

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL 718

By: Bingman and (Ford) of the
Senate

6 and

7 (Steele) of the House

8
9 COMMITTEE SUBSTITUTE

10 An Act relating to the State Board of Education;
11 amending 70 O.S. 2001, Sections 3-101, as amended by
12 Section 15, Chapter 375, O.S.L. 2002, and 3-104, as
13 last amended by Section 73, Chapter 2, O.S.L. 2010
14 (70 O.S. Supp. 2010, Sections 3-101 and 3-104), which
15 relate to the State Board of Education; modifying the
16 role of the State Board of Education; transferring
17 the powers and duties of the State Board of Education
18 to the Superintendent of Public Instruction;
19 providing certain duties of the State Board of
20 Education; designating the State Department of
21 Education as certain agency; and declaring an
22 emergency.

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

24 SECTION 1. AMENDATORY 70 O.S. 2001, Section 3-101, as
amended by Section 15, Chapter 375, O.S.L. 2002 (70 O.S. Supp. 2010,
Section 3-101), is amended to read as follows:

Section 3-101. The State Board of Education ~~shall be the~~
~~governing board of the State Department of Education and shall~~

1 consist of seven (7) members. The State Superintendent of Public
2 Instruction shall be a member and the chairperson of said Board.
3 The remaining six members shall be appointed by the Governor by and
4 with the advice and consent of the Senate. No person shall be
5 eligible to be appointed to serve on the State Board unless said
6 person has been awarded a high school diploma or certificate of high
7 school equivalency. Any member appointed to the State Board after
8 ~~the effective date of this act~~ May 20, 1994 shall complete the
9 workshop requirements of a new school board member pursuant to
10 Section 5-110 of this title within thirteen (13) months following or
11 preceding the appointment of the member. Notwithstanding any
12 provision of law to the contrary, the State Department of Education
13 shall not charge any member of the State Board of Education a fee
14 for any workshop provided by the Department for board members
15 pursuant to Section 5-110 of this title and shall not pay a fee to
16 any organization or institution of higher education on behalf of a
17 member of the State Board of Education, or reimburse any member of
18 the Board for a fee paid to any organization or institution of
19 higher education, for attendance at a workshop or courses to satisfy
20 the requirements of Section 5-110 of this title.

21 The Governor shall appoint one member to serve for one (1) year;
22 one member to serve for two (2) years; one member to serve for three
23 (3) years; one member to serve for four (4) years; one member to
24 serve for five (5) years; and one member to serve for six (6) years.

1 Said members shall serve until their successors are duly appointed
2 and qualified. Their successors shall be appointed for a term of
3 six (6) years, and thereafter the term of each member of ~~said~~ the
4 Board shall be six (6) years. An appointment shall be made to take
5 effect on April 2 of each year. Except for the State Superintendent
6 of Public Instruction, a member shall be appointed from each
7 congressional district, and any remaining members shall be appointed
8 from the state at large, not to exceed more than one member from any
9 one county, city or town. However, when congressional districts are
10 redrawn each member appointed prior to July 1 of the year in which
11 such modification becomes effective shall complete the current term
12 of office and appointments made after July 1 of the year in which
13 such modification becomes effective shall be based on the redrawn
14 districts. Appointments made after July 1 of the year in which such
15 modification becomes effective shall be from any redrawn districts
16 which are not represented by a board member until such time as each
17 of the modified congressional districts are represented by a board
18 member. No appointments may be made after July 1 of the year in
19 which such modification becomes effective if such appointment would
20 result in more than two members serving from the same modified
21 district. Upon the occurrence of a vacancy the same shall be filled
22 by the Governor, subject to confirmation by the Senate at the next
23 session of the Legislature, such appointments to be made for the
24 unexpired term.

1 Terms of the members shall be staggered so that only one term
2 expires each year. Each member of the Board shall receive necessary
3 traveling expenses while in the performance of his or her duties in
4 accordance with the State Travel Reimbursement Act, Section 500.1 et
5 seq. of Title 74 of the Oklahoma Statutes.

6 Provided, that persons serving as members of the State Board of
7 Education on ~~the effective date of this act~~ May 20, 1994 shall
8 continue to serve as members of the State Board of Education for the
9 terms for which they were appointed.

