

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB1520
Page 1 Section 1 Lines 16
Of the printed Bill
Of the Engrossed Bill

By adding a new Section 1 to read as follows:

(See Attached)

And by renumbering the subsequent sections.

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____

Amendment submitted by: Jadine Nollan

Reading Clerk

1 "SECTION 1. AMENDATORY 10 O.S. 2011, Section 1419, is
2 amended to read as follows:

3 Section 1419. A. The Commission for Rehabilitation Services
4 shall establish and maintain such methods of administration,
5 including methods relating to the establishment and maintenance of
6 personnel standards, as are necessary for the proper and efficient
7 administration of the Oklahoma School for the Blind and the Oklahoma
8 School for the Deaf, and programs thereat; shall maintain records
9 and reports, shall provide a uniform accounting system; and shall
10 incur such expenses and make such expenditures as it deems necessary
11 to maintain and operate such schools.

12 B. 1. Instructional Personnel. The Director of the State
13 Department of Rehabilitation Services shall employ or contract with
14 such qualified instructional personnel including, but not limited
15 to, teachers, and such other persons serving in an instructional
16 capacity, as the director deems necessary for the proper operation
17 of each school and shall fix their duties and compensation. The
18 superintendent, teachers and other employees shall be eligible for
19 membership or participation in the Teachers' Retirement System of
20 Oklahoma to the same extent and on the same basis as teachers and
21 other employees of other state educational institutions and public
22 schools. The Director shall not employ or contract with a person as
23 instructional personnel unless the superintendent of the school has
24 recommended that person. If there is a vacancy in the

1 superintendent position or if the superintendent is unable to make a
2 recommendation within thirty (30) days after a request for a
3 recommendation is made, the Director is authorized to employ or
4 contract with any person without a recommendation from the
5 superintendent.

6 2. Career Teacher. A career teacher is a member of the
7 instructional staff who has served in an instructional capacity for
8 three (3) or more consecutive years in either school, or who has
9 served in a public school district in such a way so as to meet the
10 definition of a career teacher as provided for in Section 6-101.3 of
11 Title 70 of the Oklahoma Statutes. Career teacher shall not include
12 a school nurse.

13 3. Probationary Teacher. A probationary teacher is a member of
14 the instructional staff who has served in an instructional capacity
15 for less than three (3) consecutive years in either school, or who
16 has served in a public school district in such a way so as to meet
17 the definition of a probationary teacher as provided for in Section
18 6-101.3 of Title 70 of the Oklahoma Statutes.

19 C. Administrative Personnel.

20 1. The Director of the State Department of Rehabilitation
21 Services shall employ or appoint the superintendent of each school
22 and shall fix their duties and compensation. The superintendents
23 shall be in the unclassified service.

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1 2. The Director of the State Department of Rehabilitation
2 Services shall employ or contract with such other administrative
3 personnel as the Director deems necessary for the proper operation
4 of each school and shall fix their duties and compensation. The
5 administrative personnel may include, but is not limited to,
6 assistant superintendents, principals, vice-principals and other
7 persons who devote a majority of their time to service in a
8 supervisory or administrative capacity.

9 D. An orientation and mobility specialist employed by the State
10 Department of Rehabilitation Services to serve at the Oklahoma
11 School for the Blind shall be accorded the same protection of laws
12 and all other benefits accorded instructional personnel, including
13 but not limited to, the minimum salary level for instructional
14 personnel.

15 E. 1. The Commission shall, pursuant to the Administrative
16 Procedures Act, adopt personnel policies for instructional and
17 administrative personnel, except for superintendents, that are
18 consistent with the law applicable to public school district
19 employees, including, but not limited to, leave and employment
20 policies, evaluation policy, grievance procedures, professional
21 development, and a minimum salary schedule. The Commission shall
22 initiate a rulemaking process for the personnel policies for
23 instructional and administrative personnel no later than October 1,
24 2003. The minimum salary level for qualified instructional

1 personnel shall meet or exceed the minimum salary level provided for
2 public school teachers in Section ~~18-114.12~~ 18-114.14 of Title 70 of
3 the Oklahoma Statutes or any additional minimum salary schedule
4 enacted by the Legislature and the Commission shall meet or exceed
5 any other legislatively mandated pay raises for teachers that are
6 not part of the minimum salary schedule. The Department shall
7 notify teachers and other personnel on or before ~~April 10~~ the first
8 Monday in June of each year concerning the renewal of contracts
9 consistent with the requirements for public school teachers as
10 provided for in Section 6-101 of Title 70 of the Oklahoma Statutes.
11 The policy for professional development programs for instructional
12 and administrative personnel shall be consistent with the
13 requirements for professional development programs for public school
14 teachers as provided in Section 6-194 of Title 70 of the Oklahoma
15 Statutes.

16 2. Final disciplinary action taken against a member of the
17 instructional or administrative staff, except superintendents,
18 including termination or the nonrenewal of a contract, shall be
19 subject to the administrative hearing procedures as set forth in
20 Article II of the Oklahoma Administrative Procedures Act. If the
21 final decision of the Director is to terminate or to not renew the
22 contract of a career teacher or administrator, the career teacher or
23 administrator, except superintendent, shall not have a right to
24 judicial review pursuant to Article II of the Oklahoma

1 Administrative Procedures Act, but shall have a right to a trial de
2 novo as provided for in Section 2 1419a of this ~~act~~ title.

3 Disciplinary action against a probationary teacher shall be final
4 unless otherwise provided for by law.

5 F. The State Department of Education shall insure that any
6 funds which have been received in Oklahoma by the State Department
7 of Education because of students who are enrolled and attending the
8 Oklahoma School for the Blind and the Oklahoma School for the Deaf
9 are transferred to the State Department of Rehabilitation Services
10 for use by these schools in proportion to the number of students
11 enrolled and attending who were the basis for the receipt of these
12 federal funds.

13 G. School personnel who have entered into contracts with the
14 schools on or before July 1, 1995, shall be entitled to longevity
15 pay as provided in Section 840-2.18 of Title 74 of the Oklahoma
16 Statutes."

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