

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1927

By: Hager

COMMITTEE SUBSTITUTE

An Act relating to schools; amending 70 O.S. 1991, Sections 3-116, 10-101, 10-102.1, 35e, and 1210.531, as amended by Section 1, Chapter 248, O.S.L. 1992 (70 O.S. Supp. 1993, Section 1210.531), which relate to the Education Oversight Board, attendance officers, school dropout reporting requirements, and the Oklahoma Educational Indicators Program; modifying terms of certain board members; requiring certain board members to complete certain training; providing for vacation of seat on certain board; deleting reference to county superintendent; clarifying requirements and options related to attendance officers; modifying dropout reporting requirements; adding student gain and loss rates as an educational indicator; deleting reporting requirement related to employment of graduates; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 3-116, is amended to read as follows:

Section 3-116. A. There is hereby created the Education Oversight Board. The membership of the Education Oversight Board shall consist of:

1. The Chairperson of the Education Committee of the Oklahoma House of Representatives;
2. The Chairperson of the Education Committee of the Senate;
3. One member, who is not a legislator, appointed by the Governor;
4. One member, who is not a legislator, appointed by the Speaker of the Oklahoma House of Representatives; and
5. One member, who is not a legislator, appointed by the President Pro Tempore of the Senate.

The two Education Committee Chairpersons shall serve as members of the Board as long as each holds that position in such chairperson's respective house. The terms of the appointed members shall be staggered. The initial term of the member appointed by the Governor shall expire on June 30, 1996. The initial term of the member appointed by the President Pro Tempore of the Senate shall expire on June 30, 1995. The initial term of the member appointed by the Speaker of the House of Representatives shall expire on June 30, 1994. After expiration of the initial terms, the terms of the three appointed members shall ~~serve four-year terms~~ be three (3) years and shall begin on July 1 of the year the preceding term expires. No more than one appointed member shall be appointed from any one Congressional District, county, city or town. ~~The initial appointments shall be made on or before thirty (30) days after the effective date of this section.~~ If a vacancy occurs, the vacancy shall be filled for the unexpired term in the same manner as the office was previously filled. Appointed members may serve after the expiration of their terms until a successor is appointed. Any member appointed to the Education Oversight Board after the effective date of this act shall complete the two-day workshop required of a new school board member pursuant to Section 5-110 of this title within thirteen (13) months following or preceding the appointment of the member. If a member does not satisfy the workshop requirements within thirteen (13) months of the appointment, the Education Oversight Board shall declare the seat of the member vacant and the vacancy shall be filled according to this section.

B. A chairperson and vice-chairperson shall be elected annually from the membership of the Board. A quorum which shall consist of three members must be present for the transaction of any business. Members shall be reimbursed for travel in the performance of their official duties in accordance with the State Travel Reimbursement Act.

C. The Education Oversight Board shall have oversight over implementation of this act and shall govern the operation of the

Office of Accountability created in Section ~~42~~ 3-118 of this ~~act~~ title. The Secretary of Education shall be the chief executive officer of the Office of Accountability.

SECTION 2. AMENDATORY 70 O.S. 1991, Section 10-101, is amended to read as follows:

Section 10-101. Except as provided in Section ~~3~~ 10-102.1 of this ~~act~~ title, the board of education of each ~~independent~~ school district shall appoint, or may employ, and fix the compensation of an attendance officer and such assistants as may be necessary, who shall serve under the authority and supervision of the board of education and the district superintendent of schools. Provided, that the same person may be appointed or employed as an attendance officer or assistant for two or more ~~independent~~ school districts, ~~or for one or more independent school districts and the elementary school districts of one or more counties.~~

SECTION 3. AMENDATORY 70 O.S. 1991, Section 10-102.1, is amended to read as follows:

Section 10-102.1 The board of education of each ~~independent~~ school district ~~or the county superintendent of schools for each dependent school district~~ may enter into an agreement with the municipal police department serving the school district which provides that some or all of the duties of an attendance officer for the school district shall be performed by a certified police officer of the municipality. The agreement may further provide that the compensation and necessary traveling expenses of such attendance officer shall be payable from municipal funds.

