

1 **SENATE FLOOR VERSION**

2 February 27, 2024

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1315

6 By: Pugh

7 An Act relating to education employees; amending 70
8 O.S. 2021, Section 6-104.1, as amended by Section 2,
9 Chapter 291, O.S.L. 2023 (70 O.S. Supp. 2023, Section
10 6-104.1), which relates to leave without pay for
11 teachers; providing for adoption leave; updating
12 statutory reference; amending 70 O.S. 2021, Section
13 6-104.5, as amended by Section 3, Chapter 291, O.S.L.
14 2023 (70 O.S. Supp. 2023, Section 6-104.5), which
15 relates to pay deductions for certain leave;
16 providing for adoption leave; updating statutory
17 reference; amending 70 O.S. 2021, Section 6-104.6, as
18 amended by Section 4, Chapter 291, O.S.L. 2023 (70
19 O.S. Supp. 2023, Section 6-104.6), which relates to
20 establishment of leave sharing program; providing for
21 adoption leave; updating statutory references;
22 amending Section 1, Chapter 291, O.S.L. 2023 (70 O.S.
23 Supp. 2023, Section 6-104.8), which relates to
24 maternity leave for education employees; providing
for adoption leave; removing requirement that certain
employees be employed for certain time period to be
eligible for certain leave; providing for division of
adoption leave under certain circumstances; removing
certain statutory reference; providing for certain
employees to not be prohibited from using accrued
sick leave following exhaustion of maternity or
adoption leave; modifying name of revolving fund;
modifying source of funds from which the State Board
of Education may allocate to pay for certain leave;
prohibiting certain transfer from exceeding certain
amount in a fiscal year; requiring the Legislature to
provide adequate funding to certain revolving fund;
updating statutory references; amending Section 7,
Chapter 291, O.S.L. 2023 (70 O.S. Supp. 2023, Section
6-104.9), which relates to the Public School Paid
Maternity Leave Revolving Fund; modifying name of

1 revolving fund; modifying purpose; directing certain
2 claims to be filed with the State Department of
3 Education rather than the State Board of Education;
4 updating statutory reference; amending Section 8,
5 Chapter 291, O.S.L. 2023 (70 O.S. Supp. 2023, Section
6 6-104.10), which relates to the Education Employee
7 Paid Maternity Leave Revolving Fund; modifying name
8 of revolving fund; modifying purpose; updating
9 statutory reference; amending 10A O.S. 2021, Section
10 2-7-202, as last amended by Section 5, Chapter 291,
11 O.S.L. 2023 (10A O.S. Supp. 2023, Section 2-7-202),
12 which relates to duties of the Office of Juvenile
13 Affairs; providing for adoption leave; updating
14 statutory reference; amending 57 O.S. 2021, Section
15 510.6a, as amended by Section 6, Chapter 291, O.S.L.
16 2023 (57 O.S. Supp. 2023, Section 510.6a), which
17 relates to salaries for correctional teachers;
18 updating statutory references; providing for adoption
19 leave; providing an effective date; and declaring an
20 emergency.

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

22 SECTION 1. AMENDATORY 70 O.S. 2021, Section 6-104.1, as
23 amended by Section 2, Chapter 291, O.S.L. 2023 (70 O.S. Supp. 2023,
24 Section 6-104.1), is amended to read as follows:

Section 6-104.1. After exhausting sick leave and extended leave
pursuant to Sections 6-104 and 6-104.5 of this title and maternity
or adoption leave pursuant to ~~Section 1~~ Section 6-104.8 of this ~~act~~
title, a full-time teacher who, with the proper approval of the
district board of education, takes not more than ninety (90) school
days of leave without pay to care for the teacher's child during the
first year of the child's life, shall receive full credit for the
days on leave without pay as though the teacher had been on leave

1 with pay for purposes of computing experience for the minimum
2 teacher salary schedule. A teacher on leave without pay pursuant to
3 this section who pays the actuarial cost, as determined by the Board
4 of Trustees of the Teachers' Retirement System of Oklahoma, shall
5 have the period during which such leave without pay is taken,
6 counted toward retirement service credit as though the teacher had
7 been on leave with pay. The teacher shall notify his or her
8 employer and the Teachers' Retirement System of Oklahoma in writing
9 within thirty (30) days from the date he or she returns to service
10 that he or she will pay such actuarial cost. The teacher shall have
11 up to twelve (12) months from the date he or she returns to service
12 to pay such actuarial cost.

