

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1575 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Gary Banz _____

Adopted: _____

Reading Clerk

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 1575

By: Banz

7 PROPOSED COMMITTEE SUBSTITUTE

8 An Act relating to schools; amending Section 1,
9 Chapter 466, O.S.L. 2005, as last amended by Section
10 2, Chapter 439, O.S.L. 2008 (70 O.S. Supp. 2008,
11 Section 3-152.1), which relates to the Academic
12 Achievement Award program; modifying number of
13 certain awards granted under the program; adding
14 certain award levels; directing the State Board of
15 Education to identify certain school sites for
16 certain awards; modifying calculation of the awards;
17 specifying allocation of funding for certain awards;
18 limiting allocation of funding for certain awards
19 based on availability; establishing API score
20 requirements for certain awards; deleting monetary
21 awards for certain categories; modifying amount of
22 certain monetary award; providing monetary award
23 amounts for certain awards; prohibiting award to
24 certain qualified employees; requiring the State
Board to make certain announcement and post list of
award winners on certain Internet website; providing
an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 1, Chapter 466, O.S.L.
2005, as last amended by Section 2, Chapter 439, O.S.L. 2008 (70
O.S. Supp. 2008, Section 3-152.1), is amended to read as 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~~ the:

4 1. The top four schools that attain the highest overall student
5 achievement ~~and the~~ as measured by the average of the last three
6 reported Academic Performance Index (API) scores in each of the five
7 groups based on average daily membership (ADM) as provided for in
8 subsection D of this section;

9 2. The top four schools that attain the highest annual
10 improvement in student achievement as measured by the average of the
11 last three reported Academic Performance Index (API) scores in each
12 of five groups based on average daily membership (ADM) as provided
13 for in subsection D of this section. ~~The AAA program shall also~~
14 ~~provide monetary awards to qualified employees at all;~~

15 3. All schools that attain ~~a total~~ an average API score of one
16 thousand five hundred (1,500) for the last three reported API scores
17 for regular education students tested; and

18 4. All school that attain the "Gold", "Silver", or "Bronze"
19 levels as measured by an average API score as established in
20 paragraph 6 of subsection B of this section for the last three
21 reported API scores.

22 B. 1. No later than January 31 of each year, the State Board
23 of Education shall provide a monetary award to all qualified
24

1 employees at school sites designated as recipients of the Academic
2 Achievement Award as calculated pursuant to this section.

3 2. The Board shall determine the amount of funds available for
4 the AAA program, which shall include funds appropriated for the AAA
5 program and may include other funds identified by the Board, which
6 may be used for this purpose. Each year, based on the amount of
7 available funding, the Board shall first provide awards to all
8 qualified employees at school sites which have qualified for awards
9 pursuant to paragraphs 3, 4 and 5 of this subsection and
10 subparagraph a of paragraph 6 of this subsection. If any funds
11 remain after making the four awards as provided for in this
12 paragraph, the Board shall provide awards to all qualified employees
13 at as many school sites which have qualified for awards pursuant to
14 subparagraphs b and c of paragraph 6 of this subsection as can be
15 funded with the remaining funds.

16 3. The Board shall determine the top ~~four~~ school sites in each
17 of the groups as designated in subsection D of this section that
18 have achieved the highest overall student achievement as measured by
19 the average of the last three reported API scores as calculated
20 pursuant to Section 3-150 of this title.

21 4. The Board shall determine the top ~~four~~ school sites in each
22 of the groups as designated in subsection D of this section that
23 have achieved the highest annual average percentage improvement in
24 student achievement as measured by the average of the last three

1 reported API ~~score~~ scores as compared to the previous three-year
2 average of reported API scores.

3 5. The Board shall determine the school sites that have an
4 average API score of one thousand five hundred (1,500) for the last
5 three reported API scores for regular education students tested.

6 6. The Board shall determine the school sites that have an
7 average API score for the last three reported API scores that meet
8 the following levels:

9 a. Gold level - an average API score between one thousand
10 four hundred ninety-nine (1,499) and one thousand
11 three hundred ninety-five (1,395),

12 b. Silver level - an average API score between one
13 thousand three hundred ninety-four (1,394) and one
14 thousand two hundred seventy-five (1,275), and

15 c. Bronze level - an average API score between one
16 thousand two hundred seventy-four (1,274) and one
17 thousand one hundred fifty-five (1,155).

