

1 ENGROSSED SENATE
2 BILL NO. 2055

By: Sparks of the Senate

and

Martin (Scott) of the House

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7 [schools - Academic Achievement Award program -
8 modifying eligibility - effective date -
9 emergency]

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

13 SECTION 1. AMENDATORY Section 1, Chapter 466, O.S.L.

14 2005, as last amended by Section 2, Chapter 439, O.S.L. 2008 (70

15 O.S. Supp. 2009, Section 3-152.1), is amended to read as follows:

16 Section 3-152.1 A. The State Board of Education shall develop

17 an Academic Achievement Award (AAA) program. The AAA program shall

18 provide monetary awards to qualified employees at the top four

19 schools that attain the highest overall student achievement and the

20 top four schools that attain the highest annual improvement in

21 student achievement as measured by the Academic Performance Index

22 (API) in each of five groups based on average daily membership (ADM)

23 as provided for in subsection D of this section. The AAA program

24 shall also provide monetary awards to qualified employees at all

1 schools that attain a total API score of one thousand five hundred
2 (1,500) for regular education students tested.

3 B. 1. No later than January 31 of each year, the State Board
4 of Education shall provide a monetary award to all qualified
5 employees at school sites designated as recipients of the Academic
6 Achievement Award as calculated pursuant to this section.

7 2. The Board shall determine the amount of funds available for
8 the AAA program, which shall include funds appropriated for the AAA
9 program and may include other funds identified by the Board, which
10 may be used for this purpose.

11 3. The Board shall determine the top four school sites in each
12 of the groups as designated in subsection D of this section that
13 have achieved the highest overall student achievement as measured by
14 the API as calculated pursuant to Section 3-150 of this title.

15 4. The Board shall determine the top four school sites in each
16 of the groups as designated in subsection D of this section that
17 have achieved the highest annual percentage improvement in student
18 achievement as measured by the API score as compared to the previous
19 year.

20 5. The Board shall determine the school sites that have an API
21 score of one thousand five hundred (1,500) for regular education
22 students tested.

23 6. In the event of tie scores, the Board shall select the
24 school with the highest annual percentage improvement in student

1 achievement as measured by the API score as compared to the previous
2 year. If a tie still exists, the Board shall select the school with
3 the highest annual percentage improvement in reading achievement as
4 measured by the reading assessments administered pursuant to Section
5 1210.508 of this title.

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

11 C. 1. The amount of monetary award to be paid to each
12 qualified employee at each school identified as an award recipient
13 as determined pursuant to paragraphs 3 and 4 of subsection B of this
14 section shall be as follows:

- 15 a. Three Thousand Dollars (\$3,000.00) for each first-
16 place school,
- 17 b. Two Thousand Dollars (\$2,000.00) for each second-place
18 school,
- 19 c. One Thousand Dollars (\$1,000.00) for each third-place
20 school, and
- 21 d. Five Hundred Dollars (\$500.00) for each fourth-place
22 school.

23 2. The amount of monetary award to be paid to each qualified
24 employee at each school identified as having an API score of one

1 thousand five hundred (1,500) for regular education students tested
2 determined pursuant to paragraph 5 of subsection B of this section
3 shall be Three Thousand Dollars (\$3,000.00).

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

- 6 1. Group 1 - 0 to 135 ADM;
- 7 2. Group 2 - 136 to 235 ADM;
- 8 3. Group 3 - 236 to 345 ADM;
- 9 4. Group 4 - 346 to 505 ADM; and
- 10 5. Group 5 - 506 or more ADM.

11 E. For purposes of this section, "qualified employees" means
12 all certified personnel, as defined in Section 26-103 of this title,
13 employed in the school for at least one-half (1/2) of the school
14 year from which the student test data used for the awards provided
15 for in this section was derived. Certified employees employed for
16 at least one-half (1/2) but less than a full school day for the
17 entire school year shall be a qualified employee for purposes of
18 this subsection. Qualified employees who are employed on a full-
19 time basis for at least one-half (1/2) but less than the entire
20 school year or who are employed for at least one-half (1/2) but less
21 than a full school day for the entire school year shall be eligible
22 for monetary awards on a pro-rata basis. For charter schools formed
23 and operated pursuant to the Oklahoma Charter School Act, qualified
24 employees shall include all administrative and instructional

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

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

18 G. No school or school district shall be liable for payment of
19 awards pursuant to this section. Awards shall not be included in
20 the calculation of the salary of the teacher for purposes of meeting
21 the district or statutory minimum salary schedule or for purposes of
22 calculating Teachers' Retirement System of Oklahoma contributions or
23 benefits.

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1 H. The State Board of Education shall promulgate rules
2 necessary for the implementation of this section.

3 SECTION 2. This act shall become effective July 1, 2010.

4 SECTION 3. It being immediately necessary for the preservation
5 of the public peace, health and safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

8 Passed the Senate the 8th day of March, 2010.

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Presiding Officer of the Senate

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12 Passed the House of Representatives the ____ day of _____,
13 2010.

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Presiding Officer of the House
of Representatives

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