

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1659

By: Denney

4
5 AS INTRODUCED

6 An Act relating to schools; amending 70 O.S. 2011,
7 Sections 6-204.1 and 6-204.2, as amended by Section
8 2, Chapter 360, O.S.L. 2012 (70 O.S. Supp. 2012,
9 Section 6-204.2), which relate to the Education
10 Leadership Oklahoma program; deleting certain
11 definition; deleting funding contingency; modifying
12 purposes of the program; modifying duties of the
13 Oklahoma Commission for Teacher Preparation; changing
14 which teachers may participate in the program;
15 deleting the application review committee; changing
16 the number and process for selection of applicants
17 for the program; specifying the charges and fees to
18 be paid by the Commission; limiting the amount of
19 certain charges and fees paid by the Commission;
20 directing the Commission to promulgate certain rules;
21 providing for repayment of certain payments;
22 providing for reimbursement of certain charges and
23 fees; limiting amount of reimbursement; deleting
24 certain rule requirement; deleting bonus payments to
teachers who meet certain conditions; allowing
certain teachers to qualify for certain salary
increment; modifying verification process; deleting
requirement to increase the bonus to certain amount;
deleting certain contingency; deleting certain
restrictions on accepting applications, awarding
scholarships and payment of bonuses; establishing
minimum salary schedule for teachers; defining fringe
benefits; specifying certain recognition of college
degrees; requiring the State Board of Education to
accept certain teaching experience; limiting teaching
credit for certain service and experience; allowing
school district to offer more credit; directing the
Board to recognize certain experiences; prohibiting
application of minimum salary schedule to certain
retired teachers; repealing 70 O.S. 2011, Section 6-
204.4, as amended by Section 601, Chapter 304, O.S.L.

1 2012 (70 O.S. Supp. 2012, Section 6-204.4), which
2 relates to the Oklahoma National Board Certification
3 Revolving Fund; repealing 70 O.S. 2011, Section 18-
4 114.12, which relates to the teacher minimum salary
5 schedule; providing for codification; providing an
6 effective date; and declaring an emergency.

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

8 SECTION 1. AMENDATORY 70 O.S. 2011, Section 6-204.1, is
9 amended to read as follows:

10 Section 6-204.1 For purposes of the Education Leadership
11 Oklahoma Act:

12 1. ~~"Salary bonus" means additional monies granted to teachers~~
13 ~~maintaining National Board certification subject to the availability~~
14 ~~of funds specifically appropriated by the Legislature to the State~~
15 ~~Board of Education for that purpose;~~

16 2. "Certification" means National Board certification;

17 3. 2. "Commission" means the Oklahoma Commission for Teacher
18 Preparation;

19 4. 3. "National Board" means the National Board for
20 Professional Teaching Standards;

21 5. 4. "National Board certification" means National Board
22 certification as provided by the National Board for Professional
23 Teaching Standards; and

24 6. 5. "Teacher" means a classroom teacher, counselor, or
librarian employed by a public school district on a full-time basis.

1 SECTION 2. AMENDATORY 70 O.S. 2011, Section 6-204.2, as
2 amended by Section 2, Chapter 360, O.S.L. 2012 (70 O.S. Supp. 2012,
3 Section 6-204.2), is amended to read as follows:

4 Section 6-204.2 A. ~~Subject to the availability of funds, the~~
5 The Oklahoma Commission for Teacher Preparation and the State Board
6 of Education are authorized to establish the Education Leadership
7 Oklahoma program.

