

1 **SENATE FLOOR VERSION**

2 February 27, 2013

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 268

By: Stanislawski of the Senate

and

Jordan of the House

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7
8
9 [schools - school year - effective date -
10 emergency]

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

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

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

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

18 2. For not less than one thousand eighty (1,080) hours each
19 school year, if a district board of education adopts a school-hours
20 policy and notifies the State Board of Education prior to September
21 15 of the applicable school year; or

22 3. Subject to the availability of funding, for all public
23 schools in Oklahoma, school shall be in session and classroom
24 instruction offered:

1 a. for not less than one hundred eighty-five (185) days,

2 or

3 b. for not less than one thousand one hundred ten (1,110)

4 hours each school year, if a district board of

5 education adopts a school-hours policy and notifies

6 the State Board of Education prior to September 15 of

7 the applicable school year.

8 B. Not more than thirty (30) hours each school year may be used
9 for attendance of professional meetings and teachers may be paid for
10 a length of term in excess thereof, under conditions hereinafter
11 outlined. Subject to district board of education policy or
12 collective bargaining agreement, additional professional leave days
13 may be granted for individual teachers to attend or participate in
14 professional meetings, staff development training, or National Board
15 certification portfolio development as provided for in Section 6-
16 204.2 of this title.

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

22 D. A school district may maintain school for less than a full
23 school year only when conditions beyond the control of school
24 authorities make the maintenance of the term impossible and the

1 State Board of Education has been apprised and has expressed
2 concurrence in writing.

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

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

8 2. Ensure that the schedule is equivalent in annual hours of
9 instruction to the one-hundred-eighty-day school year specified in
10 paragraph 1 of subsection A of this section or, contingent on
11 available funding, the one-hundred-eighty-five-day school year
12 specified in paragraph 3 of subsection A of this section; and

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

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

21 G. Notwithstanding the provisions of subsections E and F of
22 this section, a school district board of education subject to
23 paragraph 1 of subsection A of this section may adopt and implement

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1 an extended-day schedule for grades nine through twelve subject to
2 the following requirements:

3 1. The annual number of hours of instruction shall equal or
4 exceed one thousand eighty (1,080) hours, which is the equivalent of
5 one hundred eighty (180) days of instruction as specified in
6 subsection A of this section for six (6) hours each day as specified
7 in Section 1-111 of this title; however, contingent on available
8 funding, the annual number of hours of instruction shall equal or
9 exceed one thousand one hundred ten (1,110) hours, which is the
10 equivalent of one hundred eighty-five (185) days of instruction as
11 specified in paragraph 3 of subsection A of this section for six (6)
12 hours each day as specified in Section 1-111 of this title;

13 2. The annual number of days of instruction shall equal or
14 exceed one hundred eighty (180) days as specified in subsection A of
15 this section or, contingent on available funding, the annual number
16 of days of instruction shall equal or exceed one hundred eighty-five
17 (185) days as specified in paragraph 3 of subsection A of this
18 section;

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

24

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

4 5. The district shall document the impact on student
5 achievement as determined by the academic performance index score
6 and any other relevant factors that are a result of implementation
7 of an extended-day schedule authorized pursuant to this subsection
8 and provide an annual report to the State Board of Education of the
9 results. If improvement in student achievement cannot be documented
10 in the report, the district board of education shall revoke
11 authorization as provided by this subsection. If the district does
12 not revoke authorization after student achievement is not documented
13 in the report, the State Board of Education may deny accreditation
14 of any school in violation of this subsection.

15 H. If subject to paragraph 2 of subsection A of this section, a
16 district board of education or designee may elect to close a school
17 during the school day for inclement weather purposes. In such an
18 event, the number of hours incurred in classroom instruction time
19 prior to school closure shall be counted toward the one thousand
20 eighty (1,080) hours per year requirement or, contingent on
21 available funding, the one thousand one hundred ten (1,110) hours
22 per year requirement.

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

1 SECTION 2. This act shall become effective July 1, 2013.

2 SECTION 3. It being immediately necessary for the preservation
3 of the public peace, health and safety, an emergency is hereby
4 declared to exist, by reason whereof this act shall take effect and
5 be in full force from and after its passage and approval.

6 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
7 February 27, 2013 - DO PASS AS AMENDED
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