

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   1st Session of the 54th Legislature (2013)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 1397

By: Johnson of the House

and

Stanislawski of the Senate

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10                                   COMMITTEE SUBSTITUTE

11                   An Act relating to schools; amending 70 O.S. 2011,  
12                   Section 1-109, which relates to the school year;  
13                   providing maximum number of hours that may be used  
14                   for professional meetings each fiscal year; providing  
15                   for additional paid days under certain conditions;  
16                   and providing an effective date.

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

17                   SECTION 1.           AMENDATORY           70 O.S. 2011, Section 1-109, is  
18 amended to read as follows:

19                   Section 1-109. A. For all public schools in Oklahoma, school  
20 shall actually be in session and classroom instruction offered:

21                   1. For not less than one hundred eighty (180) days; or

22                   2. For not less than one thousand eighty (1,080) hours each  
23 school year, if a district board of education adopts a school-hours

1 policy and notifies the State Board of Education prior to September  
2 15 of the applicable school year.

3 B. Not more than thirty (30) hours each ~~school~~ fiscal year may  
4 be used for attendance of professional meetings and teachers may be  
5 paid for a length of term in excess thereof, under conditions  
6 hereinafter outlined. Subject to district board of education policy  
7 or collective bargaining agreement, additional paid professional  
8 ~~leave~~ days may be granted for individual teachers to attend or  
9 participate in professional meetings, staff development training, or  
10 National Board certification portfolio development as provided for  
11 in Section 6-204.2 of this title.

12 C. A school district may authorize parent-teacher conferences  
13 to be held during a regular school day. If authorized by the school  
14 district, parent-teacher conferences shall be counted as classroom  
15 instruction time for no more than six (6) hours per semester, for a  
16 total of twelve (12) hours per school year.

17 D. A school district may maintain school for less than a full  
18 school year only when conditions beyond the control of school  
19 authorities make the maintenance of the term impossible and the  
20 State Board of Education has been apprised and has expressed  
21 concurrence in writing.

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UNDERLINED language denotes Amendments to present Statutes.  
**BOLD FACE CAPITALIZED** language denotes Committee Amendments.  
~~Strike thru~~ language denotes deletion from present Statutes.

1 E. The State Board of Education shall establish criteria for an  
2 extended-day schedule for schools subject to paragraph 1 of  
3 subsection A of this section. The criteria shall:

4 1. Prescribe a lengthened school day within limits determined  
5 not to be detrimental to quality instruction; ~~and~~

6 2. Ensure that the schedule is equivalent in annual hours of  
7 instruction to the one-hundred-eighty-day school year specified in  
8 paragraph 1 of subsection A of this section; and

9 3. Be consistent with the provisions of this section and  
10 Sections 1-111 and 1-112 of this title, but may result in fewer  
11 annual days of instruction.

12 F. The State Board of Education may authorize school districts  
13 to implement an extended-day schedule for instruction pursuant to  
14 the criteria developed. The State Board of Education shall require  
15 the participating school districts to prepare a report of the impact  
16 of the extended-day schedule.

17 G. Notwithstanding the provisions of subsections E and F of  
18 this section, a school district board of education subject to  
19 paragraph 1 of subsection A of this section may adopt and implement  
20 an extended-day schedule for grades nine through twelve subject to  
21 the following requirements:

22 1. The annual number of hours of instruction shall equal or  
23 exceed one thousand eighty (1,080) hours, which is the equivalent of  
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1 one hundred eighty (180) days of instruction as specified in  
2 subsection A of this section for six (6) hours each day as specified  
3 in Section 1-111 of this title;

4 2. The annual number of days of instruction shall equal or  
5 exceed one hundred eighty (180) days as specified in subsection A of  
6 this section;

7 3. The schedule adopted shall be consistent with the provisions  
8 of Sections 1-111 and 1-112 of this title, except that for not more  
9 than one (1) day per week, a school day shall consist of not less  
10 than five (5) hours devoted to academic instruction in a regular  
11 classroom setting;

12 4. The district shall hold a public hearing prior to the  
13 adoption of an extended-day schedule authorized pursuant to this  
14 subsection; and

15 5. The district shall document the impact on student  
16 achievement as determined by the academic performance index score  
17 and any other relevant factors that are a result of implementation  
18 of an extended-day schedule authorized pursuant to this subsection  
19 and provide an annual report to the State Board of Education of the  
20 results. If improvement in student achievement cannot be documented  
21 in the report, the district board of education shall revoke  
22 authorization as provided by this subsection. If the district does  
23 not revoke authorization after student achievement is not documented

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1 in the report, the State Board of Education may deny accreditation  
2 of any school in violation of this subsection.

3 H. If subject to paragraph 2 of subsection A of this section, a  
4 district board of education or designee may elect to close a school  
5 during the school day for inclement weather purposes. In such an  
6 event, the number of hours incurred in classroom instruction time  
7 prior to school closure shall be counted toward the one thousand  
8 eighty (1,080) hours per year requirement.

9 I. Nothing in this section shall be construed to affect the  
10 Fair Labor Standards Act status of any school district employee.

11 SECTION 2. This act shall become effective November 1, 2013.

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13 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
14 02/27/2013 - DO PASS, As Amended and Coauthored.

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