

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2596

By: Wesselhoft

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2001,
8 Sections 1-109, as last amended by Section 1, Chapter
9 250, O.S.L. 2006, 1-110 and 1-112 (70 O.S. Supp.
10 2007, Section 1-109), which relate to the school
11 year, school month, and school on Saturday; amending
12 70 O.S. 2001, Section 4516, which relates to the
13 school calendar for extended-year programs; changing
14 the minimum number of school days required in a
15 school year; providing an effective date; and
16 declaring an emergency.

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

18 SECTION 1. AMENDATORY 70 O.S. 2001, Section 1-109, as
19 last amended by Section 1, Chapter 250, O.S.L. 2006 (70 O.S. Supp.
20 2007, Section 1-109), is amended to read as follows:

21 Section 1-109. A. A school year for all public schools in
22 Oklahoma shall consist of at least ten (10) months of four (4) weeks
23 each, during which time school shall actually be in session and
24 instruction offered for not less than ~~one hundred eighty (180)~~ one
hundred ninety (190) days. Five (5) days may be used for attendance
of professional meetings and teachers may be paid for a length of

1 term in excess thereof, under conditions hereinafter outlined.
2 Subject to district board of education policy or collective
3 bargaining agreement, additional professional leave days may be
4 granted for individual teachers to attend or participate in
5 professional meetings, staff development training, or National Board
6 certification portfolio development. During two (2) days of the
7 additional professional days granted to teachers for National Board
8 certification portfolio development, a substitute teacher shall be
9 provided by the school district at no cost to the teacher. A school
10 district may authorize parent-teacher conferences to be held during
11 a regular school day. Following such authorization by the school
12 district, these conferences shall be counted towards a school day,
13 as defined in Section 1-111 of this title, and included as part of
14 the ~~one hundred seventy five (175)~~ one hundred ninety (190) days of
15 classroom instruction. A school district may maintain school for
16 less than a full term only when conditions beyond the control of
17 school authorities make the maintenance of the term impossible and
18 the State Board of Education has been apprised and has expressed
19 concurrence in writing.

20 B. The State Board of Education shall establish criteria for an
21 extended day schedule. The criteria shall:

22 1. Prescribe a lengthened school day within limits determined
23 not to be detrimental to quality instruction; and
24

1 2. Ensure that the schedule is equivalent in annual hours of
2 instruction to the ~~one hundred eighty day~~ one-hundred-ninety-day
3 school year specified in subsection A of this section; and

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

7 C. The State Board of Education may authorize school districts
8 to implement an extended day schedule for instruction pursuant to
9 the criteria developed. The State Board of Education shall require
10 the participating school districts to prepare a report of the impact
11 of the extended day schedule.

12 D. Notwithstanding the provisions of subsections B and C of
13 this section, a school district board of education may adopt and
14 implement an extended day schedule for grades nine through twelve
15 subject to the following requirements:

16 1. The annual number of hours of instruction shall equal or
17 exceed ~~one thousand eighty (1,080)~~ one thousand one hundred forty
18 (1,140) hours, which is the equivalent of ~~one hundred eighty (180)~~
19 one hundred ninety (190) days of instruction as specified in
20 subsection A of this section for six (6) hours each day as specified
21 in Section 1-111 of this title;

22 2. The annual number of days of instruction shall equal or
23 exceed ~~one hundred eighty (180)~~ one hundred ninety (190) days as
24 specified in subsection A of this section;

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

6 4. The district shall hold a public hearing prior to the
7 adoption of an extended day schedule authorized pursuant to this
8 subsection; and

9 5. The district shall document the impact on student
10 achievement as determined by the academic performance index score
11 and any other relevant factors that are a result of implementation
12 of an extended day schedule authorized pursuant to this subsection
13 and provide an annual report to the State Board of Education of the
14 results. If improvement in student achievement cannot be documented
15 in the report, the district board of education shall revoke
16 authorization as provided by this subsection. If the district does
17 not revoke authorization after student achievement is not documented
18 in the report, the State Board of Education may deny accreditation
19 of any school in violation of this subsection.

20 SECTION 2. AMENDATORY 70 O.S. 2001, Section 1-110, is
21 amended to read as follows:

22 Section 1-110. A school month shall consist of twenty (20)
23 school days during which school is actually taught or school
24 activities performed. Provided, that holidays, elections, days

1 devoted to professional meetings and other days when school is
2 closed may be included in the number of days required for a regular
3 school month, but no holiday or other occasion when school is not in
4 session shall be included in the ~~one hundred eighty (180)~~ one
5 hundred ninety (190) days required to be taught, except not to
6 exceed five (5) days may be used for attendance of professional
7 meetings. Any district may pay teachers and other employees on the
8 basis of calendar months for twelve (12) months, as elsewhere
9 provided by the Oklahoma School Code.

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

12 Section 1-112. School taught on Saturday shall not be counted
13 for attendance purposes in meeting the requirements of the law for
14 ~~one hundred eighty (180)~~ one hundred ninety (190) days in any school
15 term, except for substituting for regular school days during which
16 school has been or will be closed, and except by permission of the
17 State Board of Education.

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

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

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1 Each selected school shall be closed for all students and
2 employees on regular school holidays.

3 The schools and classes shall be conducted for a total of no
4 fewer than ~~one hundred eighty (180)~~ one hundred ninety (190) days
5 during the academic year.

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

13 SECTION 5. This act shall become effective July 1, 2008.

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

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