10 SECTION 2. AMENDATORY 70 O.S. 2001, Section 3-104, as
11 last amended by Section 73, Chapter 2, O.S.L. 2010 (70 O.S. Supp.
12 2010, Section 3-104), is amended to read as follows:

13 Section 3-104. A. The control of the State Department of
14 Education ~~and the~~ shall be vested in the State Superintendent of
15 Public Instruction. The supervision of the public school system of
16 Oklahoma shall be vested in the State Board of Education ~~and,~~
17 ~~subject.~~ Subject to limitations otherwise provided by law, the
18 State ~~Board of Education~~ Superintendent of Public Instruction shall:

19 1. ~~Establish and prescribe the duties of an executive officer~~
20 ~~who shall be the State Superintendent of Public Instruction and~~
21 ~~whose duties shall include the responsibility to give advice and~~
22 ~~make recommendations to the Board on all matters pertaining to the~~
23 ~~policies and administration of the State Department of Education and~~
24 ~~the public school system;~~

1 ~~2. Adopt~~ Set policies and make rules for the operation of the
2 State Department of Education and the public school system of the
3 state;

4 ~~3. 2.~~ Organize and have control of the administrative and
5 supervisory agencies, divisions, personnel and their appointment and
6 salaries and other operations necessary to carry out the powers,
7 duties and functions of the ~~Board and its executive officer~~ State
8 Department of Education;

9 ~~4. 3.~~ Have authority to require the coordination of all
10 divisions of the State Department of Education ~~through its executive~~
11 ~~officer, delegate general supervision of all employees to its~~
12 ~~executive officer, require all recommendations to be presented~~
13 ~~through its executive officer, require its executive officer to be~~
14 ~~responsible for interpretation of the Board's policy, require any~~
15 ~~employee of the Board to present any specific matter directly to the~~
16 ~~Board~~;

17 ~~5. Appoint, prescribe the duties and fix the compensation of a~~
18 ~~secretary, an attorney and all other personnel necessary for the~~
19 ~~proper performance of the functions of the State Board of Education.~~
20 ~~The secretary shall not be a member of the Board;~~

21 ~~6. 4.~~ Submit to the Governor a departmental budget based upon
22 major functions of the Department supported by detailed data on
23 needs and proposed operations as partially determined by the
24 budgetary needs of local school districts filed with the State Board

1 ~~of Education~~ Superintendent of Public Instruction for the ensuing
2 fiscal year. Appropriations therefor shall be made in lump-sum form
3 for each major item in the budget as follows:

- 4 a. State Aid to schools,
- 5 b. the supervision of all other functions of general and
6 special education including general control, free
7 textbooks, school lunch, Indian education and all
8 other functions of the ~~Board~~ Superintendent of Public
9 Instruction and an amount sufficient to adequately
10 staff and administer these services, and
- 11 c. the ~~Board~~ State Superintendent of Public Instruction
12 shall determine the details by which the budget and
13 the appropriations are administered. ~~Annually, the~~
14 ~~Board shall~~ The State Superintendent of Public
15 Instruction shall annually make preparations to
16 consolidate all of the functions of the Department in
17 such a way that the budget can be based on two items,
18 administration and aid to schools. A maximum amount
19 for administration shall be designated as a part of
20 the total appropriation;

21 ~~7.~~ 5. On the first day of December preceding each regular
22 session of the Legislature, prepare and deliver to the Governor and
23 the Legislature a report for the year ending June 30 immediately
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1 preceding said regular session of the Legislature. ~~Said~~ The report
2 shall contain:

3 a. detailed statistics and other information concerning
4 enrollment, attendance, expenditures including State
5 Aid, and other pertinent data for all public schools
6 in this state,

7 b. reports from each and every division, department,
8 institution or other agency under the supervision of
9 the ~~Board~~ State Superintendent of Public Instruction,

10 c. recommendations for the improvement of the public
11 school system of the state,

12 d. a statement of the receipts and expenditures of the
13 State ~~Board of Education~~ Department of Education for
14 the past year, and

15 e. a statement of plans and recommendations for the
16 management and improvement of public schools and such
17 other information relating to the educational
18 interests of the state as may be deemed necessary and
19 desirable;

20 ~~8.~~ 6. Provide for the formulation and adoption of curricula,
21 courses of study and other instructional aids necessary for the
22 adequate instruction of pupils in the public schools;

