

ENROLLED SENATE
BILL NO. 963

BY: SHEDRICK and WILLIAMS
(Penny) of the SENATE

and

THOMPSON of the HOUSE

AN ACT RELATING TO SCHOOLS; AMENDING 70 O.S. 1991, SECTION 6-158, WHICH RELATES TO STAFF DEVELOPMENT PROGRAMS AND PLANS; REQUIRING CERTAIN TRAINING COMPONENT TO BE INCLUDED IN STAFF DEVELOPMENT PROGRAMS AND PLANS; AMENDING SECTION 1 OF ENROLLED HOUSE BILL NO. 2168 OF THE 2ND SESSION OF THE 43RD OKLAHOMA LEGISLATURE, WHICH RELATES TO A STUDY OF TEXTBOOK OPERATIONS; NAMING TASK FORCE; MODIFYING MEMBERSHIP OF TASK FORCE; PROVIDING AN EFFECTIVE DATE; AND DECLARING AN EMERGENCY.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 6-158, is amended to read as follows:

Section 6-158. A. The local boards of education of this state shall establish staff development programs for the certified and licensed teachers and administrators employed by said board. Such programs shall be adopted by each local school board based upon recommendations of a staff development committee appointed by the school board for said district. Such staff development committee shall include classroom teachers, administrators and parents of the local school district and shall consult with higher education instructors. A majority of the members of the staff development committee shall be composed of classroom teachers. The teacher members shall be selected from a list of names submitted by the bargaining agent where one exists. In the absence of a bargaining agent, the teachers will elect a list of names to be submitted to the local board of education. The programs adopted may include, but not be limited to:

1. In-service training programs; and
2. Higher education courses.

Each adopted program shall include a component of training in outreach to parents ~~and~~, in multicultural education, and in outcomes-based education, including the curricular standards and specific learner outcomes required in Sections 11-103.5 and 11-103.6 of this title, which all personnel defined as teachers in Section 1-116 of this title shall be required to complete on a periodic basis. Such programs shall be submitted for approval to the Board. Teachers and administrators who have completed staff development courses in their field of instruction or in courses related to obtaining additional professional qualifications and who complete

such courses and receive a grade which is equivalent to at least a 3.0 on a 4.0 scale may be reimbursed by the school district for one-half (1/2) of the general enrollment fees incurred at any institution within The Oklahoma State System for Higher Education. If the teacher or administrator incurs costs pursuant to this section at a private institution of higher education, the person may be reimbursed by the school district for an amount equal to one-half (1/2) of the general enrollment fees incurred at an institution of The Oklahoma State System of Higher Education of comparable type. No local school shall receive state funds for staff development until such time as said local board's program has been approved by the Board.

B. Any licensed and certified teacher in this state shall be required by the local school board to meet the staff development requirements established by said local school board, or established through the negotiation process. Failure of any teacher to meet local school board staff development requirements may be grounds for nonrenewal of such teacher's contract by the local school board. Such failure may also be grounds for nonconsideration of salary increments affecting said teacher.

C. The staff development plan shall be submitted to the State Board of Education as provided in Section 3-104.2 et seq. of this title.

SECTION 2. AMENDATORY Section 1 of Enrolled House Bill No. 2168 of the 2nd Session of the 43rd Oklahoma Legislature, is amended to read as follows:

A. There is hereby created, to continue until February 1, 1993, a task force ~~to study~~ to be designated the "Task Force on Textbooks" for the purpose of studying textbook operations for the public schools of the state. The Legislature finds that it is necessary to create a task force and study textbook operations for the following reasons:

1. The selection of textbooks for use in the public schools is a fundamental part of the quality of education; and

2. In the report "Oklahoma's Public Education: A Blueprint for Excellence" issued November 1989, Task Force 2000 recommended collapsing all common education appropriation line-items into the State Aid formula in the interest of school finance equity, a task which was prohibitive for textbook funds due to the constitutional provision for textbook adoption; and

3. The state Secretary of Education and Superintendent of Public Instruction with the support of the Oklahoma State Board of Education has recommended dismantling the current statutory system of textbook adoption in the state; and

4. The recent standardization and adoption of statewide tests and curriculum will greatly impact textbook selection for the public schools of this state; and

5. The Legislature has been requested by certain textbook publishers and other entities to alter the textbook adoption process in this state; and

6. The current textbook adoption process involves a complicated process which was originally intended to impact cost and quality control and to lessen the potential for corruption; and

7. The time and duty constraints of the legislative session preclude an in-depth review of the textbook adoption process; and

8. The Legislature has not comprehensively reviewed or altered the Constitutional or statutory provisions concerning textbook adoption since 1946.

B. The Task Force shall be composed of ~~twenty-four (24)~~ thirty-six (36) members. ~~Seven~~ Eleven members shall be appointed by the

Speaker of the House of Representatives, ~~seven~~ eleven members shall be appointed by the President Pro Tempore of the Senate and ~~seven~~ eleven members shall be appointed by the State Superintendent of Public Instruction. There shall be at least two members appointed from each congressional district on the Task Force. The State Superintendent of Public Instruction, the Chairperson of the House of Representatives Education Committee and the Chairperson of the Senate Education Committee shall serve as ~~a member~~ members of the Task Force. The appointments shall be made within five (5) days after this act becomes law. The Speaker of the House of Representatives shall select a chairperson from among the members of the Task Force and the President Pro Tempore of the Senate shall select a vice-chairperson from among the members of the Task Force.

C. The Task Force shall be staffed by legislative staff with the assistance of personnel from the State Department of Education. The committee may contract for outside consultation through the Legislative Service Bureau.

D. Members of the Task Force shall be reimbursed for attendance at the Task Force meetings by the agency they represent pursuant to the State Travel Reimbursement Act.

E. The Task Force shall:

1. Study the current textbook operation process and compare and contrast it with the process in other states;
2. Study the feasibility of local control over textbook adoption versus state control and the implications for the state curriculum and state-mandated tests;
3. Review the recommendations of the Oklahoma Curriculum Committee concerning textbook adoption;
4. Study the potential opportunities for and effects of deregulation and censorship in textbook selection;
5. Examine the impact upon school finance equity of line-itemed state funds for textbooks;
6. Study the cost efficiency of utilization of a state depository versus other methods of textbook procurement;
7. Examine the ability of the state or local districts to control textbook costs under differing methods of textbook adoption and procurement;
8. Study the logistics, timeliness and distribution of textbooks for school districts;
9. Examine the qualitative ability of individual school districts to select textbooks independently of the resources currently employed by the State Textbook Committee;
10. Review the potential and opportunities for corruption in textbook adoption at the state level versus the local level;
11. Make recommendations as to the advisability of providing for textbook adoption in the Constitution;
12. Study the impact of the political process of appointment and confirmation of the State Textbook Committee upon textbook adoptions;
13. Report to the Legislature by January 1, 1993, on recommendations for improvement and more opportunities for local control in textbook adoption and modifications of the current system.

SECTION 3. Section 1 of this act shall become effective September 1, 1992.

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

Passed the Senate the 12th day of May, 1992.

President of the Senate

Passed the House of Representatives the 26th day of May, 1992.

Speaker of the House of
Representatives