

1 **SENATE FLOOR VERSION**

2 March 28, 2011

3 As Amended

4 ENGROSSED HOUSE

5 BILL NO. 1374

6 By: Holland and Ritze of the  
7 House

8 and

9 Fields of the Senate

10 **An Act relating to schools; amending 70 O.S. 2001,**  
11 **Section 16-102, as amended by Section 5, Chapter 457,**  
12 **O.S.L. 2010 (70 O.S. Supp. 2010, Section 16-102),**  
13 **which relates to the selection of textbooks; allowing**  
14 **the State Textbook Committee to extend certain**  
15 **textbook contracts for certain time period; and**  
16 **declaring an emergency.**

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

18 SECTION 1. AMENDATORY 70 O.S. 2001, Section 16-102, as  
19 amended by Section 5, Chapter 457, O.S.L. 2010 (70 O.S. Supp. 2010,  
20 Section 16-102), is amended to read as follows:

21 Section 16-102. A. The State Textbook Committee shall meet at  
22 the call of the chairperson as often as necessary, with two (2)  
23 weeks' public notice, to discharge its responsibilities. If  
24 necessary, not later than the first day of December of each year the  
State Textbook Committee shall meet at the call of the chairperson  
at the State Capitol and select textbooks for subjects taught in the

1 public schools of the state up to and including the twelfth grade,  
2 which selections shall be for not more than six (6) years for every  
3 textbook.

4 B. ~~Before September 1, 2010, the~~ The Committee ~~shall~~ may  
5 suspend any currently pending selection process of textbooks and  
6 ~~shall~~ may extend by at least two (2) years the six-year adoption  
7 period of those textbooks currently on the state adopted list, for  
8 the purpose of delaying for two (2) years the six-year adoption  
9 cycle of subjects.

10 C. "Textbooks", as used in Sections 16-101 through 16-124 of  
11 this title, means instructional materials that are designed for use  
12 by pupils as a learning resource. Instructional materials may be  
13 printed or nonprinted and may include textbooks, technology-based  
14 and other educational materials. Technology-based materials do not  
15 include the equipment required to make use of those materials.

16 D. The Committee shall select textbooks or series of textbooks  
17 for each subject, which are in its judgment satisfactory. The State  
18 Textbook Committee may determine that unusual or extraordinary  
19 circumstances exist in a particular subject area during the period  
20 for which textbooks have been selected for that subject area.  
21 Unusual or extraordinary circumstances shall include but not be  
22 limited to significant new techniques of teaching in a particular  
23 subject area or significant new findings or discoveries in a  
24 particular subject area. Upon a determination by three-fourths

1 (3/4) of the members of the State Textbook Committee that unusual or  
2 extraordinary circumstances exist in a particular subject area, the  
3 Committee may select one or more textbooks in that subject area for  
4 the remainder of the adoption period.

5 E. Five or more district boards of education may petition the  
6 State Board of Education to add a book or series of textbooks to the  
7 approved list selected by the State Textbook Committee.

8 The State Board of Education shall promulgate rules to implement  
9 the method and time frame for handling the petitions in the most  
10 expeditious manner.

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

15 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION, dated 3-28-11 - DO  
16 PASS, As Amended.

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