13 SECTION 2. AMENDATORY 70 O.S. 2021, Section 6-104.5, as
14 amended by Section 3, Chapter 291, O.S.L. 2023 (70 O.S. Supp. 2023,
15 Section 6-104.5), is amended to read as follows:

16 Section 6-104.5. A. If, after exhausting all sick leave
17 pursuant to Section 6-104 of this title and maternity or adoption
18 leave pursuant to ~~Section 1~~ Section 6-104.8 of this ~~act~~ title, a
19 teacher is absent from his or her duties due to personal accidental
20 injury, illness, or pregnancy, the teacher shall receive for a
21 period ~~of~~ not to exceed twenty (20) days his or her full contract
22 salary less the amount:

23 1. Actually paid a certified substitute teacher for his or her
24 position if a certified substitute teacher is hired; or

1 2. Normally paid a certified substitute teacher for his or her
2 position if a certified substitute teacher is not hired.

3 B. The district's plan may provide that the teacher is entitled
4 to payment for accrued but unused sick leave upon termination of
5 employment.

6 SECTION 3. AMENDATORY 70 O.S. 2021, Section 6-104.6, as
7 amended by Section 4, Chapter 291, O.S.L. 2023 (70 O.S. Supp. 2023,
8 Section 6-104.6), is amended to read as follows:

9 Section 6-104.6. A. The board of education of each school
10 district may establish a leave sharing program for all district
11 employees. The program shall permit district employees to donate
12 sick leave to a fellow district employee who is pregnant or
13 recovering from childbirth or who is suffering from or has a
14 relative or household member suffering from an extraordinary or
15 severe illness, injury, impairment, or physical or mental condition
16 which has caused or is likely to cause the employee to take leave
17 without pay or to terminate employment.

18 B. As used in this section:

19 1. "Relative of the employee" means a spouse, child, stepchild,
20 grandchild, grandparent, stepparent, or parent of the employee;

21 2. "Household members" means those persons who reside in the
22 same home, who have reciprocal duties to and do provide financial
23 support for one another. This term shall include foster children
24 and legal wards even if they do not live in the household. The term

1 does not include persons sharing the same general house, when the
2 living style is primarily that of a dormitory or commune;

3 3. "Severe" or "extraordinary" means serious, extreme, or life-
4 threatening including temporary disability resulting from pregnancy,
5 miscarriage, childbirth, and recovery therefrom; and

6 4. "District employee" means a teacher or any full-time
7 employee of the school district.

8 C. A district employee may be eligible to receive shared leave
9 pursuant to the following conditions:

10 1. The board of education determines that the employee meets
11 the criteria described in this section; and

12 2. The employee has abided by district policies regarding the
13 use of sick leave.

14 D. A district employee may donate annual leave to another
15 district employee only pursuant to the following conditions:

16 1. The receiving employee has exhausted, or will exhaust,
17 maternity or adoption leave granted pursuant to ~~Section 1~~ Section 6-
18 104.8 of this ~~act~~ title or sick leave earned pursuant to Section 6-
19 104 of this title due to pregnancy, miscarriage, childbirth and
20 recovery therefrom, an illness, injury, impairment, or physical or
21 mental condition, which is of an extraordinary or severe nature, and
22 involves the employee, a relative of the employee, or household
23 member;

24

1 2. The condition has caused, or is likely to cause, the
2 employee to go on leave without pay or to terminate employment;

3 3. The board of education of the district permits the leave to
4 be shared with an eligible employee;

5 4. The amount of leave to be donated is within the limits set
6 by the board of education of the district; and

7 5. District employees may not donate excess sick leave that the
8 donor would not be able to otherwise take.

