

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 CONFERENCE COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 HOUSE BILL NO. 1593

7 By: Jones, Kern, Denney,
8 Shumate, Banz, McCarter,
9 Cooksey and Tibbs of the
10 House

11 and

12 Williamson of the Senate

13 CONFERENCE COMMITTEE SUBSTITUTE

14 An Act relating to schools; amending Section 1,
15 Chapter 466, O.S.L. 2005 (70 O.S. Supp. 2006, Section
16 3-152.1), which relates to the Academic Achievement
17 Award (AAA) program; expanding the program to the top
18 four schools in each category; adding an award for
19 schools that achieve a certain Academic Performance
20 Index (API) score; directing the State Board of
21 Education to make certain determination; limiting
22 number of awards for which a school can qualify;
23 specifying amount of monetary award paid to each
24 qualified employee; modifying definition of qualified
employees; updating statutory language; providing an
effective date; and declaring an emergency.

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

26 SECTION 1. AMENDATORY Section 1, Chapter 466, O.S.L.
27 2005 (70 O.S. Supp. 2006, Section 3-152.1), is amended to read as
28 follows:

1 Section 3-152.1 A. The State Board of Education shall develop
2 an Academic Achievement Award (AAA) program. The AAA program shall
3 provide monetary awards to qualified employees at the top four
4 schools that attain the highest overall student achievement and the
5 top four schools that attain the highest annual improvement in
6 student achievement as measured by the Academic Performance Index
7 (API) in each of five groups based on average daily membership (ADM)
8 as provided for in subsection C of this section. The AAA program
9 shall also provide monetary awards to qualified employees at all
10 schools that attain a total API score of one thousand five hundred
11 (1,500) for regular education students tested.

12 B. 1. No later than January 31 of each year, the State Board
13 of Education shall provide a monetary award to all qualified
14 employees at school sites designated as recipients of the Academic
15 Achievement Award as calculated pursuant to this section.

16 2. The Board shall determine the amount of funds available for
17 the AAA program, which shall include funds appropriated for the AAA
18 program and may include other funds identified by the Board, which
19 may be used for this purpose.

20 3. a. The Board shall determine the top four school site
21 sites in each of the groups as designated in
22 subsection C of this section that ~~has~~ have achieved
23 the highest overall student achievement as measured by
24

1 the API as calculated pursuant to Section 3-150 of
2 ~~Title 70 of the Oklahoma Statutes~~ this title.

3 b. The Board shall determine the top four school ~~site~~
4 sites in each of the groups as designated in
5 subsection C of this section that ~~has~~ have achieved
6 the highest annual percentage improvement in student
7 achievement as measured by the API score as compared
8 to the previous year.

9 c. The Board shall determine the school sites that have
10 an API score of one thousand five hundred (1,500) for
11 regular education students tested.

12 d. In the event of tie scores, the Board shall select the
13 school with the highest annual percentage improvement
14 in student achievement as measured by the API score as
15 compared to the previous year. If a tie still exists,
16 the Board shall select the school with the highest
17 annual percentage improvement in reading achievement
18 as measured by the reading assessments administered
19 pursuant to Section 1210.508 of ~~Title 70 of the~~
20 ~~Oklahoma Statutes~~ this title.

21 e. Any school site that qualifies for more than one award
22 as provided for in subparagraphs a, b and c of this
23 paragraph shall receive the highest award the school
24 site qualifies for as calculated pursuant to paragraph

1 4 of this subsection, but in no case shall any school
2 site receive more than one award.

3 4. a. ~~The amount of funds available shall be divided by the~~
4 ~~total number of qualified employees at each of the~~
5 ~~schools identified as award recipients to determine~~
6 ~~the amount of the monetary award to be paid to each~~
7 ~~qualified employee at each school identified as an~~
8 ~~award recipient as determined pursuant to~~
9 ~~subparagraphs a and b of paragraph 3 of this~~
10 ~~subsection shall be as follows:~~

11 (1) Three Thousand Dollars (\$3,000.00) for each
12 first-place school,

13 (2) Two Thousand Dollars (\$2,000.00) for each second-
14 place school,

15 (3) One Thousand Dollars (\$1,000.00) for each third-
16 place school, and

17 (4) Five Hundred Dollars (\$500.00) for each fourth-
18 place school.

19 b. The amount of monetary award to be paid to each
20 qualified employee at each school identified as an
21 award recipient as determined pursuant to subparagraph
22 c of paragraph 3 of this subsection shall be Three
23 Thousand Dollars (\$3,000.00).

1 C. Groups shall be designated based on average daily membership
2 (ADM) as follows:

- 3 1. Group 1 - 0 to 135 ADM;
- 4 2. Group 2 - 136 to 235 ADM;
- 5 3. Group 3 - 236 to 345 ADM;
- 6 4. Group 4 - 346 to 505 ADM; and
- 7 5. Group 5 - 506 or more ADM.

8 D. For purposes of this section, "qualified employees" means
9 all certified personnel employed in the school for at least one-half
10 (1/2) of the school year from which the student test data used for
11 the awards provided for in this section was derived ~~and at least~~
12 ~~one half (1/2) of the school year during which the awards provided~~
13 ~~for in this section will be paid.~~ For charter schools formed and
14 operated pursuant to the Oklahoma Charter School Act, qualified
15 employees shall include all administrative and instructional
16 personnel that meet the requirements of this subsection regardless
17 of whether they are certified.

18 E. No school or school district shall be liable for payment of
19 awards pursuant to this section. Awards shall not be included in
20 the calculation of ~~a teacher's~~ the salary of the teacher for
21 purposes of meeting the district or statutory minimum salary
22 schedule or for purposes of calculating ~~Oklahoma~~ Teachers'
23 Retirement System of Oklahoma contributions or benefits.

1 F. The State Board of Education shall promulgate rules
2 necessary for the implementation of this section.

3 SECTION 2. This act shall become effective July 1, 2007.

4 SECTION 3. It being immediately necessary for the preservation
5 of the public peace, health and safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

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