

ENGROSSED SENATE  
BILL NO. 1166

By: Henry and Ford of the  
Senate

and

Weaver of the House

An Act relating to schools; amending 70 O.S. 1991, Section 5-110, as amended by Section 2, Chapter 254, O.S.L. 1992 (70 O.S. Supp. 1993, Section 5-110), which relates to school districts and boards of education; modifying certain instructional requirements of certain board members; requiring State Board of Education to promulgate certain rules; adding statutory reference; requiring district board of education to approve certain contracts with suppliers of certain services or products; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 5-123.1 of Title 70, unless there is created a duplication in numbering, reads as follows:

No contract between a school district and a supplier of services for students or items for sale to students, under the terms of which the supplier has the exclusive right to sell such services or items to students or the school district will receive a rebate or

commission, shall be entered into unless approved by the district board of education.

SECTION 2. AMENDATORY 70 O.S. 1991, Section 5-110, as amended by Section 2, Chapter 254, O.S.L. 1992 (70 O.S. Supp. 1993, Section 5-110), is amended to read as follows:

Section 5-110. A. Except as provided in subsection B of this section, at the time a school district elector files a notification and declaration of candidacy for the office of district board of education membership, such elector shall agree and pledge in writing that, ~~upon~~ within thirteen (13) months of election or appointment as a member of the district board of education, such member will attend complete at least twelve (12) hours of instruction on contemporary education issues, including school finance, Oklahoma education laws, and ethics, duties, and responsibilities of district board of education members. This requirement may be satisfied by attending a two-day workshop to be held within the state by the State Department of Education, or upon approval of by attending workshops, seminars, or classes sponsored by any organization approved by the State Board of Education, including but not limited to institutions of higher education and the State Board of Education, by any organization or association representing district boards of education in this state for study and instruction on the subjects of school finance, the Oklahoma School Code and related laws, and the ethics, duties and responsibilities of district board of education members. The State Board of Education shall promulgate rules by which an organization or particular courses offered by an organization may be approved for purposes of fulfilling the instructional requirements set out in this section.

B. When an incumbent of a district board of education files a notification and declaration of candidacy for reelection to the district board of education, the member shall not be required to comply with the provisions of subsection A of this section if the

member produces a certificate of completion showing that the member has completed the ~~workshop required~~ instructional requirements set out in subsection A of this section. The member shall be required to agree and pledge in writing that upon reelection the member will ~~attend a six-hour workshop~~ complete six (6) hours of instruction in the areas set forth in subsection A of this section within thirteen (13) months following his or her election ~~emphasizing changes in school law, particularly changes in the areas set forth in subsection A of this section.~~

C. The State Department of Education shall, immediately after the annual elections of various district board of education members, determine the members of the district boards of education pledged to ~~attend the workshop~~ complete instructional requirements established by subsections A and B of this section, ~~and~~ shall notify such members of the time and place ~~such~~ the State Department of Education will be conducting its workshop is to be conducted, and shall notify board members of other options for completing the instructional requirements. Upon a board member's completion of ~~the workshop~~ any courses, classes or workshops to fulfill part or all of the instructional requirements, the certificate of completion shall be included in the public records of the school board's minutes. Each school board member, ~~except for an incumbent member,~~ shall be required within thirteen (13) months following or preceding his or her election to complete the ~~workshop established by subsection~~ applicable instructional requirements set out in subsections A and B of this section ~~or to attend twenty (20) hours of other state workshops conducted as instruction on the subjects of school finance, the Oklahoma School Code and related laws, and the ethics, duties and responsibilities of district board of education members.~~ If a member has not satisfied the ~~above workshop~~ requirements within thirteen (13) months of his or her election or appointment, the local board of education shall declare the seat of such member

vacant and fill the vacancy according to law. All government departments, agencies and institutions of this state are directed to lend such assistance as may be required by the State Department of Education for the proper conduct and administration of the workshops. The State Department of Education shall maintain a permanent record of each district board of education member who successfully completes a workshop and shall issue a certificate of completion to such member.

D. The State Department of Education and, upon approval of the State Board of Education, any organization or association representing district boards of education in this state are authorized to charge persons pledged to attend the workshop a registration fee sufficient to defray the estimated costs of presenting the workshop or Thirty-five Dollars (\$35.00) per registrant, whichever is the lesser amount, and to collect such fees at the time of registration.

E. Any member of a district board of education or any individual elected, certified as the elected member by the county election board, but not sworn in and seated as a member of a district board of education at the time of a workshop who attends and successfully completes a workshop as required by subsection A or B of this section shall be reimbursed by the school district for expenses incurred, not to exceed compensation in the sum of Twenty-five Dollars (\$25.00) per day and actual expenses which are itemized and documented for lodging, meals, registration fees and transportation to and from the place of the workshop, as provided in the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes.

SECTION 3. This act shall become effective July 1, 1994.

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 16th day of March, 1994.

President of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_, 1994.

Speaker of the House of Representatives