9 E. The board of education of each school district shall
10 determine the amount of donated leave an employee may receive.

11 F. The board of education shall require the employee to submit,
12 prior to approval or disapproval, a medical certificate from a
13 licensed physician or health care practitioner verifying the severe
14 or extraordinary nature and expected duration of the condition.

15 G. Donated sick leave is transferable between employees of
16 different school districts in the state with the agreement of both
17 boards of education of each school district.

18 H. The receiving employee shall be paid the regular rate of pay
19 of the employee. The sick leave received will be designated as
20 shared sick leave and be maintained separately from all other sick
21 leave balances.

22 I. Any donated sick leave may only be used by the recipient for
23 the purposes specified in this section.

24

1 J. Maternity or adoption leave granted pursuant to ~~Section 1~~
2 Section 6-104.8 of this ~~act~~ title and sick leave earned pursuant to
3 Section 6-104 of this title available for use by the recipient shall
4 be used prior to using shared sick leave.

5 K. Any shared sick leave not used by the recipient during each
6 occurrence as determined by the board of education shall be returned
7 to the donor. The shared sick leave remaining will be divided among
8 the donors on a prorated basis based on the original donated value
9 and returned at its original donor value and reinstated to the
10 annual leave balance of each donor.

11 L. All donated sick leave shall be given voluntarily. No
12 employee shall be coerced, threatened, intimidated, or financially
13 induced into donating sick leave for purposes of the leave sharing
14 program.

15 M. In addition to the sick leave sharing program provided for
16 in this section, the board of education of each school district may
17 establish a sick leave sharing bank for all district employees. A
18 district employee may donate sick leave to a common fund which may
19 be used by any district employee who is eligible to receive shared
20 leave as set forth in subsection A of this section. The terms and
21 conditions for donation and use of sick leave to a leave sharing
22 bank shall be subject to the provisions of this section, unless
23 negotiations, entered into pursuant to Section 509.1 et seq. of this
24 title, between district employees and the school district establish

1 terms and conditions for a sick leave sharing bank in excess of
2 those provided for in this section.

3 SECTION 4. AMENDATORY Section 1, Chapter 291, O.S.L.
4 2023 (70 O.S. Supp. 2023, Section 6-104.8), is amended to read as
5 follows:

6 Section 6-104.8. A. 1. Full-time employees of a public school
7 district in this state ~~who have been employed by the school district~~
8 ~~for at least one year and have worked at least one thousand two~~
9 ~~hundred fifty (1,250) hours during the preceding twelve-month~~
10 ~~period;~~

11 2. Persons employed full time as classroom instructional
12 employees of technology center school districts supervised by the
13 State Board of Career and Technology Education ~~who have been~~
14 ~~employed by the technology center school district for at least one~~
15 ~~year and have worked at least one thousand two hundred fifty (1,250)~~
16 ~~hours during the preceding twelve-month period;~~

17 3. Persons employed as teachers by the State Department of
18 Rehabilitation Services ~~who have been employed by the State~~
19 ~~Department of Rehabilitation Services for at least one year and have~~
20 ~~worked at least one thousand two hundred fifty (1,250) hours during~~
21 ~~the preceding twelve-month period;~~

22 4. Persons employed full time as correctional teachers or
23 vocational instructors by the Department of Corrections pursuant to
24 Section 510.6a of Title 57 of the Oklahoma Statutes ~~who have been~~

1 ~~employed by a Department of Corrections facility for at least one~~
2 ~~year and have worked at least one thousand two hundred fifty (1,250)~~
3 ~~hours during the preceding twelve month period; and~~

4 5. Persons employed full time as teachers by the Office of
5 Juvenile Affairs ~~who have been employed by an Office of Juvenile~~
6 ~~Affairs facility for at least one year and have worked at least one~~
7 ~~thousand two hundred fifty (1,250) hours during the preceding~~
8 ~~twelve month period,~~

9 shall be entitled to six (6) weeks of paid maternity or adoption
10 leave following the birth or adoption of the employee's child. The
11 six (6) weeks of paid maternity or adoption leave shall be used
12 immediately following the birth of the school district employee's
13 child or the adoption of the employee's child. If both adoptive
14 parents are employed by the same school district, technology center
15 school district, State Department of Rehabilitation Services
16 facility, Department of Corrections facility, or Office of Juvenile
17 Affairs facility, the six (6) weeks of paid adoption leave may be
18 divided between the two employees.