23 ~~9.~~ 7. Have authority in matters pertaining to the licensure and
24 certification of persons for instructional, supervisory and

1 administrative positions and services in the public schools of the
2 state subject to the provisions of Section 6-184 of this title, and
3 shall formulate rules governing the issuance and revocation of
4 certificates for superintendents of schools, principals,
5 supervisors, librarians, clerical employees, school nurses, school
6 bus drivers, visiting teachers, classroom teachers and for other
7 personnel performing instructional, administrative and supervisory
8 services, but not including members of boards of education and other
9 employees who do not work directly with pupils, and may charge and
10 collect reasonable fees for the issuance of such certificates:

11 a. the State Department of Education shall not issue a
12 certificate to and shall revoke the certificate of any
13 person who has been convicted, whether upon a verdict
14 or plea of guilty or upon a plea of nolo contendere,
15 or received a suspended sentence or any probationary
16 term for a crime or an attempt to commit a crime
17 provided for in Section 843.5 of Title 21 of the
18 Oklahoma Statutes if the offense involved sexual abuse
19 or sexual exploitation as those terms are defined in
20 Section 1-1-105 of Title 10A of the Oklahoma Statutes,
21 Sections 741, 843.1, if the offense included sexual
22 abuse or sexual exploitation, 865 et seq., 885, 888,
23 891, 1021, 1021.2, 1021.3, 1040.13a, 1087, 1088,
24 1111.1, 1114 or 1123 of Title 21 of the Oklahoma

1 Statutes or who enters this state and who has been
2 convicted, received a suspended sentence or received a
3 deferred judgement for a crime or attempted crime
4 which, if committed or attempted in this state, would
5 be a crime or an attempt to commit a crime provided
6 for in any of said laws,

7 b. all funds collected by the State Department of
8 Education for the issuance of certificates to
9 instructional, supervisory and administrative
10 personnel in the public schools of the state shall be
11 deposited in the "Teachers' Certificate Fund" in the
12 State Treasury and may be expended by the State ~~Board~~
13 ~~of Education~~ Superintendent of Public Instruction to
14 finance the activities of the State Department of
15 Education necessary to administer the program, for
16 consultative services, publication costs, actual and
17 necessary travel expenses as provided in the State
18 Travel Reimbursement Act incurred by persons
19 performing research work, and other expenses found
20 necessary by the State ~~Board of Education~~
21 Superintendent of Public Instruction for the
22 improvement of the preparation and certification of
23 teachers in Oklahoma. Provided, any unobligated
24 balance in the Teachers' Certificate Fund in excess of

1 Ten Thousand Dollars (\$10,000.00) on June 30 of any
2 fiscal year shall be transferred to the General
3 Revenue Fund of the State of Oklahoma. ~~Until July 1,~~
4 ~~1997, the State Board of Education shall have~~
5 ~~authority for approval of teacher education programs.~~
6 The State ~~Board of Education~~ Superintendent of Public
7 Instruction shall also have authority for the
8 administration of teacher residency and professional
9 development, subject to the provisions of the Oklahoma
10 Teacher Preparation Act;

11 ~~10-~~ 8. Promulgate rules governing the classification,
12 inspection, supervision and accrediting of all public nursery,
13 kindergarten, elementary and secondary schools and on-site
14 educational services provided by public school districts or state-
15 accredited private schools in partial hospitalization programs, day
16 treatment programs, and day hospital programs as defined in this act
17 for persons between the ages of three (3) and twenty-one (21) years
18 of age in the state. However, no school shall be denied
19 accreditation solely on the basis of average daily attendance.

20 Any school district which maintains an elementary school and
21 faces the necessity of relocating its school facilities because of
22 construction of a lake, either by state or federal authority, which
23 will inundate the school facilities, shall be entitled to receive
24 probationary accreditation from the State ~~Board of Education~~