8 B. The purposes of the Education Leadership Oklahoma program
9 are to:

10 1. Provide teachers throughout the state information about
11 National Board certification and the Education Leadership Oklahoma
12 program ~~scholarships and services;~~

13 2. Provide technical assistance and National Board certified
14 mentors to all teachers seeking National Board certification upon
15 request;

16 3. ~~Provide scholarships, pursuant to the Education Leadership~~
17 ~~Oklahoma Act and Oklahoma Commission for Teacher Preparation rules,~~
18 ~~for teachers seeking National Board certification;~~

19 4. ~~Provide a bonus to teachers who achieve National Board~~
20 ~~certification pursuant to the Education Leadership Oklahoma Act and~~
21 ~~State Board of Education rules;~~

22 5. Reward teachers who ~~achieve~~ are seeking National Board
23 certification ~~without the financial support of the Education~~
24 ~~Leadership Oklahoma program~~ by awarding them ~~the~~ a portion of the

1 application processing charge and assessment fee and ~~the amount of~~
2 ~~the scholarship given to Education Leadership Oklahoma participants~~
3 ~~pursuant to this section and commission rules~~ as provided in
4 subsection D of this section; and

5 ~~6.~~ 4. Provide recognition to National Board certified teachers.

6 C. ~~Except as otherwise provided for in subsection P of this~~
7 ~~section, to~~ To fulfill the objectives of the Education Leadership
8 Oklahoma Act, the Oklahoma Commission for Teacher Preparation shall:

9 1. Inform teachers of the Education Leadership Oklahoma program
10 and ~~the scholarships and services it provides to teachers seeking~~
11 National Board certification, emphasizing recruiting efforts toward
12 teachers at high-poverty schools, low-achieving schools and in
13 counties with the lowest percentage of teachers who have achieved
14 National Board certification; and

15 2. ~~Collect and review applications to the scholarship program~~
16 ~~from interested teachers;~~

17 3. ~~Establish an applicant review committee for the purpose of~~
18 ~~identifying scholarship recipients pursuant to the Education~~
19 ~~Leadership Oklahoma Act for the Education Leadership Oklahoma~~
20 ~~program; and~~

21 4. Ensure that all ~~scholarship recipients, alternates, and~~
22 teachers seeking National Board certification ~~independently~~ receive
23 adequate information regarding the level of commitment required to
24 acquire National Board certification.

1 D. ~~The applicant review committee shall:~~

2 ~~1. Consist of:~~

3 a. ~~five classroom teachers appointed by the State Board~~
4 ~~of Education, at least one of whom shall be a National~~
5 ~~Board certified teacher, if available,~~

6 b. ~~five classroom teachers appointed by the Oklahoma~~
7 ~~Commission for Teacher Preparation, at least one of~~
8 ~~whom shall be a National Board certified teacher, if~~
9 ~~available,~~

10 c. ~~three classroom teachers appointed by the Oklahoma~~
11 ~~State Regents for Higher Education, at least one of~~
12 ~~whom shall be a National Board certified teacher, if~~
13 ~~available, and~~

14 d. ~~a chair to be designated by the Executive Director of~~
15 ~~the Oklahoma Commission for Teacher Preparation from~~
16 ~~among the appointed members; and~~

17 ~~2. Except as otherwise provided for in subsection P of this~~
18 ~~section, select up to four hundred teachers each year, of whom a~~
19 ~~minimum of twenty five percent (25%) teach at schools on the school~~
20 ~~improvement list as determined by the State Board of Education~~
21 ~~pursuant to the No Child Left Behind Act or schools with more than~~
22 ~~fifty percent (50%) of students who qualify for the free and reduced~~
23 ~~price lunch program, and the appropriate number of alternates, who:~~

- 1 a. ~~have demonstrated a commitment to excellence in~~
2 ~~teaching,~~
- 3 b. ~~meet all eligibility requirements for potential~~
4 ~~certification as established by the National Board for~~
5 ~~Professional Teaching Standards,~~
- 6 c. ~~are employed in an Oklahoma public school, and~~
- 7 d. ~~meet other requirements of the Commission.~~

