

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1728

By: Fourkiller

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2001,
8 Section 5-102, which relates to independent school
9 districts; clarifying language; and providing an
10 effective date.

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

12 SECTION 1. AMENDATORY 70 O.S. 2001, Section 5-102, is
13 amended to read as follows:

14 Section 5-102. All independent school districts in Oklahoma
15 shall be those which shall have maintained during the previous year
16 a school offering high school subjects fully accredited by the State
17 Board of Education.

18 A reasonable deviation from any of the requirements enumerated
19 herein shall not operate to prohibit the State Board of Education
20 from designating any district as independent if the other
21 requirements are sufficiently superior to the minimum standards
22 required herein, but standards therefor shall be reduced to writing
23 and a copy thereof sent to all districts maintaining high schools in
24 Oklahoma at least one (1) year prior to the time the requirements

1 become effective. Until the effective date thereof, the
2 requirements hereinabove enumerated shall remain in full force and
3 effect.

4 As a basis for attaining the status of independent school
5 district, high schools shall be inspected by a member of the
6 division of secondary education of the State Board of Education or
7 such other representative as the State Board of Education shall
8 designate, and all of the standards prescribed by the State Board of
9 Education shall be carefully checked in the presence of the district
10 superintendent of schools or board of education of the district. A
11 written report shall be made and mailed to the district
12 superintendent of schools and board of education within thirty (30)
13 days after the time of such inspection. ~~Such~~ The report shall
14 indicate if the high school meets the requirements and, if not, a
15 statement shall be made as to what must be done in order to comply
16 therewith.

17 After any school district has become independent, it shall
18 remain so until removed from independent status by the State Board
19 of Education, which, however, shall not remove any school district
20 from independent status until it is satisfied that the minimum
21 standards for independent school districts are not being maintained.
22 Any order of the State Board of Education removing a school district
23 from independent status shall not become effective until the close
24 of the fiscal year in which such order is made, and any order

1 removing a school district from independent status which has
2 heretofore been made by the State Board of Education, regardless of
3 notice or effective date thereof, is hereby validated. A reasonable
4 variation from year to year in the minimum number of teachers
5 required shall not affect the status of any independent school
6 district.

7 SECTION 2. This act shall become effective November 1, 2011.

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