

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 COMMITTEE SUBSTITUTE
4 FOR
5 HOUSE BILL NO. 3122

By: Jones

6
7 COMMITTEE SUBSTITUTE

8 An Act relating to schools; amending 70 O.S. 2001,
9 Section 1-109, as last amended by Section 1, Chapter
10 250, O.S.L. 2006 (70 O.S. Supp. 2007, Section 1-109),
11 which relates to length of the school year; deleting
12 certain month and week time requirement; changing
13 calculation of the school year from days to hours;
14 modifying time allowed for professional meetings;
15 deleting duplicative language relating to days for
16 professional meetings; deleting certain references;
17 authorizing school districts to establish an
18 extended-day schedule; deleting approval requirement
19 by the State Board of Education; modifying
20 requirements for a high school extended-day schedule;
21 amending 70 O.S. 2001, Section 1-111, as last amended
22 by Section 81, Chapter 5, O.S.L. 2004 (70 O.S. Supp.
23 2007, Section 1-111), which relates to the school
24 day; allowing school districts to extend school days;
deleting references to an extended-school-day
program; amending 70 O.S. 2001, Section 1-112, which
relates to school taught on Saturday; deleting
reference to certain number of school days to hours;
modifying statutory language; amending 70 O.S. 2001,
Section 4516, which relates to the school calendar
for schools operating under a continuous school year;
changing reference to certain number of school days
to hours; repealing 70 O.S. 2001, Section 1-110,
which relates to the school month; providing an
effective date for the provisions of the act;
providing for noncodification; and providing an
effective date.

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

2 SECTION 1. AMENDATORY 70 O.S. 2001, Section 1-109, as
3 last amended by Section 1, Chapter 250, O.S.L. 2006 (70 O.S. Supp.
4 2007, Section 1-109), is amended to read as follows:

5 Section 1-109. A. ~~A school year for~~ For all public schools in
6 Oklahoma ~~shall consist of at least ten (10) months of four (4) weeks~~
7 ~~each, during which time~~ school shall actually be in session and
8 classroom instruction offered for not less than ~~one hundred eighty~~
9 ~~(180) days~~ one thousand eighty (1,080) hours each school year. ~~Five~~
10 ~~(5)~~

11 B. The equivalent of two (2) days in a school year may be used
12 for attendance of professional meetings and teachers may be paid for
13 a length of term in excess thereof, under conditions hereinafter
14 outlined. Subject to district board of education policy or
15 collective bargaining agreement, additional professional leave days
16 may be granted for individual teachers to attend or participate in
17 professional meetings, staff development training, or National Board
18 certification portfolio development as provided for in Section 6-
19 204.2 of this title. ~~During two (2) days of the additional~~
20 ~~professional days granted to teachers for National Board~~
21 ~~certification portfolio development, a substitute teacher shall be~~
22 ~~provided by the school district at no cost to the teacher.~~

23 C. A school district may authorize parent-teacher conferences
24 to be held during a regular school day. ~~Following such~~

1 ~~authorization~~ If authorized by the school district, ~~these~~ parent-
2 teacher conferences shall be counted ~~towards a school day, as~~
3 ~~defined in Section 1-111 of this title, and included as part of the~~
4 ~~one hundred seventy five (175) days of~~ as classroom instruction
5 time.

6 D. A school district may maintain school for less than a full
7 ~~term~~ school year only when conditions beyond the control of school
8 authorities make the maintenance of the term impossible and the
9 State Board of Education has been apprised and has expressed
10 concurrence in writing.

11 ~~B. The State Board of Education~~ E. A school district shall be
12 authorized to establish criteria for an extended-day schedule. The
13 ~~criteria~~ extended-day schedule adopted by a school district shall:

14 1. Prescribe a lengthened school day within limits determined
15 not to be detrimental to quality instruction; ~~and~~

16 2. Ensure that the schedule is equivalent in annual hours of
17 instruction to ~~the one hundred eighty day school year~~ one thousand
18 eighty (1,080) as specified in subsection A of this section; and

19 3. Be consistent with the provisions of this section and
20 Sections 1-110 through 1-112 of this title, but may result in fewer
21 annual days of instruction.

22 ~~C. The State Board of Education may authorize school districts~~
23 ~~to implement an extended day schedule for instruction pursuant to~~
24 ~~the criteria developed.~~ F. The State Board of Education shall

1 require ~~the participating~~ school districts which implement an
2 extended-day schedule to prepare a report of the impact of the
3 extended-day schedule.