8 ~~E. Subject to the availability of funds appropriated by the~~
9 ~~Legislature for the purposes of this subsection and except as~~
10 ~~otherwise provided for in subsection P of this section, The~~
11 ~~Commission shall select not more than one hundred applicants to~~
12 ~~participate in the program each fiscal year for whom the Commission~~
13 ~~shall pay one-half (1/2) of the application processing charge and~~
14 ~~assessment fee for National Board certification shall be paid for~~
15 ~~scholarship recipients by the Commission, and scholarship recipients~~
16 ~~shall be provided. The total amount paid by the Commission shall~~
17 ~~not exceed One Thousand Three Hundred Dollars (\$1,300.00). In~~
18 ~~addition, the Commission shall also provide to the selected~~
19 ~~applicants a scholarship in the amount of Five Hundred Dollars~~
20 ~~(\$500.00) to cover other expenses associated with obtaining National~~
21 ~~Board certification.~~

22 E. The Commission shall promulgate rules establishing a process
23 for accepting applications for the Education Leadership Oklahoma
24 program and for providing to applicants selected for the program up-

1 front payment of the application processing charge and assessment
2 fee and scholarship. If a selected applicant who receives the up-
3 front payment does not complete National Board certification within
4 three (3) years, the applicant shall repay the Commission the full
5 amount paid by the Commission pursuant to subsection D of this
6 section. All selected applicants who do not receive an up-front
7 payment and successfully complete National Board certification shall
8 be reimbursed by the Commission for the application processing
9 charge and assessment fee. The total amount of reimbursement paid
10 by the Commission shall not exceed One Thousand Three Hundred
11 Dollars (\$1,300.00).

12 F. It is the intent of the Legislature that the Oklahoma
13 Commission for Teacher Preparation contract with Southeastern
14 Oklahoma State University to establish Education Leadership Oklahoma
15 program training in higher education teacher preparation programs in
16 the state to assist teachers in meeting the requirements to obtain
17 National Board certification.

18 G. ~~Except as otherwise provided for in subsection P of this~~
19 ~~section, all~~ All teachers seeking National Board certification shall
20 be eligible to participate in Education Leadership Oklahoma program
21 training to assist them in meeting the requirements of the National
22 Board certification process, free of charge.

23 H. ~~The Oklahoma Commission for Teacher Preparation shall~~
24 ~~promulgate rules for the selection of scholarship recipients, the~~

1 ~~selection and utilization of alternates, the payment and~~
2 ~~reimbursement of application fees, and the issuance of scholarships.~~

3 ~~I.~~ Subject to district board of education policy or collective
4 bargaining agreement, additional professional leave days may be
5 granted to teachers seeking National Board certification for
6 National Board certification portfolio development. During the two
7 (2) days of the additional professional days granted to teachers for
8 National Board certification portfolio development, a substitute
9 teacher shall be provided by the school district at no cost to the
10 teacher.

11 ~~J. Except as otherwise provided for in subsection P of this~~
12 ~~section, the State Board of Education shall provide all I. 1. All~~
13 teachers who attain National Board certification a ~~bonus in the~~
14 ~~amount of Five Thousand Dollars (\$5,000.00) annually no later than~~
15 ~~January 31 for as long as they maintain their National Board~~
16 ~~certification and are teaching in the classroom full-time in an~~
17 ~~Oklahoma public school. No school or school district shall be~~
18 ~~liable for payment of bonuses pursuant to this section.~~

19 ~~K. The bonus shall not be included in the calculation of the~~
20 ~~teacher's salary for purposes of meeting the district or statutory~~
21 ~~minimum salary schedule or for purposes of compensating Oklahoma~~
22 ~~Teachers' Retirement System contributions or benefits shall be~~
23 ~~eligible to receive the additional salary increment for National~~
24

1 Board certification as set forth in the minimum salary schedule
2 pursuant to Section 3 of this act.

3 ~~H. 2.~~ The State Board of Education shall promulgate rules for
4 ~~the provision of the bonus pursuant to this section to include, but~~
5 ~~not be limited to,~~ a process by which a National Board certified
6 teacher will verify that:

7 ~~1. The~~

8 ~~a. the~~ National Board certification has not lapsed~~;~~ and

9 ~~2. The~~

10 ~~b. the~~ teacher is still a full-time teacher.

11 ~~M. J.~~ It is the intent of the Legislature that the Oklahoma
12 State Regents for Higher Education incorporate the National Board
13 certification portfolio development into all programs in education
14 leading to a master's level degree.

