

ENROLLED HOUSE
BILL NO. 1569

By: Hager, Wells, Smith
(Dale), Boyd (Betty) and
Stites of the House

and

Long (Ed) and Shedrick
of the Senate

An Act relating to schools; amending 70 O.S. 1991, Section 14-103, as last amended by Section 27, Chapter 2, O.S.L. 1994 (70 O.S. Supp. 1994, Section 14-103), which relates to the powers and duties of the State Board of Vocational and Technical Education; deleting certain schools administered by the Board; modifying programs the Board administers; amending Sections 2, 3 and 4, Chapter 144, O.S.L. 1993 (70 O.S. Supp. 1994, Sections 14-127, 14-128 and 14-129), which relate to youth apprenticeship programs; changing name of the program to the Oklahoma School to Work System; deleting guidelines for certain programs; stating purpose and components of the School to Work System; providing for administration of System; deleting application of program to certain federal programs; stating authority of Board and duties; stating requirements of the programs; changing name of the committee to the Oklahoma School to Work Executive Council; providing termination date; modifying and expanding membership of Council; providing for election of vice-chair of Council; requiring certain report; changing name of act; stating the role of the Council; providing for codification; 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 14-103, as last amended by Section 27, Chapter 2, O.S.L. 1994 (70 O.S. Supp. 1994, Section 14-103), is amended to read as follows:

Section 14-103. The State Board of Vocational and Technical Education shall have the following powers and duties:

1. Have the supervision of the Department of Vocational and Technical Education of the State Board of Vocational and Technical Education, which department shall keep its principal offices at Stillwater, and appoint and fix the compensation and duties of the Director and other personnel of such Department.

2. Have the supervision of the vocational and technical schools ~~and colleges of Oklahoma, except Oklahoma State University of Technical Training at Okmulgee and the Oklahoma State University Technical Institutes at Oklahoma City and Stillwater,~~ which, ~~however,~~ shall be eligible to participate in federal programs

administered by the State Board of Vocational and Technical Education as hereinafter provided.

3. Cooperate with, and enter into agreements with, and administer programs of, and receive federal funds from, the United States Department of Education and other federal agencies in matters relating to vocational and technical education, ~~youth apprenticeship school to work~~ programs, and manpower training, and be the sole state agency for such purposes. Provided that, programs and funds made available through the Job Training Partnership Act, or its successor programs, shall be excluded.

4. Provide for the formulation and adoption of curricula, courses of study, and other instructional aids necessary for the adequate instruction of students in the vocational and technical schools ~~and colleges~~ of this state. It is the intent of the Legislature that instructional models for vocational students should include higher standards of academic work with increased emphasis on communication, computation and applied science.

5. Develop a plan to provide adequate vocational offerings accessible to all students having the ability to benefit.

6. Purchase or otherwise acquire equipment, materials, supplies and other property, real or personal, as may be necessary for the operation of the vocational and technical schools of this state, and provide for the maximum utilization of such property through a coordinated and cooperative use thereof, including transfer of title to real and personal property to an area vocational and technical school district for a reasonable cash consideration if said property is to be utilized in a vocational-technical program administered by the area vocational and technical district board of education. Any conveyance of real property for a reasonable consideration shall contain a reversionary clause by which the real property shall revert to the State Board of Vocational and Technical Education if the property ceases to be used in a vocational-technical program administered by the area vocational and technical district board of education.

7. Enter into such agreements and contracts with the State Board of Education, boards of trustees of ~~community junior two-year~~ colleges, boards of education of independent and elementary school districts, boards of education of area school districts for vocational and/or technical schools, private educational or training institutions, public or private industry, and boards of directors of community action programs, as may be necessary or feasible for the furtherance of vocational and technical training within this state.

8. Cooperate and enter into agreements with the Oklahoma State Regents for Higher Education.

9. Cooperate with the State Department of Education in developing hands-on career exploration activities for students in grades 6 through 10, integrating academic competencies into vocational instruction, and ~~ensuring~~ encouraging counseling of all students in order to minimize the number of students graduating from high school without having completed either a vocational-technical program or college preparation.