SECTION 4. AMENDATORY 70 O.S. 1991, Section 35e, is amended to read as follows:

Section 35e. A. It shall be the duty of the superintendent, principal or head teacher of each public or private middle, junior high and high school accredited by the State Department of Education in the State of Oklahoma to notify the State Department of Education ~~monthly~~ quarterly as scheduled by the Department of the name, address, race and age of any pupil dropping out from such school during the preceding ~~month~~ quarter. Such report shall

be made on forms prescribed and furnished by the State Department of Education.

B. The Oklahoma State Board of Education shall cause these statistics of school dropouts to be tabulated by grade and school district. Information of school dropouts shall be made available to the State Department of Vocational and Technical Education, the Oklahoma Indian Affairs Commission, the Bureau of Indian Affairs and the Department of Health, Education and Welfare.

C. The State Department of Education shall make an annual report to the Legislature prior to the convening of each regular session thereof of information received and tabulated pursuant to this section.

D. For the purposes of this section, school dropout means any student who is under the age of eighteen (18) and has not graduated from high school and is not attending any public or private school or is otherwise receiving an education pursuant to law for the full term the schools of the school district in which he resides are in session.

SECTION 5. AMENDATORY 70 O.S. 1991, Section 1210.531, as amended by Section 1, Chapter 248, O.S.L. 1992 (70 O.S. Supp. 1993, Section 1210.531), is amended to read as follows:

Section 1210.531 A. The State Board of Education shall establish an Oklahoma Educational Indicators Program. The purpose of the Program shall be to develop and implement a system of measures whereby the performance of public schools and school districts is assessed and reported without undue reliance upon any single type of indicator, and whereby the public, including students and parents, may be made aware of the proper meaning and use of any tests administered under the Oklahoma School Testing Program Act, relative accomplishments of the public schools, and of progress being achieved. The Board shall involve representatives of various organizations of school teachers and of school administrators in the development of the Program. The Program shall be so designed that use of standardized definitions and measures and opportunities for coordination with national

reports, including those of the National Assessment of Educational Progress, are maximized.

B. The Oklahoma Educational Indicators Program shall present information for comparisons of graduation rates, dropout rates, pupil-teacher ratios, student enrollment gain and loss rates, and test results in the contexts of socioeconomic status and the finances of school districts. Information shall be provided individually for all public schools and school districts in a format that facilitates comparisons. As the necessary data becomes available, comparisons shall also be provided individually for all schools and school districts on a historical basis. Reports of first-grade readiness assessments and of all tests administered pursuant to the Oklahoma School Testing Program Act, Section 1210.505 et seq. of Title 70 of the Oklahoma Statutes, shall be a part of the Oklahoma Educational Indicators Program and shall be provided for each grade and each test subject or section. The State Board of Education shall seek to develop and incorporate additional indicators of comparative standing and accomplishment.

C. Additionally, the State Board of Education, with the cooperation of the Oklahoma State Regents for Higher Education, and the State Board of Vocational and Technical Education, ~~and the Oklahoma Employment Security Commission,~~ shall develop procedures for obtaining and reporting data to the high schools and to the general public ~~regarding the employment of graduates of each of Oklahoma's high schools and~~ regarding the performance of each high school's graduates in Oklahoma's institutions of higher education and in postsecondary vocational-technical education. The State Board of Education shall include such data in the report of the Oklahoma Educational Indicators Program.

D. By February 1 of each year the State Board of Education shall publish a summary report to the people of Oklahoma of the information provided by the Oklahoma Educational Indicators Program. Immediately following the publication of the summary report each year, all data gathered pursuant to the Oklahoma Educational Indicators Program shall be made available for public inspection at the offices of the State Board or State Department

of Education; provided, confidentiality of individual student records shall be preserved as required by law.

SECTION 6. 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.

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