15 ~~N. Upon implementation of this subsection as provided for in~~
16 ~~subsection O of this section, the State Board of Education shall~~
17 ~~provide all teachers who attain National Board certification a bonus~~
18 ~~in the amount of Seven Thousand Dollars (\$7,000.00) annually no~~
19 ~~later than January 31 for as long as they maintain their National~~
20 ~~Board certification and are full-time teachers in an Oklahoma public~~
21 ~~school. No school or school district shall be liable for payment of~~
22 ~~bonuses pursuant to this section. Upon implementation, the bonus~~
23 ~~provided for in this subsection shall replace the bonus provided for~~
24 ~~in subsection J of this section.~~

1 ~~O. Implementation of subsection N of this section shall be~~
2 ~~contingent upon the appropriation by the Legislature of state funds~~
3 ~~for the specific purpose of implementing subsection N of this~~
4 ~~section. Nothing in this section shall prevent the State Board of~~
5 ~~Education or a school district board of education from utilizing~~
6 ~~private, local, or federal funds to implement subsection N of this~~
7 ~~section.~~

8 ~~P. 1. Except as otherwise provided, the Oklahoma Commission~~
9 ~~for Teacher Preparation shall not accept any applications for the~~
10 ~~Education Leadership Oklahoma program, award scholarships pursuant~~
11 ~~to the Education Leadership Oklahoma Act or pay the National Board~~
12 ~~certification application fee for scholarship recipients after June~~
13 ~~30, 2010, through June 30, 2013. The Commission may pay any~~
14 ~~scholarship amounts or pay the National Board certification~~
15 ~~application fees incurred after June 30, 2010, for any teacher~~
16 ~~selected for the Education Leadership Oklahoma program before June~~
17 ~~30, 2010.~~

18 ~~2. Except as otherwise provided, the State Board of Education~~
19 ~~shall not provide a bonus in the amount of Five Thousand Dollars~~
20 ~~(\$5,000.00) as authorized in subsection J of this section beginning~~
21 ~~June 30, 2010, through June 30, 2013, to any teacher who attains~~
22 ~~National Board certification after June 30, 2010, through June 30,~~
23 ~~2013. The Board shall provide a bonus to any teacher who attains~~
24 ~~National Board certification after June 30, 2010, if the teacher was~~

1 ~~selected for the Education Leadership Oklahoma program before June~~
2 ~~30, 2010, or the teacher has submitted an application for National~~
3 ~~Board certification to the National Board for Professional Teaching~~
4 ~~Standards before June 30, 2010.~~

5 SECTION 3. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 18-114.14 of Title 70, unless
7 there is created a duplication in numbering, reads as follows:

8 A. Beginning with the 2013-2014 school year, teachers in the
9 public schools of Oklahoma shall receive in salary and/or fringe
10 benefits not less than the amounts specified in the following
11 schedule:

12 MINIMUM SALARY SCHEDULE

13 National

14 Years of	Bachelor's	Board	Master's	Doctor's
15 Experience	Degree	Certification	Degree	Degree
16 0	\$31,600	\$32,600	\$32,800	\$34,000
17 1	\$31,975	\$32,975	\$33,175	\$34,375
18 2	\$32,350	\$33,350	\$33,550	\$34,750
19 3	\$32,725	\$33,725	\$33,925	\$35,125
20 4	\$33,100	\$34,100	\$34,300	\$35,500
21 5	\$33,500	\$34,500	\$34,700	\$35,900
22 6	\$33,900	\$34,900	\$35,100	\$36,300
23 7	\$34,300	\$35,300	\$35,500	\$36,700
24 8	\$34,700	\$35,700	\$35,900	\$37,100

