

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

SENATE BILL 1067

By: Rabon

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 1991, Section 11-103.6, as amended by Section 1, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 11-103.6), which relates to curriculum requirements for high school graduation; modifying certain curriculum requirements; amending 70 O.S. 1991, Sections 8-103 and 8-112, as last amended by Sections 21 and 25, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Sections 8-103 and 8-112), which relate to student transfers; providing for certain procedures; deleting certain provisions relating to the Education Open Transfer Act; amending 70 O.S. 1991, Section 9-101, as amended by Section 26, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 9-101), which relates to transportation; deleting certain provisions relating to the Education Open Transfer Act; amending Section 39, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 2612), which relates to the Oklahoma Tuition Scholarship Program; modifying eligibility requirements; repealing Sections 1 and 2, Chapter 251, O.S.L. 1998, as amended by Sections 2 and 3, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Sections 11-103.2c and 11-103.2d), which relate to diplomas of honor; repealing Sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, and 23, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Sections 3-130, 3-131, 3-132, 3-133, 3-134, 3-135, 3-136, 3-137, 3-138, 3-139, 3-140, 3-141, 3-142, 3-143, 6-189.1, 8-101.1, 8-101.2, 8-103.1, and 8-103.2), which relate to certification of certain math teachers, the Oklahoma Charter Schools Act, and the Education Open Transfer Act; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 11-103.6, as amended by Section 1, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 11-103.6), is amended to read as follows:

Section 11-103.6 A. The State Board of Education shall adopt curricular standards for instruction of students in the public schools of this state that are necessary to ensure there is

attainment of desired levels of competencies in a variety of areas to include language, mathematics, science, social studies and communication. Such curricular standards shall be sufficient to meet the requirements of subsections B and C of Section 11-103.5 of this title. All students shall gain literacy at the elementary and secondary levels through a core curriculum. Students must develop skills in reading, writing, speaking, computing and critical thinking. They also must learn about cultures and environments - their own and those of others with whom they share the earth. Students, therefore, must study social studies, literature, languages, the arts, mathematics and science. Such curricula shall provide for the teaching of a hands-on career exploration program in cooperation with vocational-technical education schools. The core curriculum shall be designed to teach the competencies for which students shall be tested as provided in Section 1210.508 of this title, and shall be designed to prepare all students for employment and/or post secondary education. It is the intent of the Oklahoma Legislature that Oklahoma history be included in the social studies core curriculum for purposes of this section.

~~B. Beginning with the 2002-2003 school year, in order to graduate from a public high school accredited by the State Board of Education, students shall complete the following core curriculum units at the secondary level:~~

~~1. Language Arts - 4 units, to consist of 1 unit of grammar and composition, and 3 units from the following language arts electives - American Literature or English Literature (which are required to qualify for the diploma of honor as provided for in Section 11-103.2 of this title), World Literature, Advanced English Courses, or Speech;~~

~~2. Mathematics - 3 units, to consist of 1 unit of Algebra I, and 2 units from the following mathematics electives - Algebra II or Geometry (which are required to qualify for the diploma of honor as~~

~~provided for in Section 11-103.2 of this title), Trigonometry, Math Analysis or Precalculus, Calculus, Statistics and/or Probability, Mathematics of Finance, Applied Mathematics I and II, or Computer Science. Provided, credit may be granted for Applied Mathematics I and II and Computer Science whether taught at the comprehensive high school or at a vocational-technical school;~~

~~3. Science - 3 units, to consist of 1 unit of Biology I, and 2 units from the following science electives - Chemistry I or Physics (which are required to qualify for the diploma of honor as provided for in Section 11-103.2 of this title), Biology II, Chemistry II, Physical Science, Earth Science, Botany, Zoology, Physiology, Astronomy, or Applied Science (Biology/Chemistry, Physics, and Technology) or the 4th year of agriculture education when taken in the twelfth grade. Provided, credit may be granted for the Applied Science (Biology/Chemistry, Physics, and Technology) whether taught at the comprehensive high school or at a vocational-technical school; and~~

~~4. Social Studies - 3 units, to consist of 1 unit of United States History, 1/2 to 1 unit of United States Government, 1/2 unit of Oklahoma History, and 1/2 to 1 unit from the following social studies electives - World History (which is required to qualify for the diploma of honor as provided for in Section 11-103.2 of this title), Geography, Economics, Anthropology, Psychology, or Sociology.~~

~~For purposes of this section, a "unit" means a Carnegie Unit as defined by the North Central Association's Commission on Schools.~~

