

1 STATE OF OKLAHOMA

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

3 SENATE BILL 533

By: Russell

4
5
6 AS INTRODUCED

7 An Act relating to school administration; creating
8 the Administrative Reform Act; providing short title;
9 amending Section 4, Chapter 455, O.S.L. 2003 (70 O.S.
10 Supp. 2010, Section 5-106A), which relates to
11 employment contracts with multiple schools;
12 prohibiting certain school districts from employing a
13 superintendent; referencing method for pooling
14 resources to employ a superintendent; providing for
15 noncodification; providing an effective date; and
16 declaring an emergency.

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

18 SECTION 1. NEW LAW A new section of law not to be
19 codified in the Oklahoma Statutes reads as follows:

20 This act shall be known and may be cited as the "Administrative
21 Reform Act".

22 SECTION 2. AMENDATORY Section 4, Chapter 455, O.S.L.
23 2003 (70 O.S. Supp. 2010, Section 5-106A), is amended to read as
24 follows:

Section 5-106A. A. A superintendent, administrator, teacher,
or person providing support services may contract with more than one
school district to serve as superintendent, administrator, or

1 teacher, as appropriately qualified, or to provide support services
2 for each contracting district. The contract may be mutual with all
3 the districts as parties, or the contracts may be separate;
4 provided, that a superintendent, administrator, teacher, or person
5 providing support services may not enter into contracts with more
6 than one school district without the assent and knowledge of all the
7 school districts with which they are contracting. The districts who
8 contract either mutually or separately with a superintendent,
9 administrator, or teacher, or with a person to provide support
10 services may enter into agreements upon such terms and conditions as
11 the parties may agree and may include terms related to the division
12 of payments for items including, but not limited to, payment of
13 benefits or travel for the superintendent, administrator, teacher,
14 or person providing support services. Unless otherwise provided by
15 contract, each district shall pay into the Teachers' Retirement
16 System of Oklahoma the district's pro rata share of the payment
17 required to be paid into the System on behalf of the employee.

18 B. School districts with an average daily membership of fewer
19 than two thousand (2,000) students shall not employ a school
20 superintendent.

21 C. School districts with an average daily membership of fewer
22 than two thousand (2,000) students may contract with other school
23 districts pursuant to Section 5-117b of this title or form an
24 administrative district to employ a school superintendent.

1 D. Administrative districts may be formed by two or more school
2 districts for the purposes of performing administrative services and
3 duties. An administrative district shall not be formed unless the
4 combined number of students in all school districts forming the
5 administrative district, as calculated by the average daily
6 membership (ADM), exceeds two thousand (2000).

7 E. All administrative districts shall have an administrative
8 board. Members of the administrative board shall be appointed by,
9 and shall be members of, a local school board within the
10 administrative district. The board shall be composed of one member
11 from each school board within the administrative district.

12 F. All members of the administrative board shall have equal
13 voting rights regarding any final decision of the administrative
14 board. Superintendents shall moderate but shall not be voting
15 members of the administrative board.

16 G. An administrative district may contract with a
17 superintendent for a term as mutually agreed upon but not to exceed
18 three (3) years beyond the fiscal year in which the contract is
19 approved by the administrative board and accepted by the
20 superintendent. The contract shall include all other terms and
21 conditions as agreed upon in writing by the board and the
22 superintendent.

23 SECTION 3. This act shall become effective July 1, 2011.
24

1 SECTION 4. 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.

5

6 53-1-20 AM 1/19/2011 10:50:23 AM

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24