

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 711 By: Sparks of the Senate  
3 and  
4 Denney of the House  
5  
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7 [ Teacher Due Process Act of 1990 - superintendent  
8 recommendations to dismiss or not reemploy a teacher  
- State Board of Education - teacher - ~~effective date~~  
9 -  
emergency ]

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11 NOTE: Emergency not considered

12 AUTHORS: Add the following House Coauthors: Kern and Jordan

13 AMENDMENT NO. 1. Strike the stricken title, enacting clause and  
14 entire bill and insert

15 "An Act relating to the Teacher Due Process Act of  
16 1990; amending 70 O.S. 2011, Section 6-101.25, which  
17 relates to recommendations to dismiss or not  
18 reemploy a teacher; permitting recommendations that  
19 meet certain criteria to be forwarded to the State  
Board of Education; providing for effect if the  
20 recommendation is not forwarded; requiring copies to  
also be forwarded to certain teacher; requiring  
certain notice to a teacher upon certain request;  
~~providing an effective date; and declaring an~~  
emergency.

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23 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~  
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1 SECTION 1. AMENDATORY 70 O.S. 2011, Section 6-101.25, is  
2 amended to read as follows:

3 Section 6-101.25 Whenever a superintendent decides to recommend  
4 that a teacher employed within the school district be dismissed or  
5 not reemployed, the superintendent shall state the recommendation in  
6 writing, setting forth the basis for the recommendation, and shall  
7 submit such recommendation to the board of education.

8 If the teacher subject to such recommendation is a career  
9 teacher, the recommendation shall specify the statutory grounds for  
10 which the recommendation is based.

11 If the teacher subject to such recommendation is a probationary  
12 teacher, the recommendation shall specify the cause for which the  
13 recommendation is based.

14 If the recommendation includes grounds that could form the basis  
15 of criminal charges sufficient to result in the denial or revocation  
16 of a certificate for a reason set forth in subparagraph a of  
17 paragraph 6 of Section 3-104 of this title, a copy of the  
18 recommendation should also be forwarded to the State Board of  
19 Education. Failure to forward a copy of the recommendation to the  
20 State Board of Education shall not be the basis for any claim or  
21 action against a public school, its board of education, employees,  
22 agents or other representatives. If a copy of the recommendation is  
23 forwarded to the State Board of Education, a copy of the  
24 recommendation shall be forwarded to the teacher subject to such

1 recommendation. If a request for a copy of the recommendation is  
2 submitted to the State Board of Education, the teacher subject to  
3 such recommendation shall be notified of the request and the  
4 identity of the person who made such request.

5 The superintendent shall also specify the underlying facts  
6 supporting the recommendation.

7 ~~SECTION 2. This act shall become effective July 1, 2015.~~

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

12 Passed the House of Representatives the 2nd day of April, 2015.

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\_\_\_\_\_  
Presiding Officer of the House of  
Representatives

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17 Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2015.

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Presiding Officer of the Senate

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2 BILL NO. 711

By: Sparks of the Senate

3 and

4 Denney of the House

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3 Passed the Senate the 11th day of March, 2015.

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\_\_\_\_\_  
Presiding Officer of the Senate

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7 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,

8 2015.

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Presiding Officer of the House  
of Representatives

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