18 7. In the event of tie scores, the Board shall select the
19 school with the highest annual percentage improvement in student
20 achievement as measured by the API score as compared to the previous
21 year. If a tie still exists, the Board shall select the school with
22 the highest annual percentage improvement in reading achievement as
23 compared to the previous year as measured by the reading assessments
24 administered pursuant to Section 1210.508 of this title.

1 ~~7.~~ 8. Any school site that qualifies for more than one award as
2 provided for in paragraphs 3, 4 ~~and~~, 5 and 6 of this subsection
3 shall receive the ~~highest~~ award with the highest monetary amount the
4 school site qualifies for as calculated pursuant to subsection C of
5 this section, but in no case shall any school site receive more than
6 one award.

7 C. 1. The amount of monetary award to be paid to each
8 qualified employee at each school identified as an award recipient
9 as determined pursuant to paragraphs 3 and 4 of subsection B of this
10 section shall be ~~as follows:~~

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

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

15 c. ~~One Thousand Dollars (\$1,000.00) for each third place~~
16 ~~school, and~~

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

19 2. The amount of monetary award to be paid to each qualified
20 employee at each school identified as having an average API score of
21 one thousand five hundred (1,500) for the last three reported API
22 scores for regular education students tested as determined pursuant
23 to paragraph 5 of subsection B of this section shall be ~~Three~~

24

1 ~~Thousand Dollars (\$3,000.00)~~ One Thousand Five Hundred Dollars
2 (\$1,500.00).

3 3. The amount of monetary award to be paid to each qualified
4 employee at each school identified as having attained the Gold,
5 Silver, or Bronze levels as determined pursuant to paragraph 6 of
6 subsection B of this section shall be as follows:

7 a. One Thousand Dollars (\$1,000.00) for each Gold level
8 school,

9 b. Five Hundred Dollars (\$500.00) for each Silver level
10 school, and

11 c. Two Hundred Fifty Dollars (\$250.00) for each Bronze
12 level school.

13 D. Groups shall be designated based on average daily membership
14 (ADM) as follows:

15 1. Group 1 - 0 to 135 ADM;

16 2. Group 2 - 136 to 235 ADM;

17 3. Group 3 - 236 to 345 ADM;

18 4. Group 4 - 346 to 505 ADM; and

19 5. Group 5 - 506 or more ADM.

20 E. For purposes of this section, "qualified employees" means
21 all certified personnel, as defined in Section 26-103 of this title,
22 employed in the school for at least one-half (1/2) of the school
23 year from which the student test data used for the awards provided
24 for in this section was derived. For charter schools formed and

1 operated pursuant to the Oklahoma Charter School Act, qualified
2 employees shall include all administrative and instructional
3 personnel that meet the requirements of this subsection regardless
4 of whether they are certified. Qualified employees shall not
5 include certified personnel who are employed in the school in a
6 noncertified position. For awards granted for the 2007-2008 school
7 year and each school year thereafter, for early elementary schools
8 which do not contain a grade level that is tested under the Oklahoma
9 School Testing Program Act but use the test data from a grade level
10 that is tested to calculate the API score for the school, qualified
11 employees shall include the certified personnel identified as the
12 primary classroom teachers for the grade level from which the
13 student test data used to calculate the API score was derived who
14 are employed by the school district at another school site for at
15 least one-half (1/2) of the school year.

16 F. Qualified employees who are employed at more than one school
17 site which is identified as an award recipient shall qualify for
18 only one award, which shall be the highest award the employee
19 qualifies for.

20 G. No qualified employee on a plan of improvement as provided
21 for in Section 6-101.24 of this title at the time the student test
22 data used for the awards provided for in this section was derived
23 shall receive an award, unless approved by the superintendent of the
24 school district.

1 H. No school or school district shall be liable for payment of
2 awards pursuant to this section. Awards shall not be included in
3 the calculation of the salary of the teacher for purposes of meeting
4 the district or statutory minimum salary schedule or for purposes of
5 calculating Teachers' Retirement System of Oklahoma contributions or
6 benefits.

7 ~~H.~~ I. The State Board of Education shall promulgate rules
8 necessary for the implementation of this section. The Board shall
9 annually announce and recognize the school sites that have qualified
10 for an award under the Academic Award Program and shall post a list
11 of the school sites on the Internet website for the State Department
12 of Education.

13 SECTION 2. This act shall become effective July 1, 2009.

14 SECTION 3. 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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