1 Superintendent of Public Instruction for a period of five (5) years
2 after ~~the effective date of this act~~ January 8, 1979 and any school
3 district, otherwise qualified, shall be entitled to receive
4 probationary accreditation from the State ~~Board of Education~~
5 Superintendent of Public Instruction for a period of two (2)
6 consecutive years to attain the minimum average daily attendance.
7 The Head Start and public nurseries or kindergartens operated from
8 Community Action Program funds shall not be subjected to the
9 accrediting rules of the State ~~Board of Education~~ Superintendent of
10 Public Instruction. Neither will the State ~~Board of Education~~
11 Superintendent of Public Instruction make rules affecting the
12 operation of the public nurseries and kindergartens operated from
13 federal funds secured through Community Action Programs even though
14 they may be operating in the public schools of the state. However,
15 any of the Head Start or public nurseries or kindergartens operated
16 under federal regulations may make application for accrediting from
17 the State ~~Board of Education~~ Superintendent of Public Instruction
18 but will be accredited only if application for the approval of the
19 programs is made. The status of no school district shall be changed
20 which will reduce it to a lower classification until due notice has
21 been given to the proper authorities thereof and an opportunity
22 given to correct the conditions which otherwise would be the cause
23 of such reduction.

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1 Private and parochial schools may be accredited and classified
2 in like manner as public schools or, if an accrediting association
3 is approved by the State ~~Board of Education~~ Superintendent of Public
4 Instruction, by procedures established by the State ~~Board of~~
5 ~~Education~~ Superintendent of Public Instruction to accept
6 accreditation by such accrediting association, if application is
7 made to the State ~~Board of Education~~ Superintendent of Public
8 Instruction for such accrediting;

9 ~~11.~~ 9. Be the legal agent of the State of Oklahoma to accept,
10 in its discretion, the provisions of any Act of Congress
11 appropriating or apportioning funds which are now, or may hereafter
12 be, provided for use in connection with any phase of the system of
13 public education in Oklahoma. ~~It~~ The Superintendent of Public
14 Instruction shall prescribe such rules as ~~it~~ he or she finds
15 necessary to provide for the proper distribution of such funds in
16 accordance with the state and federal laws;

17 ~~12.~~ ~~Be and is specifically hereby designated as the agency of~~
18 ~~this state to cooperate and deal with any officer, board or~~
19 ~~authority of the United States Government under any law of the~~
20 ~~United States which may require or recommend cooperation with any~~
21 ~~state board having charge of the administration of public schools~~
22 ~~unless otherwise provided by law;~~

23 ~~13.~~ ~~Be and is hereby designated as the "State Educational~~
24 ~~Agency" referred to in Public Law 396 of the 79th Congress of the~~

1 ~~United States, which law states that said act may be cited as the~~
2 ~~"National School Lunch Act", and said State Board of Education is~~
3 ~~hereby authorized and directed to accept the terms and provisions of~~
4 ~~said act and to enter into such agreements, not in conflict with the~~
5 ~~Constitution of Oklahoma or the Constitution and Statutes of the~~
6 ~~United States, as may be necessary or appropriate to secure for the~~
7 ~~State of Oklahoma the benefits of the school lunch program~~
8 ~~established and referred to in said act;~~

9 ~~14.~~ 10. Have authority to secure and administer the benefits of
10 the National School Lunch Act, Public Law 396 of the 79th Congress
11 of the United States, in the State of Oklahoma and is hereby
12 authorized to employ or appoint and fix the compensation of such
13 additional officers or employees and to incur such expenses as may
14 be necessary for the accomplishment of the above purpose, administer
15 the distribution of any state funds appropriated by the Legislature
16 required as federal matching to reimburse on children's meals;

17 ~~15.~~ 11. Accept and provide for the administration of any land,
18 money, buildings, gifts, donation or other things of value which may
19 be offered or bequeathed to the schools under the supervision or
20 control of ~~said Board~~ the State Superintendent of Public
21 Instruction;

22 ~~16.~~ 12. Have authority to require persons having administrative
23 control of all school districts in Oklahoma to make such regular and
24 special reports regarding the activities of the schools in said

1 districts as the ~~Board~~ State Superintendent of Public Instruction
2 may deem needful for the proper exercise of ~~its~~ the Superintendent's
3 duties and functions. Such authority shall include the right of the
4 State ~~Board of Education~~ Superintendent of Public Instruction to
5 withhold all state funds under ~~its~~ the Superintendent's control, to
6 withhold official recognition, including accrediting, until such
7 required reports have been filed and accepted in the office of ~~said~~
8 ~~Board~~ the State Superintendent of Public Instruction and to revoke
9 the certificates of persons failing or refusing to make such
10 reports;