19 B. 1. Paid maternity or adoption leave provided pursuant to
20 paragraphs 1, 2, and 3 of subsection A of this section shall be in
21 addition to and not in place of sick leave due to pregnancy, as
22 authorized by Section 6-104 of ~~Title 70 of the Oklahoma Statutes~~
23 this title.

1 2. Paid maternity or adoption leave provided pursuant to
2 ~~paragraph paragraphs~~ 4 and 5 of subsection A of this section shall
3 be in addition to and not in place of sick leave due to pregnancy,
4 ~~as authorized by Section 510.6a of Title 57 of the Oklahoma~~
5 ~~Statutes.~~

6 3. ~~Paid~~ An individual who qualifies for paid maternity or
7 adoption leave ~~provided~~ pursuant to ~~paragraph 5~~ of subsection A of
8 this section shall ~~be in addition to and not in place of sick leave~~
9 ~~due to pregnancy, as authorized by Section 2-7-202 of Title 10A of~~
10 ~~the Oklahoma Statutes~~ not be prohibited from using accrued sick
11 leave after paid maternity or adoption leave has been exhausted,
12 provided the accrued sick leave is used within twelve (12) weeks of
13 the birth or adoption of the employee's child.

14 C. An employee who takes maternity or adoption leave pursuant
15 to the provisions of subsection A of this section shall not be
16 deprived of any compensation or other benefits to which the employee
17 is otherwise entitled.

18 D. Each fiscal year, the Legislature shall appropriate adequate
19 funding to ~~the~~ the:

20 1. The Public School Paid Maternity and Adoption Leave
21 Revolving Fund created in ~~Section 7~~ Section 6-104.9 of this ~~act~~
22 title for the purpose of providing paid maternity and adoption leave
23 to eligible school district employees pursuant to paragraph 1 of
24 subsection A of this section. If the Legislature does not

1 appropriate adequate funding specifically for the purpose of
2 providing paid maternity and adoption leave to school district
3 employees, the State Board of Education shall allocate from the
4 funds appropriated to the State Board of Education for the financial
5 support of public ~~school activities~~ schools an amount to fully fund
6 paid maternity and adoption leave; provided, however, that the Board
7 shall not transfer more than Four Million Dollars (\$4,000,000.00)
8 per fiscal year from funds allocated for the financial support of
9 public schools to the Public School Paid Maternity and Adoption
10 Leave Revolving Fund; and

11 2. The Education Employee Paid Maternity and Adoption Leave
12 Revolving Fund created in Section 6-104.10 of this title for the
13 purpose of providing paid maternity and adoption leave to eligible
14 employees pursuant to paragraphs 2, 3, 4, and 5 of subsection A of
15 this section.

16 E. The State Board of Education, the State Board of Career and
17 Technology Education, the Commission for Rehabilitation Services,
18 the State Board of Corrections, and the Board of Juvenile Affairs
19 may promulgate rules to implement the provisions of this section.

20 SECTION 5. AMENDATORY Section 7, Chapter 291, O.S.L.
21 2023 (70 O.S. Supp. 2023, Section 6-104.9), is amended to read as
22 follows:

23 Section 6-104.9. A. There is hereby created in the State
24 Treasury a revolving fund for the State Board of Education to be

1 designated the "Public School Paid Maternity and Adoption Leave
2 Revolving Fund". The fund shall be a continuing fund, not subject
3 to fiscal year limitations, and shall consist of all monies received
4 by the State Board of Education from state appropriations provided
5 for the purposes set forth in Section 6-104.8 of this title. All
6 monies accruing to the credit of the fund are hereby appropriated
7 and may be budgeted and expended by the State Board of Education for
8 the purpose of reimbursing school districts for expenses related to
9 providing paid maternity or adoption leave as provided for in
10 subsection B of this section. Expenditures from the fund shall be
11 made upon warrants issued by the State Treasurer against claims
12 filed as prescribed by law with the Director of the Office of
13 Management and Enterprise Services for approval and payment.

