

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 SENATE BILL 1878

By: Bullard

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6 AS INTRODUCED

7 An Act relating to school employees; amending 70 O.S.  
8 2021, Section 509.11, which relates to equal access  
9 to employees of a school district; modifying what  
10 constitutes access regarding statewide professional  
11 educators' associations; prohibiting equal access  
12 from being conditional on certain provisions or  
13 services; directing certain communications to be  
14 classified as promotional events; permitting  
15 distribution of certain materials in school  
16 mailboxes; prohibiting a school district from  
17 requiring a fee or other payment from statewide  
18 professional educators' associations for certain  
19 activities; requiring certain notification if certain  
20 equal access is denied; requiring notification of the  
21 State Board of Education if equal access is not  
22 granted within certain time period; providing an  
23 effective date; and declaring an emergency.

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

19 SECTION 1. AMENDATORY 70 O.S. 2021, Section 509.11, is  
20 amended to read as follows:

21 Section 509.11. A. No school district, employee of a school  
22 district, or employee organization shall deny by any means,  
23 including a collective bargaining agreement, a statewide  
24 professional educators' association equal access to employees of the

1 school district, to the same extent that access is granted to other  
2 educators' associations. For purposes of this section, access shall  
3 include, but is not limited to:

4 1. Setting up informational tables at in-service or other  
5 similar teacher meetings;

6 2. Speaking at in-service or other similar teacher meetings;

7 3. Distributing information ~~in school mail boxes or~~ through the  
8 school e-mail system;

9 4. Utilizing school district meeting rooms during nonworking  
10 hours;

11 5. Representing employees in employment matters, when requested  
12 by the employee;

13 6. Posting information on school district bulletin boards or  
14 other common space displays; and

15 7. ~~Utilizing school district printing services~~ Promotional  
16 events.

17 B. Any association which utilizes school district facilities or  
18 services shall reimburse the district for any costs incurred by the  
19 district due to association activities.

20 C. Equal access shall not be conditional on provisions or  
21 services requested by school districts including, but not limited  
22 to, furnished meals, snacks, gifts, donations, or other types of  
23 sponsored activities.

1        D. Communication by an employee, volunteer, or member of a  
2 statewide professional educators' association on behalf of the  
3 association or a local affiliate group that pertains to a collective  
4 bargaining agreement or negotiated employment contract pursuant to  
5 Section 509.2 of this title shall, for the purposes of this section,  
6 be classified as a promotional event hosted by the statewide  
7 association, and all other statewide professional educators'  
8 associations and their employees shall be granted equal access to  
9 communicate with school employees to the same extent. For the  
10 purposes of this section, communication includes, but is not limited  
11 to, presentations, speaking events, meetings, emails, informational  
12 displays, and virtual forum posts.

13        E. Distribution of promotional materials to all employees in  
14 school mailboxes by employees or associated members of a statewide  
15 professional educators' association shall be permitted. Promotional  
16 materials may include, but are not limited to, promotional  
17 brochures, competitor comparison brochures, informational pamphlets,  
18 membership applications, gift items, and association member gifts.

19        F. School districts shall not require a fee or other payment  
20 from statewide professional educators' associations for access,  
21 promotional material review, promotional material distribution, or  
22 other related activities.

1        G. 1. A statewide professional educators' association that is  
2 not allowed access as provided for in this section shall notify the  
3 board of education of the school district where access was denied.

4        2. Upon notification, if the school district board of education  
5 does not ensure equal access is provided to the statewide  
6 professional educators' association within fifteen (15) days, the  
7 association shall notify the State Board of Education.

8        SECTION 2. This act shall become effective July 1, 2024.

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

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