-111. Any agreement actually negotiated between the
19 bargaining agent and the corporate authorities either before or
20 within thirty (30) days after arbitration shall constitute the
21 collective bargaining contract governing fire fighters or police
22 officers in the municipality for the period stated therein; provided
23 that such period shall not exceed one (1) year. Any collective
24 bargaining agreement negotiated under the terms and provisions of
this article shall specifically provide that the fire fighters or

1 police officers who are subject to its terms shall have no right to
2 engage in any work stoppage, slowdown or strike, the consideration
3 for such provision being the right to a resolution of disputed
4 questions. All rules, regulations, fiscal procedures, working
5 conditions, departmental practices and manner of conducting the
6 operation and administration of fire departments and police
7 departments currently in effect on the effective date of any
8 negotiated agreement shall be deemed a part of ~~said~~ the agreement
9 unless and except as modified or changed by the specific terms of
10 such agreement. Every such agreement shall contain a clause
11 establishing arbitration procedures for the immediate and speedy
12 resolution and determination of any dispute which may arise
13 involving the interpretation or application of any of the provisions
14 of such agreement or the actions of any of the parties thereunder.
15 In the absence of such negotiated procedure such dispute may be
16 submitted to arbitration in accordance with the provisions of
17 Sections 51-107 through 51-110 of this title, except that the
18 arbitration board shall be convened within ten (10) days after
19 demand therefor by the bargaining agent upon the corporate authority
20 or authorities. ~~In such case the~~ The arbitration board's
21 determination, or a negotiated-procedure arbitration award shall be
22 final, except when the determination or award directs the
23 reinstatement of a police officer who has been terminated for the
24 use of excess force or aggravated sexual assault. In those

1 instances, the determination or award is advisory only. If the
2 municipality does not reinstate the officer, the officer may appeal
3 the termination to appropriate state district court on grounds that
4 the termination is a violation of public policy.

5 SECTION 2. This act shall become effective November 1, 2015.

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