

1 ENGROSSED SENATE
2 BILL NO. 99

By: Daniels of the Senate

and

Lepak of the House

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

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

22 SECTION 1. AMENDATORY 70 O.S. 2021, Section 5-139, is
23 amended to read as follows:

24 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
deducted funds to the organization designated by the school district
employee. Such deductions shall be on a ten-month basis unless

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

1 outlined in this section and as outlined in Section 2 of this act
2 shall be null and void. A school district which fails to terminate
3 payroll deductions for an employee in accordance with this section
4 shall immediately reimburse the employee the amount of all payroll
5 deductions made by the school district after the employee's request,
6 and the amount due the employee shall double every thirty (30) days
7 until paid in full.

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

11 A. Authorization for professional organization dues and
12 political contributions as provided for in Section 5-139 of Title 70
13 of the Oklahoma Statutes shall be on a form prescribed by the
14 Superintendent of Public Instruction.

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

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

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

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1 Passed the Senate the 13th day of March, 2023.

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4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2023.

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9 Presiding Officer of the House
10 of Representatives
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