

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB509
Page _____ Section _____ Lines _____
Of the printed Bill
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

Adopted: _____

Amendment submitted by: Ann Coody

Reading Clerk

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 PROPOSED COMMITTEE
4 SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 509

By: Ford, Corn and Marlatt of
the Senate

7 and

8 Coody of the House

9 PROPOSED COMMITTEE SUBSTITUTE

10 [schools - alternative governance arrangements -
11 emergency]

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

15 SECTION 1. AMENDATORY Section 1, Chapter 195, O.S.L.
16 2009 (70 O.S. Supp. 2009, Section 1210.544), is amended to read as
17 follows:

18 Section 1210.544 A. Notwithstanding any other provision of
19 state law, for schools that are identified for school improvement by
20 the State Board of Education for four (4) consecutive years, the
21 district board of education shall implement one of the following
22 alternative governance arrangements for the school in accordance
23 with subparagraph (B) of subsection (b)(8) of Section 1116 of Public
24 Law No. 107-110:

- 1 1. Reopening the school as a public charter school;
- 2 2. Replacing all or most of the school staff assigned to the
- 3 school, which may include the principal, who are relevant to the
- 4 failure to make adequate yearly progress and by transferring the
- 5 replaced staff to another school or by dismissing or not reemploying
- 6 the replaced staff in accordance with the provisions of the Teacher
- 7 Due Process Act of 1990 or in accordance with subsection C of this
- 8 section, if applicable;
- 9 3. Entering into a contract with an entity, such as a private
- 10 management company, with a demonstrated record of effectiveness, to
- 11 operate the public school;
- 12 4. Turning the operation of the school over to the State Board
- 13 of Education; or
- 14 5. Any other major restructuring of the governance arrangement
- 15 of the school that makes fundamental reforms, such as significant
- 16 changes in the staffing and governance of the school, to improve
- 17 student academic achievement in the school and that has substantial
- 18 promise of enabling the school to make adequate yearly progress. If
- 19 the chosen governance arrangement does not produce adequate yearly
- 20 progress within two (2) years from the date of implementation of the
- 21 restructured governance arrangement, the State Board of Education
- 22 shall assume control of the school as provided for in subsection B
- 23 of this section.

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1 B. For any school that fails to comply with the provisions of
2 subsection A of this section by the end of the school year following
3 its identification for school improvement for four (4) consecutive
4 years, the State Board of Education shall assume control of the
5 management and operations of the school, including control of the
6 staff assigned to the school. The Board shall retain all funds that
7 otherwise would have been allocated to the school district based on
8 the average daily membership of the school which shall be used to
9 operate the school.

10 C. 1. A district board of education for a district with an
11 average daily membership of more than 30,000 which implements an
12 alternative governance arrangement as provided in paragraph 2 of
13 subsection A of this section may utilize the following procedures,
14 upon approval of the district board and concurrence of the executive
15 committee of the appropriate local bargaining unit:

16 a. any teacher not retained at the school site shall be
17 given status as a full-time substitute teacher within
18 the school district for a period of not to exceed two
19 (2) years,

20 b. if the teacher is not offered a contract teaching
21 position at a school in the district within the two-
22 year period specified in subparagraph a of this
23 paragraph, the district board shall be authorized to
24 not reemploy the teacher, and

1 c. the district board shall designate trained, certified,
2 instructional staff to provide teacher support,
3 development and evaluation, which may include
4 certified personnel other than administrators.

5 2. Any actions taken pursuant to this subsection shall not be
6 subject to the Teacher Due Process Act of 1990. The decision by the
7 district board for renewal or nonrenewal shall be final.

8 3. For purposes of this subsection, a full-time substitute
9 teacher shall perform the duties assigned by the district
10 superintendent and shall continue to receive the same salary,
11 benefits and step increases that the teacher would otherwise be
12 entitled to for the time period the teacher serves as a full-time
13 substitute.

14 SECTION 2. 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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19 52-2-10595 KB 04/07/10
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