1	9	\$35,100	\$36,100	\$36,300	\$37,500
2	10	\$35,950	\$36,950	\$37,575	\$39,625
3	11	\$36,375	\$37,375	\$38,000	\$40,050
4	12	\$36,800	\$37,800	\$38,425	\$40,475
5	13	\$37,225	\$38,225	\$38,850	\$40,900
6	14	\$37,650	\$38,650	\$39,275	\$41,325
7	15	\$38,075	\$39,075	\$39,700	\$41,750
8	16	\$38,500	\$39,500	\$40,125	\$42,175
9	17	\$38,925	\$39,925	\$40,550	\$42,600
10	18	\$39,350	\$40,350	\$40,975	\$43,025
11	19	\$39,775	\$40,775	\$41,400	\$43,450
12	20	\$40,200	\$41,200	\$41,825	\$43,875
13	21	\$40,625	\$41,625	\$42,250	\$44,300
14	22	\$41,050	\$42,050	\$42,675	\$44,725
15	23	\$41,475	\$42,475	\$43,100	\$45,150
16	24	\$41,900	\$42,900	\$43,525	\$45,575
17	25	\$42,325	\$43,325	\$43,950	\$46,000

18 B. When determining the Minimum Salary Schedule, "fringe
19 benefits" shall mean all or part of retirement benefits, excluding
20 the contributions made pursuant to subsection A of Section 17-108.1
21 of Title 70 of the Oklahoma Statutes and the flexible benefit
22 allowance pursuant to Section 26-105 of Title 70 of the Oklahoma
23 Statutes from the flexible benefit allowance funds disbursed by the
24 State Board of Education and the State Board of Career and

1 Technology Education pursuant to Section 26-104 of Title 70 of the
2 Oklahoma Statutes.

3 C. Any of the degrees referred to in this section shall be from
4 a college recognized by the State Board of Education. The State
5 Board of Education shall accept teaching experience from out-of-
6 state school districts that are accredited by the state board of
7 education or appropriate state accrediting agency for the districts.

8 D. For the purpose of state salary increments and retirement,
9 no teacher shall be granted credit for more than five (5) years of
10 active duty in the military service or out-of-state teaching
11 experience as a certified teacher or its equivalent. Nothing in
12 this section shall prohibit boards of education from crediting more
13 years of experience on district salary schedules than those allowed
14 for state purposes.

15 E. The State Board of Education shall recognize, for purposes
16 of certification and salary increments, all the years of experience
17 of a:

18 1. Certified teacher who teaches in the educational program of
19 the Department of Corrections, beginning with fiscal year 1981;

20 2. Vocational rehabilitation counselor under the Department of
21 Human Services if the counselor was employed as a certified teacher
22 by the State Department of Education when the Division of Vocational
23 Rehabilitation was transferred from the State Board of Career and
24

1 Technology Education or the State Board of Education to the Oklahoma
2 Public Welfare Commission on July 1, 1968;

3 3. Vocational rehabilitation counselor which were completed
4 while employed by the Department of Human Services if such counselor
5 was certified as a teacher or was eligible for certification as a
6 teacher in Oklahoma;

7 4. Certified teacher which were completed while employed by the
8 Department of Human Services Child Study Center at University
9 Hospital, if the teacher was certified as a teacher in Oklahoma; and

10 5. Certified school psychologist or psychometrist which were
11 completed while employed as a doctoral intern, psychological
12 assistant, or psychologist with any agency of the State of Oklahoma
13 if the experience primarily involved work with persons of school- or
14 preschool-age and if the person was, at the time the experience was
15 acquired, certified as, or eligible for certification as, a school
16 psychologist or psychometrist.

17 F. The provisions of this section shall not apply to teachers
18 who have entered into postretirement employment with a public school
19 in Oklahoma and are still receiving a monthly retirement benefit.

20 SECTION 4. REPEALER 70 O.S. 2011, Section 6-204.4, as
21 amended by Section 601, Chapter 304, O.S.L. 2012 (70 O.S. Supp.
22 2012, Section 6-204.4), is hereby repealed.

23 SECTION 5. REPEALER 70 O.S. 2011, Section 18-114.12, is
24 hereby repealed.

1 SECTION 6. This act shall become effective July 1, 2013.

2 SECTION 7. 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.

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