4 ~~D. Notwithstanding the provisions of subsections B and C of~~
5 ~~this section, a~~ G. A school district board of education may adopt
6 and implement an extended-day schedule for grades nine through
7 twelve subject to the following requirements:

8 1. The annual number of hours of instruction shall equal or
9 exceed one thousand eighty (1,080) hours, ~~which is the equivalent of~~
10 ~~one hundred eighty (180) days~~ of instruction as specified in
11 subsection A of this section ~~for six (6) hours each day as specified~~
12 ~~in Section 1-111 of this title;~~

13 2. ~~The annual number of days of instruction shall equal or~~
14 ~~exceed one hundred eighty (180) days as specified in subsection A of~~
15 ~~this section;~~

16 3. The schedule adopted shall be consistent with the provisions
17 of Sections 1-110 through 1-112 of this title, except that for not
18 more than one (1) day per week, a school day shall consist of not
19 less than five (5) hours devoted to academic instruction in a
20 regular classroom setting;

21 4. 3. The district shall hold a public hearing prior to the
22 adoption of an extended-day schedule authorized pursuant to this
23 subsection; and

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1 ~~5-~~ 4. The district shall document the impact on student
2 achievement as determined by the academic performance index score
3 and any other relevant factors that are a result of implementation
4 of an extended_day schedule authorized pursuant to this subsection
5 and provide an annual report to the State Board of Education of the
6 results. If improvement in student achievement cannot be documented
7 in the report, the district board of education shall revoke
8 authorization as provided by this subsection. If the district does
9 not revoke authorization after student achievement is not documented
10 in the report, the State Board of Education may deny accreditation
11 of any school in violation of this subsection.

12 SECTION 2. AMENDATORY 70 O.S. 2001, Section 1-111, as
13 last amended by Section 81, Chapter 5, O.S.L. 2004 (70 O.S. Supp.
14 2007, Section 1-111), is amended to read as follows:

15 Section 1-111. A. A Except as otherwise provided for by law, a
16 school day shall consist of not less than six (6) hours devoted to
17 school activities, ~~except that a school day for.~~ A school may elect
18 to extend the length of one or more school days to more than six (6)
19 hours and reduce the number of school days as long as the total
20 amount of classroom instruction time is not less than one thousand
21 eighty (1,080) hours per year as required pursuant to Section 1-109
22 of this title.

23 B. A school day for a nursery, early childhood education,
24 kindergarten, ~~extended day program,~~ and alternative education

1 programs shall be as otherwise defined by law or as defined by the
2 State Board of Education. ~~Except for schools operating under an~~
3 ~~extended day schedule as provided for in Section 1-109 of this~~
4 ~~title, not~~ Not more than one (1) school day shall be counted for
5 attendance purposes in any twenty-four-hour period.

6 ~~B.~~ C. Students absent from school in which they are regularly
7 enrolled may be considered as being in attendance if the reason for
8 such absence is to participate in scheduled school activities under
9 the direction and supervision of a regular member of the faculty or
10 to participate in a remote internet-based course approved by the
11 district board of education. The State Board of Education shall
12 adopt rules to provide for the implementation of remote Internet-
13 based courses.

14 ~~C.~~ D. Each district board of education shall adopt policies and
15 procedures that conform to rules for Internet-based courses as
16 adopted by the State Board. Such policies shall include criteria
17 for approval of the course, the appropriateness of the course for a
18 particular student, authorization for full-time students to enroll
19 in Internet-based courses, and establishing fees or charges. No
20 district shall be liable for payment of any fees or charges for any
21 Internet-based course for a student who has not complied with the
22 district's policies and procedures. Districts shall require
23 students enrolled in Internet-based courses to participate in the
24 Oklahoma School Testing Program Act. Students participating in

1 Internet-based courses from a remote site will be responsible for
2 providing their own equipment and Internet access, unless the
3 district chooses to provide the equipment. Credit may not be
4 granted for such courses except upon approval of the State Board of
5 Education and the district board of education.

6 ~~D.~~ E. The school day for kindergarten may consist of six (6)
7 hours devoted to school activities.

8 SECTION 3. AMENDATORY 70 O.S. 2001, Section 1-112, is
9 amended to read as follows:

10 Section 1-112. School taught on Saturday shall not be counted
11 for attendance purposes in meeting the school year requirements ~~of~~
12 ~~the law for one hundred eighty (180) days in any school term, except~~
13 ~~for substituting~~ as set forth in Section 1-109 of this title.
14 School taught on Saturday may be substituted for regular school days
15 during which school has been or will be closed, ~~and except by~~
16 ~~permission of~~ upon approval of the State Board of Education.

17 SECTION 4. AMENDATORY 70 O.S. 2001, Section 4516, is
18 amended to read as follows:

19 Section 4516. The board of education of any school district
20 operating pursuant to the provisions of this act shall establish a
21 school calendar whereby the teaching sessions and vacation periods
22 during the school year are on a rotating basis.

23 Each selected school shall be closed for all students and
24 employees on regular school holidays.

1 The schools and classes shall be conducted for a total of no
2 ~~fewer than one hundred eighty (180) days~~ less than one thousand
3 eighty (1,080) hours during the academic year.

4 The provisions of all other laws relating to compulsory
5 full-time education and the enrollment and attendance of pupils in
6 the kindergarten, elementary and secondary grades shall be
7 applicable with respect to the regular school days prescribed for
8 the entire academic year established for the school at which a
9 program pursuant to this act is conducted, and to the attendance
10 area established for such school.

11 SECTION 5. REPEALER 70 O.S. 2001, Section 1-110, is
12 hereby repealed.

13 SECTION 6. NEW LAW A new section of law not to be
14 codified in the Oklahoma Statutes reads as follows:

15 The provisions of this act shall become effective beginning with
16 the 2009-2010 school year.

17 SECTION 7. This act shall become effective November 1, 2008.

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