14 B. School districts in this state shall file claims with the
15 State ~~Board~~ Department of Education for reimbursement of expenses
16 related to providing eligible employees with paid maternity or
17 adoption leave as provided for in ~~Section 1~~ Section 6-104.8 of this
18 ~~act~~ title.

19 SECTION 6. AMENDATORY Section 8, Chapter 291, O.S.L.
20 2023 (70 O.S. Supp. 2023, Section 6-104.10), is amended to read as
21 follows:

22 Section 6-104.10. A. There is hereby created in the State
23 Treasury a revolving fund for the Office of Management and
24 Enterprise Services to be designated the "Education Employee Paid

1 Maternity and Adoption Leave Revolving Fund". The fund shall be a
2 continuing fund, not subject to fiscal year limitations, and shall
3 consist of all monies received by the Office of Management and
4 Enterprise Services from state appropriations provided for the
5 purposes set forth in Section 6-104.8 of this title. All monies
6 accruing to the credit of the fund are hereby appropriated and may
7 be budgeted and expended by the Office of Management and Enterprise
8 Services for the purpose of reimbursing agencies for expenses
9 related to providing paid maternity or adoption leave as provided
10 for in subsection B of this section. Expenditures from the fund
11 shall be made upon warrants issued by the State Treasurer against
12 claims filed as prescribed by law with the Director of the Office of
13 Management and Enterprise Services for approval and payment.

14 B. The Oklahoma Department of Career and Technology Education,
15 State Department of Rehabilitation Services, the Department of
16 Corrections, and the Office of Juvenile Affairs shall file claims
17 with the Director of the Office of Management and Enterprise
18 Services for reimbursement of expenses related to providing eligible
19 employees with paid maternity or adoption leave as provided for in
20 ~~Section 1~~ Section 6-104.8 of this ~~act~~ title.

21 SECTION 7. AMENDATORY 10A O.S. 2021, Section 2-7-202, as
22 last amended by Section 5, Chapter 291, O.S.L. 2023 (10A O.S. Supp.
23 2023, Section 2-7-202), is amended to read as follows:

24

1 Section 2-7-202. A. There is hereby created the Office of
2 Juvenile Affairs which shall be responsible for programs and
3 services for youthful offenders and juveniles alleged or adjudicated
4 to be delinquent or in need of supervision. The Executive Director
5 shall be responsible for established divisions and appointing
6 ~~Division Directors~~ division directors within the Office of Juvenile
7 Affairs.

8 B. Suitable office space shall be provided by the Office of
9 Management and Enterprise Services to the Office of Juvenile
10 Affairs, to the extent necessary for the Office to implement its
11 jurisdictional duties provided by the Oklahoma Juvenile Code, and
12 the Office may incur necessary expenses for office rent.

13 C. Effective July 1, 1995, the Office of Juvenile Affairs shall
14 be a Merit System agency and all employees of the Office of Juvenile
15 Affairs shall be classified employees who are subject to the
16 Oklahoma Personnel Act and the Merit System of Personnel
17 Administration, except as otherwise provided by law. Eligible
18 persons employed as teachers by the Office of Juvenile Affairs shall
19 be entitled to paid maternity or adoption leave as provided for in
20 ~~Section 1~~ Section 6-104.8 of ~~this act~~ Title 70 of the Oklahoma
21 Statutes. Effective June 1, 2020, employees hired for service at
22 the Southwest Oklahoma Juvenile Center in Manitou shall be
23 considered unclassified and employed in a term-limited appointment.
24 If state services continue at the facility after the designated

1 term, the employee may be transferred into a non-term-limited
2 position. Current employees and employees hired prior to June 1,
3 2020, shall not be subject to this provision.

