

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 SENATE BILL NO. 99

6 By: Daniels

7 COMMITTEE SUBSTITUTE

8 An Act relating to school employee payroll  
9 deductions; amending 70 O.S. 2021, Section 5-139,  
10 which relates to payroll deductions for professional  
11 organizations; subjecting certain payroll deductions  
12 and political contributions to certain provisions;  
13 prohibiting certain deductions from exceeding one  
14 year without reauthorization; prohibiting accrual of  
15 certain debt after certain request to terminate is  
16 provided; requiring authorization for professional  
17 organization dues and political contributions to be  
18 on certain form; requiring certain authorization to  
19 include certain information; providing for expiration  
20 of certain authorization; directing applicability of  
21 certain provisions after certain date; providing for  
22 codification; and declaring an emergency.

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

24 SECTION 1. AMENDATORY 70 O.S. 2021, 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 at the written request of any school employee subject  
to the provisions of Section 2 of this act and shall transmit

1 deducted funds to the organization designated by the school district  
2 employee. Such deductions shall be on a ten-month basis unless  
3 otherwise designated by the ~~employee~~ professional organization but  
4 shall not exceed one (1) year without reauthorization. However, a  
5 school employee may request at any time in writing, including by  
6 email or fax, for the school district to immediately terminate or  
7 initiate payroll deductions to a professional organization. Upon  
8 receipt of any written request, the school district shall within  
9 five (5) business days or by the next pay period, whichever is  
10 earlier, terminate or initiate any future payroll deductions of the  
11 requesting school employee to a professional organization. Upon  
12 receipt of a written request, the school district shall notify the  
13 professional organization of the initiation or termination of  
14 payroll deductions within fifteen (15) business days. If the  
15 request is to terminate a deduction, the school district shall not  
16 make any advance payments to any professional organization of any  
17 future dues on behalf of the school employee, and no further debt  
18 from the school employee to the professional organization shall  
19 accrue. No school district policy or negotiated agreement shall  
20 place any other conditions or requirements, including, but not  
21 limited to, personal hand delivery, upon any employee to initiate or  
22 terminate any payroll deduction to a professional organization  
23 except for a written request as outlined in this section and as  
24 outlined in Section 2 of this act. Any school district policy or

1 provision in a negotiated agreement that places additional  
2 conditions or requirements on initiation or termination beyond those  
3 outlined in this section and as outlined in Section 2 of this act  
4 shall be null and void. A school district which fails to terminate  
5 payroll deductions for an employee in accordance with this section  
6 shall immediately reimburse the employee the amount of all payroll  
7 deductions made by the school district after the employee's request,  
8 and the amount due the employee shall double every thirty (30) days  
9 until paid in full.

10 SECTION 2. NEW LAW A new section of law to be codified  
11 in the Oklahoma Statutes as Section 5-139a of Title 70, unless there  
12 is created a duplication in numbering, reads as follows:

13 A. Authorization for professional organization dues and  
14 political contributions as provided for in Section 5-139 of Title 70  
15 of the Oklahoma Statutes shall be on a form prescribed by the  
16 Secretary of Education.

17 B. Authorization containing an employee's full name, position,  
18 professional organization, and signature shall be submitted to the  
19 school district.

20 C. An authorization shall expire at the start of the first full  
21 pay period each school year.

22 D. The provisions of this section and Section 5-139 of Title 70  
23 of the Oklahoma Statutes shall apply to any new or modified  
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1 collective bargaining agreement entered into after the effective  
2 date of this act.

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

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