

CS for EHB 1326

1 THE STATE SENATE  
2 Wednesday, April 13, 2005

3 Committee Substitute for  
4 ENGROSSED  
5 House Bill No. 1326

6 COMMITTEE SUBSTITUTE FOR ENGROSSED HOUSE BILL NO. 1326 - By:  
7 McCARTER, ASKINS and STAGGS of the House and LAWLER of the Senate.

8 [ schools - amending 70 O.S., Sections 6-204.1 and 6-204.2 -  
9 Education Leadership Oklahoma Act - definitions - effective  
10 date -  
11 emergency ]

12 SECTION 1. AMENDATORY 70 O.S. 2001, Section 6-204.1, as  
13 amended by Section 22, Chapter 434, O.S.L. 2003 (70 O.S. Supp. 2004,  
14 Section 6-204.1), is amended to read as follows:

15 Section 6-204.1 For purposes of the Education Leadership  
16 Oklahoma Act:

17 1. "Salary bonus" means additional monies granted to teachers  
18 maintaining National Board certification subject to the availability  
19 of funds specifically appropriated by the Legislature to the State  
20 Board of Education for that purpose;

21 2. "Certification" means National Board certification;

22 3. "Commission" means the Oklahoma Commission for Teacher  
23 Preparation;

1        4. "National Board" means the National Board for Professional  
2 Teaching Standards or, subject to the availability of funds, the  
3 National Board of Certified Counselors;

4        5. "National Board certification" means National Board  
5 certification as provided by the National Board for Professional  
6 Teaching Standards or, subject to the availability of funds,  
7 National Certified School Counselor Credential as provided by the  
8 National Board of Certified Counselors; and

9        6. "Teacher" means a classroom teacher, counselor, or librarian  
10 employed by a public school district on a full-time basis.

11        SECTION 2.        AMENDATORY        70 O.S. 2001, Section 6-204.2, as  
12 last amended by Section 23, Chapter 434, O.S.L. 2003 (70 O.S. Supp.  
13 2004, Section 6-204.2), is amended to read as follows:

14        Section 6-204.2 A. Subject to the availability of funds, the  
15 Oklahoma Commission for Teacher Preparation and the State Board of  
16 Education are authorized to establish the Education Leadership  
17 Oklahoma program.

18        B. The purposes of the Education Leadership Oklahoma program  
19 are:

20        1. Provide teachers throughout the state information about  
21 National Board certification and the Education Leadership Oklahoma  
22 program scholarships and services;

1           2. Provide technical assistance and National Board certified  
2 mentors to all teachers seeking National Board certification upon  
3 request;

4           3. Provide scholarships, pursuant to the Education Leadership  
5 Oklahoma Act and Oklahoma Commission for Teacher Preparation rules,  
6 for teachers seeking National Board certification;

7           4. Provide a bonus to teachers who achieve National Board  
8 certification pursuant to the Education Leadership Oklahoma Act and  
9 State Board of Education rules;

10          5. Reward teachers who achieve National Board certification  
11 without the financial support of the Education Leadership Oklahoma  
12 program by awarding them the application fee and the amount of the  
13 scholarship given to Education Leadership Oklahoma participants  
14 pursuant to this section and commission rules; and

15          6. Provide recognition to National Board certified teachers.

16          C. To fulfill the objectives of the Education Leadership  
17 Oklahoma Act, the Oklahoma Commission for Teacher Preparation shall:

18           1. Inform teachers of the Education Leadership Oklahoma program  
19 and the scholarships and services it provides to teachers seeking  
20 National Board certification;

21           2. Collect and review applications to the scholarship program  
22 from interested teachers;

1           3. Establish an applicant review committee for the purpose of  
2 identifying scholarship recipients pursuant to the Education  
3 Leadership Oklahoma Act for the Education Leadership Oklahoma  
4 program; and

5           4. Ensure that all scholarship recipients, alternates, and  
6 teachers seeking National Board certification independently receive  
7 adequate information regarding the level of commitment required to  
8 acquire National Board certification.

9           D. The applicant review committee shall:

10          1. Consist of:

11           a. five ~~classroom~~ teachers appointed by the State Board  
12 of Education, at least one of whom shall be a National  
13 Board certified teacher, if available,

14           b. five ~~classroom~~ teachers appointed by the Oklahoma  
15 Commission for Teacher Preparation, at least one of  
16 whom shall be a National Board certified teacher, if  
17 available,

18           c. three ~~classroom~~ teachers appointed by the Oklahoma  
19 State Regents for Higher Education, at least one of  
20 whom shall be a National Board certified teacher, if  
21 available, and

1           d.    a chair to be designated by the Executive Director of  
2                   the Oklahoma Commission for Teacher Preparation from  
3                   among the appointed members; and

4           2.   Select up to two hundred teachers for the 1999-00 class, up  
5   to four hundred teachers beginning with the 2000-01 class and every  
6   year thereafter, and the appropriate number of alternates, who:

7           a.    have demonstrated a commitment to excellence in  
8                   teaching,

9           b.    meet all eligibility requirements for potential  
10                   certification as established by the National Board for  
11                   Professional Teaching Standards,

12           c.    are employed in an Oklahoma public school, and

13           d.    meet other requirements of the Commission.

