

1 STATE OF OKLAHOMA

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

3 SENATE BILL 268

By: Ford

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6 AS INTRODUCED

7 An Act relating to schools; requiring certain
8 district boards of education to implement certain
9 alternative governance arrangements in accordance
10 with federal law; directing State Board of Education
11 to take certain actions and withhold certain funds
12 from districts for failure to comply; providing for
13 codification; providing an effective date; and
14 declaring an emergency.

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

16 SECTION 1. NEW LAW A new section of law to be codified
17 in the Oklahoma Statutes as Section 1210.543 of Title 70, unless
18 there is created a duplication in numbering, reads as follows:

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

1. Reopening the school as a public charter school;

1 2. Replacing all or most of the school staff, which may include
2 the principal, who are relevant to the failure to make adequate
3 yearly progress;

4 3. Entering into a contract with an entity, such as a private
5 management company, with a demonstrated record of effectiveness, to
6 operate the public school;

7 4. Turning the operation of the school over to the State Board
8 of Education; or

9 5. Any other major restructuring of the school's governance
10 arrangement that makes fundamental reforms, such as significant
11 changes in the school's staffing and governance, to improve student
12 academic achievement in the school and that has substantial promise
13 of enabling the school to make adequate yearly progress. If the
14 chosen governance arrangement does not produce adequate yearly
15 progress within two (2) years from the effective date of this act,
16 the State Board of Education shall assume control of the school as
17 provided for in subsection B of this section.

18 B. For any school that fails to comply with the provisions of
19 subsection A of this section by the end of the school year following
20 its identification for school improvement for four (4) consecutive
21 years, the State Board of Education shall assume control of the
22 management and operations of the school and withhold from the
23 district all funds that otherwise would have been allocated to the
24 district based on the average daily membership at the school site.

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

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

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7 52-1-191 KM 3/6/2009 3:29:00 AM

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