4 D. Effective July 1, 1995, within its jurisdictional areas of
5 responsibility, the Office of Juvenile Affairs, acting through the
6 Executive Director, or persons authorized by law, rule or designated
7 by the Executive Director to perform such acts, shall have the power
8 and duty to:

9 1. Advise, consult, cooperate and enter into agreements with
10 agencies of the state, municipalities and counties, other states and
11 the federal government, and other persons;

12 2. Enter into agreements for, accept, administer and use,
13 disburse and administer grants of money, personnel and property from
14 the federal government or any department or agency thereof, or from
15 any state or state agency, or from any other source, to promote and
16 carry on in this state any program within its jurisdictional area of
17 responsibility;

18 3. Require the establishment and maintenance of records and
19 reports;

20 4. Establish a system of training for personnel in order to
21 assure uniform statewide application of law and rules;

22 5. Enforce the provisions of the Oklahoma Juvenile Code and
23 rules promulgated thereunder and orders issued pursuant thereto;

24

- 1 6. Charge and receive fees pursuant to fee schedules
2 promulgated by the Board of Juvenile Affairs;
- 3 7. Conduct studies, research and planning of programs and
4 functions, pursuant to the authority granted by the Oklahoma
5 Juvenile Code;
- 6 8. Enter into interagency agreements;
- 7 9. Provide administrative and support services to the Board of
8 Juvenile Affairs as necessary to assist the Board in the performance
9 of its duties;
- 10 10. Establish and maintain such facilities and institutions as
11 are necessary or convenient for the operation of programs for
12 children under the jurisdiction of the Office of Juvenile Affairs;
- 13 11. Lease, from time to time, any real property which the Board
14 of Juvenile Affairs shall determine advisable to more fully carry
15 into effect the operation of the Office of Juvenile Affairs in
16 accordance with applicable state statutes. All such leases for real
17 property shall be subject to the provisions of Section 63 of Title
18 74 of the Oklahoma Statutes;
- 19 12. Purchase or lease any equipment, supplies or materials
20 pursuant to the Oklahoma Central Purchasing Act;
- 21 13. Contract for professional services;
- 22 14. Acquire, construct, extend, and operate any and all
23 facilities of all kinds which in the judgment of the Executive
24 Director and the approval of the Legislature shall be necessary or

1 convenient to carry out the duties of the Office of Juvenile
2 Affairs, as authorized by law;

3 15. Establish an employee recruitment and referral incentive
4 program and promulgate internal agency policy for the operation of
5 the program, which may include, but shall not be limited to, program
6 purposes, pay incentives for employees, eligibility requirements,
7 payment conditions and amounts, payment methods, payment recoupment,
8 and record keeping; and

9 16. Exercise all incidental powers which are necessary and
10 proper to implement and administer the purposes of the Oklahoma
11 Juvenile Code.

12 E. The Office of Juvenile Affairs shall maintain a fair, simple
13 and expeditious system for resolution of grievances of all persons
14 committed to the Office of Juvenile Affairs regarding the substance
15 or application of any written or unwritten policy, rule of the Board
16 of Juvenile Affairs or of an agent or contractor of the Office of
17 Juvenile Affairs or any decision, behavior or action by an employee,
18 agent or contractor or by any other person committed to the Office
19 of Juvenile Affairs.

20 F. Effective November 1, 2012, the Office of Juvenile Affairs
21 shall establish a system of certification in accordance with the
22 Oklahoma Child Care Facilities Licensing Act for the shelters
23 managed and operated by the Department of Human Services pursuant to
24 the requirements of Section 1-9-111 of this title. The Office of

1 Juvenile Affairs shall certify shelters pursuant to the requirements
2 of existing rules as established by the Oklahoma Commission on
3 Children and Youth until such time the Office of Juvenile Affairs
4 has promulgated rules for the certification of shelters.

