

STATE OF OKLAHOMA

1st Session of the 49th Legislature (2003)

HOUSE BILL HB1370

By: Staggs

AS INTRODUCED

An Act relating to schools and school governance; amending 70 O.S. 2001, Sections 14-101, as amended by Section 17, Chapter 375, O.S.L. 2002 and 14-102 (70 O.S. Supp. 2002, Section 14-101), which relate to the State Board of Career and Technology Education; changing membership of the Board; providing for appointments to the Board; stating qualifications for certain members of the Board; providing for initial appointments; establishing initial appointment date; providing for termination of current member terms; requiring Board members to have a high school diploma or equivalent; requiring Board members complete certain workshop requirements; providing for vacancy in office for failure to complete workshop requirement; updating statutory language; changing number needed for a quorum; amending 74 O.S. 2001, Section 2.2, which relates to vacancies requiring legislative confirmation; limiting time of service on the State Board of Career and Technology Education on an acting or interim basis; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2001, Section 14-101, as amended by Section 17, Chapter 375, O.S.L. 2002 (70 O.S. Supp. 2002, Section 14-101), is amended to read as follows:

Section 14-101. A. There is hereby created the State Board of Career and Technology Education which shall succeed to all of the powers and duties heretofore invested in the State Board for Vocational Education. The membership of the State Board of Career and Technology Education shall consist of ~~the~~:

1. The State Superintendent of Public Instruction and the six
who shall be an ex officio voting member;

2. Two appointed members of the State Board of Education,
selected by the Governor, to serve as ex officio voting members,

~~plus six.~~ One State Board member shall be selected for a one-year term and one State Board member selected for a two-year term; and

3. Six members to be appointed by the Governor, ~~five of whom~~ shall be appointed with the advice and consent of the Senate. Each appointed member shall be an owner, chief executive or operating officer, or business executive with policy-making or hiring authority for a business or industry located in the state or with a business or industry where a significant number of the workforce performs a task for which training or other educational service may be obtained from the career-technology education system. The Governor shall appoint one such appointive member from each of the congressional districts and any remaining members shall be appointed from the state at large. However, when congressional districts are redrawn each member appointed prior to July 1 of the year in which such modification becomes effective shall complete the current term of office and appointments made after July 1 of the year in which such modification becomes effective shall be based on the redrawn districts. Appointments made after July 1 of the year in which such modification becomes effective shall be from any redrawn districts which are not represented by a board member until such time as each of the modified congressional districts are represented by a board member. All appointments made by the Governor shall be initially as follows: One for a term of one (1) year, one for a term of two (2) years, one for a term of three (3) years, one for a term of four (4) years, one for a term of five (5) years, and one for a term of six (6) years. Thereafter all such members appointed by the Governor shall be appointed for a term of six (6) years. Initial appointments by the Governor shall be made no later than December 15, 2003. All such terms shall expire on the first day of ~~April~~ December of the year in which the term of each member expires. The term of office of members of the Board serving on the effective date of this act shall expire December 15, 2003. The ~~chairman~~ chair of

the Board shall be the State Superintendent of Public Instruction. The Director of the Oklahoma Department of Career and Technology Education shall serve as an ex officio nonvoting member and shall be the executive officer of said Board.

For each additional month employed, the additional salary shall be calculated on the basis of one-tenth (1/10) of the base salary as prescribed by the school district for a teacher of like qualifications employed on a ten-months' basis.

B. No person shall be eligible to be appointed to serve on the Board unless the person has been awarded a high school diploma or certificate of high school equivalency.

C. Any member appointed to the Board after the effective date of this act shall complete the workshop requirements of a new school board member required pursuant to Section 5-110 of this title within thirteen (13) months following or preceding the appointment of the member. Failure of a member to satisfy the instructional requirements set forth in Section 5-110 of this title shall result in the member vacating the seat and the vacancy being filled as provided for by law.

D. The official name of the Board which is known as the "State Board of Vocational and Technical Education" shall be designated in all future references as the "State Board of Career and Technology Education". Any references in the statutes to the State Board of Vocational and Technical Education shall be deemed references to the State Board of Career and Technology Education.

SECTION 2. AMENDATORY 70 O.S. 2001, Section 14-102, is amended to read as follows:

Section 14-102. The State Board of Career and Technology Education shall meet in regular session once each month. Special meetings may be called by the Chairman or by a majority of the members of the Board. Meetings of the Board may be held by teleconferencing. ~~Seven~~ Five members of the Board shall constitute

a quorum. No business may be transacted at any meeting unless a quorum is present in person or through teleconferencing, and every act of the Board shall be approved by a majority of the membership of the Board. Each member of the Board shall receive necessary traveling expenses while in the performance of duties as a member pursuant to the State Travel Reimbursement Act.

SECTION 3. AMENDATORY 74 O.S. 2001, Section 2.2, is amended to read as follows:

Section 2.2 A. When a vacancy occurs in any position in state government and appointment to the position for a full term is subject to confirmation by one or both houses of the Legislature, such confirmation shall be required for the appointment to fill the vacancy for the unexpired term.

B. A person whose nomination has been submitted to the Legislature may be appointed to hold such office on an acting or interim basis and may assume the duties of the office and receive any compensation or travel reimbursement allowed by law for the position pending confirmation by one or both houses of the Legislature. No person who has been appointed to the State Board of Career and Technology Education on an acting or interim basis shall serve more than sixty (60) days without confirmation, unless the appointment to the Board is made more than sixty (60) days prior to the first day of the next legislative session. In such case, the person may serve on the Board on an acting or interim basis for thirty (30) days after the first day of the next legislative session without confirmation. If confirmation is not made within thirty (30) days, the office shall become vacant and a new nomination shall be made. If an appointment is made with less than thirty (30) days remaining in a legislative session and confirmation is not made prior to adjournment of the Legislature, the person may serve no more than sixty (60) days. No person whose nomination has been withdrawn by the Governor or other appointing authority after the

effective date of this act or rejected by one or both houses of the Legislature after the effective date of this act shall be eligible to hold such office on an acting or interim basis. Provided, such person shall be eligible for acting or interim appointment if requested by the appropriate house or houses of the Legislature.

SECTION 4. This act shall become effective December 1, 2003.

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