11 ~~17.~~ 13. Have general supervision of the school lunch program.
12 The State ~~Board of Education~~ Superintendent of Public Instruction
13 may sponsor workshops for personnel and participants in the school
14 lunch program and may develop, print and distribute free of charge
15 or sell any materials, books and bulletins to be used in such school
16 lunch programs. There is hereby created in the State Treasury a
17 revolving fund for the ~~Board~~ State Superintendent of Public
18 Instruction, to be designated the School Lunch Workshop Revolving
19 Fund. The fund shall consist of all fees derived from or on behalf
20 of any participant in any such workshop sponsored by the State ~~Board~~
21 ~~of Education~~ Superintendent of Public Instruction, or from the sale
22 of any materials, books and bulletins, and such funds shall be
23 disbursed for expenses of such workshops and for developing,
24 printing and distributing of such materials, books and bulletins

1 relating to the school lunch program. The fund shall be
2 administered in accordance with the Revolving Fund Procedures Act;
3 ~~18.~~ 14. Prescribe all forms for school district and county
4 officers to report to the State ~~Board of Education~~ Superintendent of
5 Public Instruction where required. The State ~~Board of Education~~
6 Superintendent of Public Instruction shall also prescribe a list of
7 appropriation accounts by which the funds of school districts shall
8 be budgeted, accounted for and expended; and it shall be the duty of
9 the State Auditor and Inspector in prescribing all budgeting,
10 accounting and reporting forms for school funds to conform to such
11 lists;

12 ~~19.~~ 15. Provide for the establishment of a uniform system of
13 pupil and personnel accounting, records and reports;

14 ~~20.~~ 16. Have authority to provide for the health and safety of
15 school children and school personnel while under the jurisdiction of
16 school authorities;

17 ~~21.~~ 17. Provide for the supervision of the transportation of
18 pupils;

19 ~~22.~~ 18. Have authority, upon request of the local school board,
20 to act in behalf of the public schools of the state in the purchase
21 of transportation equipment;

22 ~~23.~~ 19. Have authority and is hereby required to perform all
23 duties necessary to the administration of the public school system
24 in Oklahoma as specified in the Oklahoma School Code; and, in

1 addition thereto, those duties not specifically mentioned herein if
2 not delegated by law to any other agency or official;

3 ~~24.~~ 20. Administer the State Public Common School Building
4 Equalization Fund established by Section 32 of Article X of the
5 Oklahoma Constitution. Any royalties, bonuses, rentals or other
6 monies derived from oil and gas and all other mineral leases on
7 lands that have been or may be granted by the United States to the
8 state for the use and benefit of the common schools, or lands that
9 are or may be held by the Commissioners of the Land Office for the
10 use and benefit of the common schools, the proceeds of the sale of
11 easements, improvements and sand and gravel on any such lands, any
12 monies as may be appropriated or designated by the Legislature,
13 other than ad valorem taxes, any other funds identified by the State
14 Department of Education, which may include, but not be limited to,
15 grants-in-aid from the federal government for building purposes, the
16 proceeds of all property that shall fall to the state by escheat,
17 penalties for unlawful holding of real estate by corporations, and
18 capital gains on assets of the permanent school funds, shall be
19 deposited in the State Public Common School Building Equalization
20 Fund. The fund shall be used to aid school districts in acquiring
21 buildings, subject to the limitations fixed by Section 32 of Article
22 X of the Oklahoma Constitution. It is hereby declared that the term
23 "acquiring buildings" as used in Section 32 of Article X of the
24 Oklahoma Constitution shall mean acquiring or improving school

1 sites, constructing, repairing, remodeling or equipping buildings,
2 or acquiring school furniture, fixtures, or equipment. If
3 sufficient monies are available in the fund, the ~~Board~~ State
4 Superintendent of Public Instruction shall solicit proposals for
5 grants from school districts and shall determine the process for
6 consideration of proposals. Grants shall be awarded only to school
7 districts which have a total assessed property valuation per average
8 daily membership that is less than the state average total assessed
9 property valuation per average daily membership and, at the time of
10 application, the district has voted the five-mill building fund levy
11 authorized in Section 10 of Article X of the Oklahoma Constitution,
12 and has voted indebtedness through the issuance of new bonds for at
13 least eighty-five percent (85%) within the last three (3) years of
14 the maximum allowable pursuant to the provisions of Section 26 of
15 Article X of the Oklahoma Constitution as shown on the school
16 district budget filed with the State Board of Equalization for the
17 current school year and certifications by the Attorney General prior
18 to April 1 of the school year. The amount of each grant awarded by
19 the ~~Board~~ State Superintendent of Public Instruction each year shall
20 not exceed One Million Dollars (\$1,000,000.00). The ~~Board~~ State
21 Superintendent of Public Instruction shall give priority
22 consideration to school districts which have a total assessed
23 property valuation per average daily membership that is equal to or
24 less than twenty-five percent (25%) of the state average total