~~C. The State Board of Education shall adopt a plan to ensure that rigor is maintained in the content, teaching methodology, level of expectations for student achievement, and application of learning in all the courses specified in subsection B of this section. The State Board of Education shall allow as much option at the local district level as is possible without diminishing the rigor or~~

~~undermining the intent of providing these courses. Local options may include, but shall not be limited to, comparable courses taken by concurrent enrollment or advanced placement, and comparable courses bearing different titles. Credit for the courses required in subsection B of this section shall be given when such courses are taken in the seventh or eighth grades if the teachers are certified to teach the courses at the intermediate or secondary level and the required course rigor is maintained.~~

~~D. As a condition of receiving accreditation from the State Board of Education, all students in grades nine through twelve shall enroll in a minimum of six periods, or the equivalent in block scheduling, of rigorous academic and/or rigorous vocational courses each day, which may include arts, vocal and instrumental music, speech classes, and physical education classes.~~

~~E.~~ The State Board of Education shall provide an option for high school graduation based upon attainment of the desired levels of competencies as required in tests pursuant to the provisions of Section 1210.508 of this title. Such option shall be in lieu of the amount of course credits earned.

~~F.~~ C. The State Board of Education shall prescribe, adopt and approve a promotion system based on the attainment by students of specified levels of competencies in each area of the core curriculum. Provided, however, that children who have individualized education plans pursuant to the Individuals with Disabilities Education Act (IDEA), P.L. No. 101-476 may be exempted from the requirements of this subsection.

SECTION 2. AMENDATORY 70 O.S. 1991, Section 8-103, as last amended by Section 21, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 8-103), is amended to read as follows:

Section 8-103. A. In order that any student may be transferred, an application for transfer shall be approved by the board of education of both the resident and receiving school

district as provided for in this section. An application form specified by the State Board of Education must be completed by the parents of the student. For purposes of ~~the Education Open Transfer Act,~~ this section the term "parent" means the parent of the student or person having custody of the student as provided for in paragraph 1 of subsection A of Section 1-113 of this title. The application shall be obtained from and filed with the superintendent of the receiving school district for transfers to school districts in the State of Oklahoma and with the State Board of Education for transfers to school districts in another state. Applications shall be filed no later than February 1 of the school year preceding the school year for which the transfer is desired. ~~By March 1 of the same school year, the receiving school district shall notify the resident school district that an application for transfer has been filed by a student enrolled in the resident school district.~~ The board of education of the receiving school district shall approve or deny the application for transfer, and if approved, the superintendent of the receiving school district shall notify, in writing, not later than June 1 of the same year March 1, the superintendent of the resident school district of the board's decision on the application for transfer. On or before April 10, the board of education of the resident school district shall approve or deny the application for transfer and shall notify, in writing, the superintendent of the receiving district whether the transfer application was approved or denied. If the resident school district denies the transfer application, it shall send written notice of the denial to the receiving school district by certified mail. If the resident school district fails to notify the receiving school district by the due date, the application shall be deemed approved by the receiving school district. The superintendent of the receiving school district shall, not later than May 1, send written notice to the superintendent of the resident school district and the

parents of the student confirming whether or not the transfer has been granted for each application submitted.

B. On or before June 1, it shall be the duty of the superintendent of the receiving school district to file with the State Board of Education and each resident district a statement showing the names of the students granted transfers to the school district, the resident school district of the transferred students and their respective grade level.

C. The parent of a student making application for transfer may appeal the decision of the board of education of either the resident or receiving school district regarding the transfer of the student to the district court of the county where the child resides.

SECTION 3. AMENDATORY 70 O.S. 1991, Section 8-112, as last amended by Section 25, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 8-112), is amended to read as follows:

Section 8-112. A. Except as provided in subsection B of this section, on and after July 1, 1990, no school district shall be required to pay and no school district shall charge any other school district a fee for the transfer of a student. Specifically, transfer fees shall not be permitted for transfers between elementary school districts, for transfers between independent school districts or for transfers between independent school districts and elementary school districts.

B. Nothing herein shall prevent the payment or charging of any other fee for the transfer of a student as required by law. ~~Except as otherwise provided for in the Education Open Transfer Act, school~~ School districts shall not be permitted to contract to waive transfer fees with regard to special education pupil transfers.

C. The State Board of Education shall establish the necessary and appropriate application forms sufficient to enable school districts to accomplish transfers and to comply with the provisions of Sections 8-101 through 8-106 of this title. Upon establishment

of such forms, the State Board of Education shall notify each school district of the content thereof.

SECTION 4. AMENDATORY 70 O.S. 1991, Section 9-101, as amended by Section 26, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 9-101), is amended to read as follows:

Section 9-101. A. Any school district may provide transportation for any child who is participating in any prekindergarten or early childhood program operated by the school district or any child who is participating in any Head Start program offered within the school district.