14           E.   Subject to the availability of funds appropriated by the  
15   Legislature for the purposes of this subsection, the application fee  
16   for National Board certification shall be paid for scholarship  
17   recipients by the Commission, and scholarship recipients shall be  
18   provided a scholarship in the amount of Five Hundred Dollars  
19   (\$500.00) to cover other expenses associated with obtaining National  
20   Board certification.

21           F.   It is the intent of the Legislature that the Oklahoma  
22   Commission for Teacher Preparation contract with Southeastern  
23   Oklahoma State University to establish Education Leadership Oklahoma

1 program training in higher education teacher preparation programs in  
2 the state to assist teachers in meeting the requirements to obtain  
3 National Board certification.

4 G. All teachers seeking National Board certification shall be  
5 eligible to participate in Education Leadership Oklahoma program  
6 training to assist them in meeting the requirements of the National  
7 Board certification process, free of charge.

8 H. The Oklahoma Commission for Teacher Preparation shall  
9 promulgate rules for the selection of scholarship recipients, the  
10 selection and utilization of alternates, the payment and  
11 reimbursement of application fees, and the issuance of scholarships.

12 I. Subject to district board of education policy or collective  
13 bargaining agreement, additional professional leave days may be  
14 granted to teachers seeking National Board certification for  
15 National Board certification portfolio development. During the two  
16 (2) days of the additional professional days granted to teachers for  
17 National Board certification portfolio development, a substitute  
18 teacher shall be provided by the school district at no cost to the  
19 teacher.

20 J. The State Board of Education shall provide all teachers who  
21 attain National Board certification a bonus in the amount of Five  
22 Thousand Dollars (\$5,000.00) annually no later than January 31 for  
23 as long as they maintain their National Board certification and are

1 ~~teaching in the classroom~~ full-time teachers in an Oklahoma public  
2 school. No school or school district shall be liable for payment of  
3 bonuses pursuant to this section.

4 K. The bonus shall not be included in the calculation of the  
5 teacher's salary for purposes of meeting the district or statutory  
6 minimum salary schedule or for purposes of compensating Oklahoma  
7 Teachers' Retirement System contributions or benefits.

8 L. The State Board of Education shall promulgate rules for the  
9 provision of the bonus pursuant to this section to include, but not  
10 be limited to, a process by which a National Board certified teacher  
11 will verify that:

- 12 1. The National Board certification has not lapsed; and
- 13 2. The teacher is still a full-time teacher.

14 M. It is the intent of the Legislature that the Oklahoma State  
15 Regents for Higher Education incorporate the National Board  
16 certification portfolio development into all programs in education  
17 leading to a master's level degree.

18 N. Upon implementation of this subsection as provided for in  
19 subsections O and P of this section, the State Board of Education  
20 shall provide all teachers who attain National Board certification a  
21 bonus in the amount of Seven Thousand Dollars (\$7,000.00) annually  
22 no later than January 31 for as long as they maintain their National  
23 Board certification and are full-time teachers in an Oklahoma public

1 school. No school or school district shall be liable for payment of  
2 bonuses pursuant to this section. Upon implementation, the bonus  
3 provided for in this subsection shall replace the bonus provided for  
4 in subsection J of this section.

5 O. Implementation of subsection N of this section shall be  
6 contingent upon the appropriation by the Legislature of state funds  
7 for the specific purpose of implementing subsection N of this  
8 section. Nothing in this section shall prevent the State Board of  
9 Education or a school district board of education from utilizing  
10 private, local, or federal funds to implement subsection N of this  
11 section.

12 P. Implementation of subsection N of this section shall be  
13 delayed until the current expenditure per pupil in average daily  
14 attendance in public elementary and secondary schools in unadjusted  
15 dollars for the 1998-99 school year or any school year thereafter  
16 for Oklahoma, as reported by the National Center for Education  
17 Statistics annually in the Digest of Education Statistics, reaches  
18 at least ninety percent (90%) of the regional average expenditure  
19 for that same year, and funds are provided. For purposes of this  
20 subsection, the regional average expenditure shall consist of the  
21 current expenditure per pupil in average daily attendance in public  
22 elementary and secondary schools in unadjusted dollars for each of  
23 the following states: Arkansas, Colorado, Kansas, Missouri, New

1 Mexico, Oklahoma, and Texas, averaged together. By January 1 of  
2 each year, the State Board of Education shall report whether or not  
3 the ninety-percent expenditure level has been reached based on  
4 information reported annually in the Digest of Education Statistics  
5 by the National Center for Education Statistics. Subsection N of  
6 this section shall be implemented on July 1 after the first January  
7 1 report verifies that the ninety-percent expenditure level has been  
8 reached and funds have been provided for the specific purposes of  
9 the section.

10 SECTION 3. This act shall become effective July 1, 2005.

11 SECTION 4. It being immediately necessary for the preservation  
12 of the public peace, health and safety, an emergency is hereby  
13 declared to exist, by reason whereof this act shall take effect and  
14 be in full force from and after its passage and approval.

15 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS, dated 4-6-05 - DO  
16 PASS, As Amended.