1 assessed property valuation per average daily membership. The ~~Board~~
2 State Superintendent of Public Instruction is authorized to prorate
3 grants awarded if monies are not sufficient in the fund to award
4 grants to qualified districts. The State ~~Board of Education~~
5 Superintendent of Public Instruction shall prescribe rules for
6 making grants of aid from, and for otherwise administering, the fund
7 pursuant to the provisions of this paragraph, and may employ and fix
8 the duties and compensation of technicians, aides, clerks,
9 stenographers, attorneys and other personnel deemed necessary to
10 carry out the provisions of this paragraph. The cost of
11 administering the fund shall be paid from monies appropriated to the
12 State ~~Board of Education~~ Superintendent of Public Instruction for
13 the operation of the State Department of Education;

14 ~~25.~~ 21. Recognize that the Director of the Oklahoma Department
15 of Corrections shall be the administrative authority for the schools
16 which are maintained in the state reformatories and shall appoint
17 the principals and teachers in such schools. Provided, that rules
18 of the State ~~Board of Education~~ Superintendent of Public Instruction
19 for the classification, inspection and accreditation of public
20 schools shall be applicable to such schools; and such schools shall
21 comply with standards set by the State ~~Board of Education~~
22 Superintendent of Public Instruction;

23 ~~26.~~ 22. Have authority to administer a revolving fund which is
24 hereby created in the State Treasury, to be designated the

1 Statistical Services Revolving Fund. The fund shall consist of all
2 monies received from the various school districts of the state, the
3 United States Government, and other sources for the purpose of
4 furnishing or financing statistical services and for any other
5 purpose as designated by the Legislature. The State ~~Board of~~
6 ~~Education~~ Superintendent of Public Instruction is hereby authorized
7 to enter into agreements with school districts, municipalities, the
8 United States Government, foundations and other agencies or
9 individuals for services, programs or research projects. The
10 Statistical Services Revolving Fund shall be administered in
11 accordance with the Revolving Fund Procedures Act, Section 155 et
12 seq. of Title 62 of the Oklahoma Statutes; and

13 ~~27.~~ 23. Have authority to review preliminary plans for new
14 construction and major alteration of public school buildings where
15 structural changes are proposed. No bids shall be let for the
16 construction or major alteration of any public school building until
17 preliminary plans and specifications for such construction or
18 alteration have been submitted to and reviewed by the State
19 Department of Education. The period of time during which such
20 review is conducted by the State Department of Education shall not
21 exceed thirty (30) days. The State Department of Education shall
22 advise each local school district regarding said review of
23 preliminary plans and specifications. Provided, nothing in this
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1 subsection shall be construed as repealing any ordinance or building
2 code of any city, town or county.

3 B. The State Board of Education shall have the responsibility
4 to give advice and make recommendations to the State Superintendent
5 of Public Instruction on all matters pertaining to the supervision
6 of instruction in the public schools.

7 C. The State Department of Education shall:

8 1. Be and is specifically hereby designated as the agency of
9 this state to cooperate and deal with any officer, board or
10 authority of the United States Government under any law of the
11 United States which may require or recommend cooperation with any
12 state board having charge of the supervision of instruction in the
13 public schools unless otherwise provided by law;

14 2. Be and is hereby designated as the "State Educational
15 Agency" referred to in Public Law 396 of the 79th Congress of the
16 United States, which law states that said act may be cited as the
17 "National School Lunch Act", and the State Superintendent of Public
18 Instruction is hereby authorized and directed to accept the terms
19 and provisions of the act and to enter into such agreements, not in
20 conflict with the Constitution of Oklahoma or the Constitution and
21 Statutes of the United States, as may be necessary or appropriate to
22 secure for the State of Oklahoma the benefits of the school lunch
23 program established and referred to in the National School Lunch
24 Act.

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

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