

1 ENGROSSED HOUSE  
2 BILL NO. 2929

By: Coody and Billy of the  
House

3 and

4 Justice of the Senate

5  
6  
7 ( schools - Oklahoma Advisory Council on Indian  
8 Education Act - membership - codification -  
9 effective date -

10 emergency )

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

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SECTION 1. NEW LAW A new section of law to be codified

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in the Oklahoma Statutes as Section 3-171 of Title 70, unless there

16

is created a duplication in numbering, reads as follows:

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This act shall be known and may be cited as the "Oklahoma

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Advisory Council on Indian Education Act".

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SECTION 2. NEW LAW A new section of law to be codified

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in the Oklahoma Statutes as Section 3-172 of Title 70, unless there

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is created a duplication in numbering, reads as follows:

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The purpose of the Oklahoma Advisory Council on Indian Education

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Act is to recognize the unique relationship that Oklahoma enjoys

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with the Indian tribes located within the state and how Native

1 Americans and Indian tribes play a pivotal role in the educational  
2 system of the state in light of this special relationship. The  
3 further purpose of the act is to establish the Oklahoma Advisory  
4 Council on Indian Education. The purpose of creating the Council is  
5 to promote equitable and culturally relevant learning environments,  
6 educational opportunities and instructional material for Native  
7 American students enrolled in the public schools of the state.  
8 Because of the number of Native American students enrolled in public  
9 schools in the state, this objective will positively affect the  
10 educational success of all public school students and encourage  
11 further government-to-government cooperation between the State of  
12 Oklahoma and the sovereign Indian tribes located in Oklahoma.

13 SECTION 3. NEW LAW A new section of law to be codified  
14 in the Oklahoma Statutes as Section 3-173 of Title 70, unless there  
15 is created a duplication in numbering, reads as follows:

16 A. There is hereby created the Oklahoma Advisory Council on  
17 Indian Education.

18 B. The Council shall:

19 1. Make recommendations to the State Board of Education and the  
20 Superintendent of Public Instruction in educational matters  
21 affecting the education of Native American students;

22 2. Promote equal educational opportunity and improvement of the  
23 quality of education provided to Native American students throughout  
24 the state;

1 3. Advocate for Native American students in the state; and

2 4. Monitor and evaluate how the public education system of the  
3 state impacts Native American students.

4 C. The Council shall be composed of eighteen (18) members as  
5 follows:

6 1. Five members who shall each represent an Indian tribe in the  
7 state, appointed by the Governor from a list of nominations  
8 submitted by the different Indian tribes in the state;

9 2. Four members who shall each represent the tribal education  
10 departments of an Indian tribe in the state, appointed by the  
11 Governor from a list of nominations submitted by the different  
12 Indian tribes in the state;

13 3. One member who shall represent the Oklahoma Council on  
14 Indian Education, appointed by the Governor;

15 4. Two members who shall represent two different statewide  
16 organizations representing public school teachers, appointed by the  
17 President Pro tempore of the Senate;

18 5. One member who shall represent a statewide organization  
19 representing public school superintendents appointed by the Speaker  
20 of the House of Representatives;

21 6. One member who shall represent Oklahoma tribal colleges,  
22 appointed by the Chancellor of Higher Education;

23 7. The Director of the Native American Cultural and Educational  
24 Authority or designee;

1 8. The Chancellor of Higher Education, or designee;

2 9. The Director of the Oklahoma Department of Career and  
3 Technology Education, or designee; and

4 10. The Superintendent of Public Instruction, or designee.

5 D. Appointments to the Council shall be made by September 1,  
6 2010. The first meeting of the Council shall be called by the  
7 Superintendent of Public Instruction. At the first meeting, the  
8 members of the Council shall elect a chair and vice-chair from among  
9 the members. Meetings of the Council shall be held at least  
10 quarterly at the call of the chair. Members shall serve at the  
11 pleasure of their appointing authorities. A majority of the members  
12 of the Council shall constitute a quorum to transact business, but  
13 no vacancy shall impair the right of the remaining members to  
14 exercise all of the powers of the Council. A vacancy on the Council  
15 shall be filled by the original appointing authority. The State  
16 Department of Education, Oklahoma Department of Career and  
17 Technology Education, and the Oklahoma State Regents for Higher  
18 Education shall provide staff, support and information as requested  
19 by the Council.

20 E. Members of the Council shall receive no compensation for  
21 serving on the Council, but shall receive travel reimbursement as  
22 follows:

23 1. State employees who are members of the Council shall be  
24 reimbursed for travel expenses incurred in the performance of their

1 duties by their respective agencies in accordance with the State  
2 Travel Reimbursement Act; and

3 2. All other members of the Council shall be reimbursed by the  
4 Office of State Finance for travel expenses incurred in the  
5 performance of their duties in accordance with the State Travel  
6 Reimbursement Act.

7 F. The Council shall act in accordance with the provisions of  
8 the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

9 G. Members who serve on the Council shall be exempt from the  
10 dual-office-holding prohibitions of Section 6 of Title 51 of the  
11 Oklahoma Statutes.

12 H. The Council shall have the following duties:

13 1. Identify strategies for developing an efficient and reliable  
14 process of communications between Oklahoma education entities,  
15 educators, tribal organizations and other interested parties;

16 2. Identify and disseminate research-based, measurable  
17 criteria, both behavioral and academic, by which the success and  
18 efficacy of the education offered to Native American students in  
19 Oklahoma may be measured;

20 3. Analyze data to ensure that education agencies in Oklahoma  
21 continue to address the education needs of Native American students;

22 4. Encourage and promote Native American educational leadership  
23 at all levels of the education system; and

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1           5. Make recommendations to the State Board of Education for  
2 programs that will help achieve the purposes of the Oklahoma  
3 Advisory Council on Indian Education Act.

4           I. The Council shall evaluate and make an annual report on the  
5 effectiveness of the public education system in Oklahoma in meeting  
6 the needs of Native American students in Oklahoma. The report shall  
7 be submitted to the State Board of Education. The report shall also  
8 contain a summary of the findings made by the Council pursuant to  
9 subsection H of this section, a summary of all data collected by the  
10 Council, a summary of the means by which all data was collected by  
11 the Council, and any other information deemed necessary by the  
12 Council.

13           SECTION 4. This act shall become effective July 1, 2010.

14           SECTION 5. 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.

1 Passed the House of Representatives the 8th day of March, 2010.

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4 Presiding Officer of the House of  
Representatives

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6 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2010.

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9 Presiding Officer of the Senate