10. Develop and periodically update a plan to allow teacher training and the purchase and installation of technological equipment necessary to modernize vocational educational programs.

11. Accept and provide for the administration of any land, money, buildings, gifts, funds, donations or other things of value which may be offered or bequeathed to the schools ~~or colleges~~ under the supervision or control of said Board.

12. Enter into cooperative arrangements with one or more other states for the conduct and administration of programs, services and activities.

13. Cooperate whenever possible, to avoid any duplication of training programs with any established training program registered by the Bureau of Apprenticeship and Training, United States Department of Labor.

SECTION 2. AMENDATORY Section 2, Chapter 144, O.S.L. 1993 (70 O.S. Supp. 1994, Section 14-127), is amended to read as follows:

Section 14-127. A. The Oklahoma Legislature, recognizing the need for improved methods of helping ~~secondary~~ students make a smooth transition from ~~high~~ school to the workplace, hereby establishes guidelines for ~~youth apprenticeship programs~~ the Oklahoma School to Work System.

~~B. Youth apprenticeship programs shall be defined as learning programs for young people enrolled in vocational education that combine on-the-job learning with classroom instruction, that offer a bridge between secondary and post high school training and education, and that result in certification of mastery of work skills~~ The Oklahoma School to Work System shall include local programs which help all students progress smoothly from school to work by making connections between their education and career. Local school to work programs will include the following components:

1. School-related learning;
2. Work-related learning; and
3. Connecting activities.

~~C. Youth apprenticeship programs shall be administered and supervised by the State Board of Vocational and Technical Education, which shall also establish standards for program operation~~ Local school to work programs shall be administered through partnerships of various entities and will consist of school-related learning, work-related learning and connecting activities.

~~D. Notwithstanding any other section of law, youth apprenticeship programs shall not mean any traditional apprenticeship program registered by the Bureau of Apprenticeship and Training, United States Department of Labor.~~

The Oklahoma School to Work System shall be administered by the State Board of Vocational and Technical Education. The Board shall have authority to resolve school to work compliance issues and shall collaborate with the Oklahoma School to Work Executive Council in planning, developing and implementing the Oklahoma School to Work System.

E. The following requirements shall apply to local school to work programs under this act:

1. Students participating in the programs shall be provided with adequate and safe equipment, and safe and healthful workplaces in conformity with all health and safety requirements of federal, state and local laws and are afforded adequate supervision by skilled adult workers;
2. No student participating in a program shall displace a currently employed worker. For purposes of this section, displacement shall include partial displacement, such as a reduction in the hours of nonovertime work, wages, or employment benefits;
3. No program shall impair existing contracts for services or collective bargaining agreements. Any program that would be inconsistent with the terms of a collective bargaining agreement shall not be undertaken without the written concurrence of the labor organization and employer concerned; and

4. No student participating in a program shall be employed or fill a job when:

- a. any individual is on temporary layoff, with the clear possibility of recall, from the same or any substantially equivalent job intended to be filled by the student with the participating employer, or
- b. the employer has terminated the employment of any regular employee or otherwise reduced the workforce of the employer with the intention of filling the vacancy created with the student.

F. The Oklahoma School to Work System shall work in consultation with the Oklahoma Council On Vocational Education and the State Job Training Coordinating Council, or their successor organizations, relating to school to work activities.

SECTION 3. AMENDATORY Section 3, Chapter 144, O.S.L. 1993 (70 O.S. Supp. 1994, Section 14-128), is amended to read as follows:

Section 14-128. A. There is hereby created to continue until October 1, 2001, the Oklahoma Youth Apprenticeship Committee School to Work Executive Council. ~~The committee Council shall be appointed by the State Board of Vocational and Technical Education within thirty (30) days of the effective date of this act and shall consist of thirteen (13) twenty-eight (28) members as follows.~~ The members of the Council listed in paragraphs 2, 3 and 7 through 19 may name a designee to serve on the Council. The named organizations shall include any successor organization. The members shall include the following:

1. The Director of the Oklahoma Department of Vocational and Technical Education ~~or designee~~ who shall also serve as committee chair;
2. The State Superintendent of Public Instruction ~~or designee~~;
3. The Chancellor of Higher Education ~~or designee~~;
4. One superintendent of an area vocational and technical school district, appointed by the Governor;
5. One superintendent of an independent school district, appointed by the President Pro Tempore of the Senate;
6. One president of a ~~state community or junior~~ two-year college, appointed by the Speaker of the House of Representatives;
7. ~~Two members who represent the interests of labor, including one who represents~~ The Oklahoma Director of the Bureau of Apprenticeship Training of the United States Department of Labor;
8. ~~Four members who are currently employed in business or industry~~ The Commissioner of the Oklahoma Department of Labor; and
9. ~~One member who represents a city chamber of commerce~~ The Director of the State Department of Rehabilitation Services;
10. The president of the largest parent teacher association in the state appointed by the State Board of Education;
11. The president of the largest association of educators in the state appointed by the State Board of Education;
12. The president of the predominant, statewide, broad-based business organization appointed by the Oklahoma State Regents for Higher Education;
13. The president of the largest association representing members of the press in the state appointed by the Oklahoma State Regents for Higher Education;
14. The president of the largest association representing school boards in the state appointed by the State Board of Vocational and Technical Education;

15. The president of the largest association of employment and training local jurisdictions in the state appointed by the State Board of Vocational and Technical Education;

16. The Chairperson of the State Council on Vocational Education;

17. The Director of the Oklahoma Department of Commerce;

18. The Director of Employment and Training for the Oklahoma Employment Security Commission;

19. The Director of the Oklahoma Employment Security Commission;

20. Three members of which one member shall be appointed by the Governor, one member shall be appointed by the President Pro Tempore of the Senate and one member shall be appointed by the Speaker of the House of Representatives from a list of nominees submitted by the chief executive of the largest federation of labor unions in the state, one of which shall be a member of a labor union representing educators in the state; and

21. Six members who represent private sector employers of which two members shall be appointed by the Governor, two members shall be appointed by the President Pro Tempore of the Senate and two members shall be appointed by the Speaker of the House of Representatives from a list of nominees submitted by the president of the predominant statewide broad-based business organization.

B. ~~Seven~~ Fifteen members of the ~~committee~~ Council shall constitute a quorum. A quorum must be present to transact any business of the ~~committee~~ Council. The Council shall elect a vice-chair from the membership at the first meeting of the Council. ~~The committee is advisory in nature and~~ Council shall meet as necessary to provide recommendations to the State Board of Vocational and Technical Education related to the administration of and standards for youth apprenticeship programs. ~~The members of the committee shall be reimbursed for travel expenses incurred in performing official duties in accordance with the provisions of the State Travel Reimbursement Act, Section 500.1 et seq. of Title 74 of the Oklahoma Statutes~~ the Oklahoma School to Work System. The Council shall submit no later than January 15th of each year an annual report to the Speaker of the House of Representatives, the President Pro Tempore of the Senate and the Governor outlining the progress of the School to Work System.

SECTION 4. AMENDATORY Section 4, Chapter 144, O.S.L. 1993 (70 O.S. Supp. 1994, Section 14-129), is amended to read as follows:

Section 14-129. The State Board of Vocational and Technical Education shall promulgate rules to implement the provisions of ~~this act~~ the Oklahoma School to Work System.

SECTION 5. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 14-130 of Title 70, unless there is created a duplication in numbering, reads as follows:

The role of the Oklahoma School to Work Executive Council shall include:

1. Shaping the development and scope of the Oklahoma School to Work System;

2. Developing strategies to create active partnerships which will ensure the long term success of the Oklahoma School to Work System;

3. Actively promoting school to work as a premier system to transition students from school to career success; and

4. Identifying essential components and exemplary practices and to promote them through building local partnerships.

SECTION 6. This act shall become effective July 1, 1995.

SECTION 7. 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 House of Representatives the 15th day of May, 1995.

Speaker of the House of
Representatives

Passed the Senate the 16th day of May, 1995.

President of the Senate