5 SECTION 8. AMENDATORY 57 O.S. 2021, Section 510.6a, as
6 amended by Section 6, Chapter 291, O.S.L. 2023 (57 O.S. Supp. 2023,
7 Section 510.6a), is amended to read as follows:

8 Section 510.6a. A. Persons certified to teach in this state
9 and meeting all minimum qualifications set by the Office of
10 Management and Enterprise Services, who are hired or employed as
11 correctional teachers or vocational instructors by the Department of
12 Corrections educational program, shall receive in salary the minimum
13 amounts specified in ~~Section 4~~ Section 18-114.15 of ~~Enrolled Senate~~
14 ~~Bill No. 1119 of the 1st Session of the 59th Oklahoma Legislature~~
15 Title 70 of the Oklahoma Statutes multiplied by a factor of 1.20.
16 Correctional teachers serving as lead workers with supervisory
17 responsibilities shall receive the minimum amounts specified above
18 multiplied by a factor of 1.25. Correctional teachers who have a
19 special education certificate shall receive salary of an additional
20 five percent (5%). Correctional teachers shall receive the benefits
21 set forth in Sections 1370 and 1707 of Title 74 of the Oklahoma
22 Statutes; provided, however, correctional teachers shall not be
23 eligible for longevity payments pursuant to Section 840-2.18 of
24 Title 74 of the Oklahoma Statutes. Eligible persons employed as

1 correctional teachers or vocational instructors by the Department of
2 Corrections shall be entitled to paid maternity or adoption leave as
3 provided for in ~~Section 1~~ Section 6-104.8 of ~~this act~~ Title 70 of
4 the Oklahoma Statutes.

5 B. Persons employed by the Department of Corrections school
6 system as nonteaching administrators shall be in the unclassified
7 service and shall not be placed under the classified service;
8 however, any classified employee occupying an administrative
9 position prior to July 1, 2000, shall retain the right to remain in
10 the classified service. At such time as such position becomes
11 vacant, it shall be placed in the unclassified service.

12 C. Except as provided by this section of law, the employment of
13 persons by the Department of Corrections educational program as
14 teachers or administrators shall be entirely governed by the
15 provisions of Title 74 of the Oklahoma Statutes and any other laws
16 or rules regarding state employees and their employment; however, no
17 Department of Corrections correctional teacher or vocational
18 instructor, whose salary is calculated in accordance with the
19 provisions of this section, shall be entitled to receive any pay
20 increases for state employees authorized elsewhere in statute, rule,
21 or law. Correctional teachers or vocational instructors shall
22 receive any legislated pay increases granted in addition to the
23 Title 70 minimum salary schedule; provided, such increases are given
24 to all common education/vocational technical teachers.

1 D. The salaries for all correctional teachers and vocational
2 instructors shall be adjusted annually on July 1 unless legislation
3 authorizes a pay raise for educators with an implementation date
4 other than July 1, in which case the annual adjustment shall occur
5 on the date of the pay raise implementation.

6 E. The monthly salaries of correctional teachers and vocational
7 instructors employed by the Department of Corrections on ~~the~~
8 ~~effective date of this act~~ July 1, 2005, will be adjusted according
9 to the procedures authorized in subsection A of this section on the
10 first day of the month following ~~the effective date of this act~~ July
11 1, 2005. Longevity payments will be eliminated in the month
12 following ~~the effective date of this act~~ July 1, 2005, for
13 correctional teachers and vocational instructors whose salaries are
14 calculated according to the provisions of this section. The
15 salaries of the employees governed by this section who are employed
16 on ~~the effective date of this act~~ July 1, 2005, will be
17 recalculated. The recalculation will be based on the provisions of
18 subsection A of this section for actual time employed as a
19 Department of Corrections correctional teacher or vocational
20 instructor between July 1, 2004, and the last day of ~~the month in~~
21 ~~which this act becomes effective~~ July 2005. Authorized employees
22 will receive a one-time payment equal to the difference between the
23 recalculated salary amount and the compensation received.

24 SECTION 9. This act shall become effective July 1, 2024.

1 SECTION 10. 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 27, 2024 - DO PASS AS AMENDED BY CS
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