

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1690

By: Sears

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5
6 AS INTRODUCED

7 An Act relating to schools; amending Section 1,
8 Chapter 466, O.S.L. 2005, as last amended by Section
9 2, Chapter 439, O.S.L. 2008 (70 O.S. Supp. 2008,
10 Section 3-152.1), which relates to the Academic
11 Achievement Award (AAA) program; modifying number of
12 qualifying schools for certain award; adding awards
13 for schools which attain a certain Academic
14 Performance Index score; directing the State Board of
15 Education to identify certain school sites; modifying
16 prohibition for duplicate awards; modifying monetary
17 award amount for certain categories; adding certain
18 monetary awards; providing an effective date; and
19 declaring an emergency.

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

26 SECTION 1. AMENDATORY Section 1, Chapter 466, O.S.L.
27 2005, as last amended by Section 2, Chapter 439, O.S.L. 2008 (70
28 O.S. Supp. 2008, Section 3-152.1), is amended to read as follows:

29 Section 3-152.1 A. The State Board of Education shall develop
30 an Academic Achievement Award (AAA) program. The AAA program shall
31 provide monetary awards to qualified employees at the top ~~four~~ three
32 schools that attain the highest overall student achievement and the
33 top four schools that attain the highest annual improvement in
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1 student achievement as measured by the Academic Performance Index
2 (API) in each of five groups based on average daily membership (ADM)
3 as provided for in subsection D of this section. The AAA program
4 shall also provide monetary awards to qualified employees at all
5 schools that attain a total API score of one thousand five hundred
6 (1,500) for regular education students tested, for all schools that
7 attain a total API score of one thousand two hundred fifty (1,250)
8 or higher for regular education students tested, and for all schools
9 that attain a total API score of one thousand (1,000) or higher for
10 regular education students tested.

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

15 2. The Board shall determine the amount of funds available for
16 the AAA program, which shall include funds appropriated for the AAA
17 program and may include other funds identified by the Board, which
18 may be used for this purpose.

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

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

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

9 6. The Board shall determine the school sites that have an API
10 score of one thousand two hundred fifty (1,250) or higher for
11 regular education students tested.

12 7. The Board shall determine the school sites that have an API
13 score of one thousand (1,000) or higher for regular education
14 students tested.

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

22 ~~7.~~ 9. Any school site that qualifies for more than one award as
23 provided for in paragraphs 3, 4, and 5, 6 and 7 of this subsection
24 shall receive the highest award the school site qualifies for as

1 calculated pursuant to subsection C of this section, but in no case
2 shall any school site receive more than one award.

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

- 7 a. Three Thousand Dollars (\$3,000.00) for each first-
8 place school,
- 9 b. Two Thousand Dollars (\$2,000.00) for each second-place
10 school,
- 11 c. One Thousand Dollars (\$1,000.00) for each third-place
12 school, and
- 13 d. Five Hundred Dollars (\$500.00) for each fourth-place
14 school.

15 2. The amount of monetary award to be paid to each qualified
16 employee at each school identified as an award recipient as
17 determined pursuant to paragraph 4 of this subsection shall be as
18 follows:

- 19 a. Three Thousand Dollars (\$3,000.00) for each first-
20 place school,
- 21 b. Two Thousand Dollars (\$2,000.00) for each second-place
22 school,
- 23 c. One Thousand Dollars (\$1,000.00) for each third-place
24 school, and

1 d. Five Hundred Dollars (\$500.00) for each fourth-place
2 school.

3 3. The amount of monetary award to be paid to each qualified
4 employee at each school identified as having an API score of one
5 thousand five hundred (1,500) for regular education students tested
6 determined pursuant to paragraph 5 of ~~subsection B~~ of this
7 subsection shall be Three Thousand Dollars (\$3,000.00).

8 4. The amount of monetary award to be paid to each qualified
9 employee at each school identified as having an API score of one
10 thousand two hundred fifty (1,250) for regular education students
11 tested determined pursuant to paragraph 6 of subsection B of this
12 section shall be One Thousand Dollars (\$1,000.00), which shall be
13 referred to as a gold award.

14 5. The amount of monetary award to be paid to each qualified
15 employee at each school identified as having an API score of one
16 thousand (1,000) for regular education students tested determined
17 pursuant to paragraph 7 of subsection B of this section shall be
18 Five Hundred Dollars (\$500.00), which shall be referred to as a
19 silver award.

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

- 22 1. Group 1 - 0 to 135 ADM;
- 23 2. Group 2 - 136 to 235 ADM;
- 24 3. Group 3 - 236 to 345 ADM;

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

2 5. Group 5 - 506 or more ADM.

3 E. For purposes of this section, "qualified employees" means
4 all certified personnel, as defined in Section 26-103 of this title,
5 employed in the school for at least one-half (1/2) of the school
6 year from which the student test data used for the awards provided
7 for in this section was derived. For charter schools formed and
8 operated pursuant to the Oklahoma Charter School Act, qualified
9 employees shall include all administrative and instructional
10 personnel that meet the requirements of this subsection regardless
11 of whether they are certified. Qualified employees shall not
12 include certified personnel who are employed in the school in a
13 noncertified position. For awards granted for the 2007-2008 school
14 year and each school year thereafter, for early elementary schools
15 which do not contain a grade level that is tested under the Oklahoma
16 School Testing Program Act but use the test data from a grade level
17 that is tested to calculate the API score for the school, qualified
18 employees shall include the certified personnel identified as the
19 primary classroom teachers for the grade level from which the
20 student test data used to calculate the API score was derived who
21 are employed by the school district at another school site for at
22 least one-half (1/2) of the school year.

23 F. Qualified employees who are employed at more than one school
24 site which is identified as an award recipient shall qualify for

1 only one award, which shall be the highest award the employee
2 qualifies for.

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

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

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

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

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