~~B. Upon a request for a student transfer pursuant to the provisions of the Education Open Transfer Act, if the parent of the student requests that the receiving district provide transportation for the student, and if the receiving district grants the transfer, then the receiving district may provide such transportation only within the boundaries of the receiving school district. A receiving school district shall not cross school district boundaries to transport a kindergarten through eighth-grade student transferred pursuant to the Education Open Transfer Act except as otherwise authorized in Section 9-105 of this title.~~

~~C.~~ Any school district may provide transportation for each student who should attend any public elementary or secondary school when, and only when, transportation is necessary for accomplishment of one of the following purposes:

1. To provide adequate educational facilities and opportunities which otherwise would not be available, ~~which shall include those purposes provided in the Education Open Transfer Act;~~ and

2. To transport students whose homes are more than a reasonable walking distance, as defined by regulations of the State Board of Education, from the school attended by such student. Provided, that no state funds shall be paid for the transportation of a student

whose residence is within one and one-half (1 1/2) miles from the school attended by such student.

SECTION 5. AMENDATORY Section 39, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 2612), is amended to read as follows:

Section 2612. A. To be eligible to participate in the Oklahoma Tuition Scholarship Program and qualify for payment of ~~general enrollment fees~~ resident tuition pursuant to Section ~~40 2613~~ of this ~~act~~ title, a student shall:

1. Be a resident of this state for a minimum of two (2) calendar years immediately prior to high school graduation. Provided, a student who is a dependent of a member of the armed services stationed in Oklahoma shall be eligible as a resident of the state for purposes of this section as long as the member is stationed in the state in full-time military service and under military orders;

2. Have graduated from a high school accredited by the State Board of Education or the Oklahoma School of Science and Mathematics ~~and have been awarded a diploma of honor as provided for in Section 11-103.2c of Title 70 of the Oklahoma Statutes~~ with a cumulative grade point average of 3.0 or higher on a 4.0 scale;

3. Have obtained a score of 22 or higher on the American College Test;

4. Have a total adjusted gross family income from taxable and nontaxable sources of not more than Seventy Thousand Dollars (\$70,000.00);

5. Have satisfied admission standards as determined by the Oklahoma State Regents for Higher Education for first-time-entering students for the appropriate type of institution or, if attending a private institution of higher learning located within the state and accredited pursuant to Section 4103 of ~~Title 70 of the Oklahoma Statutes~~ this title or a postsecondary vocational-technical program

or course offered pursuant to a duly approved cooperative agreement between an area vocational-technical school and an institution of The Oklahoma State System of Higher Education, have satisfied the admission standards for that private institution or vocational-technical program;

6. Have secured admission to, and enrolled in, an institution which is a member of The Oklahoma State System of Higher Education, a postsecondary vocational-technical program or course offered pursuant to a duly approved cooperative agreement between an area vocational-technical school and an institution of The Oklahoma State System of Higher Education, or a private institution of higher learning located within this state and accredited pursuant to Section 4103 of ~~Title 70 of the Oklahoma Statutes~~ this title;

7. Have made application for state and federal tuition aid programs; and

8. Not have been adjudicated as a delinquent for an offense defined in Section 571 of Title 57 of the Oklahoma Statutes as an exception to a nonviolent offense or convicted as an adult of an offense defined in Section 571 of Title 57 of the Oklahoma Statutes as an exception to a nonviolent offense.

B. To retain eligibility while pursuing the program of higher learning in which enrolled, the student shall:

1. Maintain a minimum 2.75 cumulative grade point average on a 4.0 scale;

2. Maintain good academic standing and satisfactory academic progress according to standards of the Oklahoma State Regents for Higher Education; and

3. Comply with the standards related to maintenance of eligibility as promulgated by the Oklahoma State Regents for Higher Education.

C. The Oklahoma State Regents for Higher Education shall promulgate rules relating to maintenance of eligibility under the Oklahoma Tuition Scholarship Program by a student.

SECTION 6. REPEALER Sections 1 and 2, Chapter 251, O.S.L. 1998, as amended by Sections 2 and 3, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Sections 11-103.2c and 11-103.2d), are hereby repealed.

SECTION 7. REPEALER Sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, and 23, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Sections 3-130, 3-131, 3-132, 3-133, 3-134, 3-135, 3-136, 3-137, 3-138, 3-139, 3-140, 3-141, 3-142, 3-143, 6-189.1, 8-101.1, 8-101.2, 8-103.1, and 8-103.2), are hereby repealed.

SECTION 8. 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.

47-2-2321

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