

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE BILL 3141

By: Kern

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5
6 AS INTRODUCED

7 An Act relating to schools; creating the Legislative
8 Study Committee on Foreign Influence in Charter
9 Schools; providing termination date; stating purpose
10 of the Committee; providing for membership; providing
11 date for appointments and organizational meeting;
12 providing for selection of officers; stating duties;
13 exempting the Committee from certain act; providing
14 for meetings; providing for travel reimbursement;
15 providing for staff assistance; requiring submission
16 of a report by a certain date; providing for
17 noncodification; providing an effective date; and
18 declaring an emergency.

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

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

22 A. There is hereby created until January 1, 2015, the
23 "Legislative Study Committee on Foreign Influence in Charter
24 Schools". The purpose of the Committee shall be to study charter
school issues and to make recommendations on ways to promote charter
schools and ensure sound practices for charter schools to benefit
Oklahoma students.

1 B. The Committee shall consist of thirteen (13) members as
2 follows:

3 1. One member who shall be the Superintendent of Public
4 Instruction, or a designee;

5 2. One member who shall be the principal House author of the
6 legislation creating the Legislative Study Committee on Foreign
7 Influence in Charter Schools;

8 3. One member who shall be the principal Senate author of the
9 legislation creating the Legislative Study Committee on Foreign
10 Influence in Charter Schools;

11 4. Five members appointed by the Speaker of the Oklahoma House
12 of Representatives from the membership of the House; and

13 5. Five members appointed by the President Pro Tempore of the
14 State Senate from the membership of the Senate.

15 C. Appointment to the Committee shall be made by August 1,
16 2014. The members of the Committee shall select a chair and vice-
17 chair at the first meeting of the Committee. The Committee shall
18 conduct an organizational meeting not later than August 15, 2014.

19 D. The Committee shall investigate and make recommendations
20 regarding:

21 1. The practice of employing in charter schools educators who
22 have obtained a visa pursuant to the Immigration and Nationality Act
23 of 1965, Section 1101(a)(15)(H)(i)(b) or (b1) or Section
24 1101(a)(15)(J) of Title 8 of the United States Code;

1 2. The occurrence of, and potential for, human trafficking in
2 the employment in charter schools of educators who have obtained a
3 visa pursuant to the Immigration and Nationality Act of 1965,
4 Section 1101(a) (15) (H) (i) (b) or (b1) or Section 1101(a) (15) (J) of
5 Title 8 of the United States Code, including the withholding of pay,
6 the charging of fees, the withholding of visas and the coercion of
7 donations;

8 3. Whether charter schools have disproportionately employed
9 persons of one sex, race, nationality or religion in the employment
10 in charter schools of educators who have obtained a visa pursuant to
11 the Immigration and Nationality Act of 1965, Section
12 1101(a) (15) (H) (i) (b) or (b1) or Section 1101(a) (15) (J) of Title 8 of
13 the United States Code;

14 4. Whether the number of educators in a charter school who have
15 obtained a visa pursuant to the Immigration and Nationality Act of
16 1965, Section 1101(a) (15) (H) (i) (b) or (b1) or Section 1101(a) (15) (J)
17 of Title 8 of the United States Code should be reported, regulated
18 and/or limited;

19 5. Whether preference should be given to American citizens, or
20 persons who have applied for American citizenship, in the employment
21 of educators in charter schools;

22 6. Whether charter schools should employ those who have
23 obtained a visa pursuant to the Immigration and Nationality Act of
24 1965, Section 1101(a) (15) (H) (i) (b) or (b1) or Section 1101(a) (15) (J)

1 of Title 8 of the United States Code, when qualified American
2 teachers are available and willing to serve the needs of children;

3 7. Whether there are specific needs in certain specialties for
4 the employment in charter schools of educators who have obtained a
5 visa pursuant to the Immigration and Nationality Act of 1965,
6 Section 1101(a)(15)(H)(i)(b) or (b1) or Section 1101(a)(15)(J) of
7 Title 8 of the United States Code;

8 8. Whether certain educational requirements or skill levels
9 should be demonstrated by prospective charter school educators who
10 have obtained a visa pursuant to the Immigration and Nationality Act
11 of 1965, Section 1101(a)(15)(H)(i)(b) or (b1) or Section
12 1101(a)(15)(J) of Title 8 of the United States Code;

13 9. Whether charter schools have paid educators who have
14 obtained a visa pursuant to the Immigration and Nationality Act of
15 1965, Section 1101(a)(15)(H)(i)(b) or (b1) or Section 1101(a)(15)(J)
16 of Title 8 of the United States Code more than other educators for
17 the same or equivalent assignments;

18 10. Whether the governing board of a charter school should be
19 composed solely or predominantly of American citizens; and

20 11. Whether charter schools should disclose all gifts and loans
21 from foreign governments.

22 E. The Committee shall not be subject to the Oklahoma Open
23 Meeting Act.

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1 F. The Committee shall be authorized to meet at such times as
2 may be required in order to fulfill the duties imposed upon the
3 Committee by law. Legislative members shall be reimbursed in
4 accordance with Section 456 of Title 74 of the Oklahoma Statutes.

5 G. Staff assistance for the Committee shall be provided by
6 staff from the Common Education Committee of the House of
7 Representatives and the Education Committee of the Senate.

8 H. The Committee shall submit a report by January 1, 2015, to
9 the Governor, the President Pro Tempore of the Senate and the
10 Speaker of the House of Representatives.

11 SECTION 2. This act shall become effective July 1, 2014.

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

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17 54-2-9806 AM 01/15/14

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