

**FLOOR AMENDMENT**  
HOUSE OF REPRESENTATIVES  
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3130  
Page 1 Section 1 & 2 Lines 21  
Of the printed Bill  
Of the Engrossed Bill

By inserting a new Section 1 and Section 2 to read as follows:

(See Attached)

And by renumbering the subsequent sections.

**AMEND TITLE TO CONFORM TO AMENDMENTS**

Adopted: \_\_\_\_\_

Amendment submitted by: Ed Cannaday

\_\_\_\_\_  
Reading Clerk

1 "SECTION 1. NEW LAW A new section of law to be codified  
2 in the Oklahoma Statutes as Section 3-135.1 of Title 70, unless  
3 there is created a duplication in numbering, reads as follows:

4 Prior to entering into an employment contract with any person to  
5 work as a teacher who is lawfully present in the United States under  
6 an H-1B nonimmigrant temporary worker visa, a charter school shall  
7 be required to file a report with the State Department of Education  
8 showing proof:

9 1. Of the efforts made by the charter school to employ persons  
10 who are qualified for the teaching position and are residents of  
11 Oklahoma or the United States; and

12 2. That there is a shortage of persons who are qualified for  
13 the teaching position and are residents of Oklahoma or the United  
14 States.

15 SECTION 2. AMENDATORY 70 O.S. 2011, Section 3-137, is  
16 amended to read as follows:

17 Section 3-137. A. An approved contract for a charter school  
18 shall be effective for not longer than five (5) years from the first  
19 day of operation. Prior to the beginning of the fifth year of  
20 operation, the charter school may apply for renewal of the contract  
21 with the sponsor. The sponsor may deny the request for renewal if  
22 it determines the charter school has failed to complete the  
23 obligations of the contract or comply with the provisions of the  
24 Oklahoma Charter Schools Act. A sponsor shall give written notice

1 of its intent to deny the request for renewal at least eight (8)  
2 months prior to expiration of the contract.

3 B. If a sponsor denies a request for renewal, the governing  
4 board may proceed to mediation or binding arbitration or both as  
5 provided for in subsection G of Section 3-134 of this title.

6 C. A sponsor may terminate a contract during the term of the  
7 contract for failure to meet the requirements for student  
8 performance contained in the contract, failure to meet the standards  
9 of fiscal management, violations of the law, or other good cause.  
10 The sponsor shall give at least ninety (90) days' written notice to  
11 the governing board prior to terminating the contract. The  
12 governing board may request, in writing, an informal hearing before  
13 the sponsor within fourteen (14) days of receiving notice. The  
14 sponsor shall conduct an informal hearing before taking action. If  
15 a sponsor decides to terminate a contract, the governing board may  
16 proceed to mediation or binding arbitration or both as provided for  
17 in subsection G of Section 3-134 of this title.

18 D. If a contract is not renewed, the governing board of the  
19 charter school may submit an application to a proposed new sponsor  
20 as provided for in Section 3-134 of this title.

21 E. A contract with a sponsor shall not be renewed or shall be  
22 terminated during the term of the contract if the charter school has  
23 been identified for school improvement by the State Board of  
24 Education for three (3) or more consecutive years. The nonrenewal

1 or termination of the contract shall be effective by the end of the  
2 school year following the identification of the charter school for  
3 school improvement for three (3) consecutive years. The State Board  
4 of Education shall take any necessary action to ensure  
5 implementation of the provisions of this subsection.

6 F. If a contract is not renewed or is terminated according to  
7 this section, a student who attended the charter school may enroll  
8 in the resident school district of the student or may apply for a  
9 transfer in accordance with Section 8-103 of this title.”

10 53-2-10040 KB 03/13/12  
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