

ENGROSSED HOUSE AMENDMENT
TO
ENGROSSED SENATE BILL NO. 756

By: Williams of the Senate

and

Roberts and McIntyre of
the House

(schools - summer academy programs - interventions -
effective date -
emergency)

AUTHORS: Add the following House Coauthors: Adkins, McCarter and
Liotta

AMENDMENT NO. 1. Strike the stricken title, enacting clause and
entire bill and insert

"An Act relating to schools; amending 70 O.S. 2001,
Section 1210.508E, as last amended by Section 25,
Chapter 434, O.S.L. 2003 (70 O.S. Supp. 2003,
Section 1210.508E), which relates to summer academy
programs; adding alternatives to a summer academy
for certain students; 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. 2001, Section 1210.508E,
as last amended by Section 25, Chapter 434, O.S.L. 2003 (70 O.S.
Supp. 2003, Section 1210.508E), is amended to read as follows:

Section 1210.508E A. A teacher who determines a third-grade
student is unable to meet competencies required for reading and
mathematics for completion of third grade and promotion to fourth
grade, shall have the authority to recommend that the promotion of
the student to the fourth grade is contingent upon the participation
in and successful completion of the required competencies for
reading and mathematics by the student at a summer academy, an

after-school program, or other immediate interventions designed to bring the student up to grade level prior to the end of the school year. If the student does not successfully complete the competencies in the summer academy, the student shall be retained in the third grade. Summer academy programs shall be designed to ensure that participating students successfully complete the competencies necessary in reading and mathematics for promotion to fourth grade and to enhance next-grade readiness.

B. Beginning one (1) year after implementation of this section as provided for in ~~subsections~~ subsection C and D of this section, the requirements of subsection A of this section shall be expanded to apply to fourth-grade students being promoted to fifth grade. Each year thereafter, the requirements shall be expanded by one grade level until the requirements apply to third-grade students through eighth-grade students. Summer academy programs shall be designed for each grade level.

C. Implementation of this section shall be contingent upon the appropriation by the Legislature of state funds for the specific purpose of implementing this section. Nothing in this section shall prevent the State Board of Education or a school district board of education from utilizing private, local, or federal funds to implement this section.

D. Implementation of this section shall be delayed until the current expenditure per pupil in average daily attendance in public elementary and secondary schools in unadjusted dollars for the 1998-99 school year or any school year thereafter for Oklahoma, as reported by the National Center for Education Statistics annually in the Digest of Education Statistics, reaches at least ninety percent (90%) of the regional average expenditure for that same year, and funds are provided. For purposes of this section, the regional average expenditure shall consist of the current expenditure per pupil in average daily attendance in public elementary and secondary

schools in unadjusted dollars for each of the following states: Arkansas, Colorado, Kansas, Missouri, New Mexico, Oklahoma, and Texas, averaged together. By January 1 of each year, the State Board of Education shall report whether or not the ninety-percent expenditure level has been reached based on information reported annually in the Digest of Education Statistics by the National Center for Education Statistics. This section shall be implemented on July 1 after the first January 1 report verifies that the ninety-percent expenditure level has been reached and funds have been provided for the specific purposes of this section.

SECTION 2. This act shall become effective July 1, 2004.

SECTION 3. 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 12th day of April, 2004.

Presiding Officer of the House of
Representatives

Passed the Senate the ____ day of _____, 2004.

Presiding Officer of the Senate