

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

HOUSE BILL 1961

By: Schreiber

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2021, Section 5-119, which relates to board of education membership; specifying timing for election of board president and vice president after annual school election; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2021, Section 5-119, is amended to read as follows:

Section 5-119. A. Except for districts that elect a chair of the board pursuant to Section ~~4~~ 5-107B of this ~~act~~ title, the board of education of each school district shall elect from its membership at the first regular, special, or emergency meeting held sixty (60) days following the annual school election and certification of election of new members, a president and vice president, each of whom shall serve for a term of one (1) year and until a successor is elected and qualified. The board shall also elect a clerk and, in its discretion, a deputy clerk, either of whom may be one of the

1 members of the board, and each of whom shall hold office during the  
2 pleasure of the board and each of whom shall receive such  
3 compensation for services as the board may allow. If the board  
4 elects a board clerk who is not one of the members of the board, the  
5 board clerk may also be employed as the encumbrance clerk and minute  
6 clerk. Provided, no superintendent, principal, treasurer or  
7 assistant treasurer, instructor, or teacher employed by such board  
8 shall be elected or serve as clerk or deputy clerk of the board nor  
9 as encumbrance clerk or minute clerk except that a treasurer or  
10 assistant treasurer may serve as a minute clerk. No board member  
11 shall serve as encumbrance clerk or minute clerk. The deputy clerk  
12 may perform any of the duties and exercise any of the powers of the  
13 clerk with the same force and effect as if the same were done or  
14 performed by the clerk. Before entering upon the discharge of the  
15 duties of the deputy clerk, the deputy clerk shall give a bond in a  
16 sum of not less than One Thousand Dollars (\$1,000.00) with good and  
17 sufficient sureties to be approved by the board conditioned for the  
18 faithful performance of the duties of the deputy clerk.

19 B. The board of education shall employ an encumbrance clerk and  
20 minute clerk, both functions of which may be performed by the same  
21 employee. The encumbrance clerk shall keep the books and documents  
22 of the school district and perform such other duties as the board of  
23 education or its committees may require. The minute clerk shall  
24 keep an accurate journal of the proceedings of the board of

1 education and perform such other duties as the board of education or  
2 its committees may require. The board of education may designate a  
3 deputy minute clerk. The deputy minute clerk may perform any of the  
4 duties and exercise any of the powers of the minute clerk with the  
5 same force and effect as if the same were done or performed by the  
6 minute clerk. Before entering upon the discharge of the duties of  
7 the deputy minute clerk, the deputy minute clerk shall give a bond  
8 in a sum of not less than One Thousand Dollars (\$1,000.00) with good  
9 and sufficient sureties to be approved by the board conditioned for  
10 the faithful performance of the duties of the deputy minute clerk.  
11 Before entering upon the discharge of their duties, the encumbrance  
12 clerk and minute clerk shall each give a bond in a sum of not less  
13 than One Thousand Dollars (\$1,000.00) with good and sufficient  
14 sureties to be approved by the board conditioned for the faithful  
15 performance of their duties. If both functions are performed by the  
16 same person only one bond in a sum of not less than One Thousand  
17 Dollars (\$1,000.00) shall be required.

18 SECTION 2. This act shall become effective November 1, 2023.  
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