

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 SENATE BILL NO. 750

By: Bergstrom

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7 AS INTRODUCED

8 An Act relating to insurance; creating the Educators'
9 Professional Liability Insurance Program; defining
10 eligible employees; requiring certain coverage for
11 employees; directing Office of Management and
12 Enterprise Services (OMES) to administer program and
13 promulgate rules; authorizing OMES to contract for
14 private insurance or create self-insured risk pool;
15 requiring competitive process for selecting insurer;
16 directing Legislature to appropriate certain funds;
17 requiring certain notification; providing for
18 codification; and providing an effective date.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 85.58Q of Title 74, unless there
19 is created a duplication in numbering, reads as follows:

20 A. There is hereby created the Educators' Professional
21 Liability Insurance Program for all employees including full-time
22 and part-time personnel of public schools, as defined in Section 1-
23 106 of Title 70 of the Oklahoma Statutes and charter schools, as
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1 defined in subsection D of section 3-132 of Title 70 of the Oklahoma
2 Statutes.

3 B. The program shall provide liability coverage for employees
4 up to Two Million Dollars (\$2,000,000.00) in coverage per
5 occurrence.

6 C. The program shall be administered by the Office of
7 Management and Enterprise Services (OMES). OMES shall promulgate
8 rules to implement the provisions of this act.

9 D. OMES shall be authorized to contract liability insurance
10 from a licensed insurer, to create a self-insured risk pool or to
11 use a combination of both.

12 E. The insurance carrier providing any portion of coverage
13 provided under this act shall be selected by a competitive process.

14 F. The Legislature shall provide an annual appropriation to
15 cover the costs and any associated premiums for the program.

16 G. Each school district shall notify annually, in writing,
17 eligible employees about the coverage provided by the Educators'
18 Professional Liability Insurance Program.

19 H. OMES and the Department of Education shall notify in writing
20 all eligible employees about the Educators' Professional Liability
21 Insurance Program. The notice shall specifically inform employees
22 that coverage is provided automatically as part of their employment.
23 The notice shall be given upon hiring and annually thereafter.

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SECTION 2. This act shall become effective in accordance with
the provisions of Section 58 of Article V of the Oklahoma
Constitution.

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