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February 12, 2018

By: Daniels

An Act relating to school employees; amending 70 O.S. 2011, Section 5-139, which relates to professional organization dues; requiring certain request to be written; prohibiting a school district policy or negotiated agreement from placing certain conditions to initiate or terminate certain payroll deduction; requiring a school district to reimburse certain deductions made after certain request; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 5-139, is amended to read as follows:

Section 5-139. School districts shall make payroll deductions for either or both professional organization dues and political contributions ~~upon~~ at the written request of any school employee and shall transmit deducted funds to the organization designated by the school district employee. Such deductions shall be on a ten-month basis unless otherwise designated by the employee organization. However, a school employee may request at any time in writing ~~at any time,~~ including by email or fax, for the school district to immediately terminate or initiate payroll deductions to a

1 professional organization. Upon receipt of a any written request,
2 the school district shall within five (5) business days or by the
3 next pay period, whichever is earlier, terminate or initiate any
4 future payroll deductions of the requesting school employee to a
5 professional organization. Upon receipt of a written request, the
6 school district shall notify the professional organization of the
7 initiation or termination of payroll deductions within fifteen (15)
8 business days. If the request is to terminate a deduction, the
9 school district shall not make any advance payments to any
10 professional organization of any future dues on behalf of the school
11 employee. No school district policy or negotiated agreement shall
12 place any other conditions or requirements, including but not
13 limited to personal hand delivery, upon any employee to initiate or
14 terminate any payroll deduction to a professional organization
15 except for a written request as outlined in this section. Any
16 school district policy or provision in a negotiated agreement that
17 places additional conditions or requirements on initiation or
18 termination beyond those outlined in this section shall be null and
19 void. A school district which fails to terminate payroll deductions
20 for an employee in accordance with this section shall immediately
21 reimburse the employee the amount of all payroll deductions made by
22 the school district after the employee's request, and the amount due
23 the employee shall double every thirty (30) days until paid in full.

24 SECTION 2. This act shall become effective July 1, 2018.

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

5 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION
6 February 12, 2018 - DO PASS
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