

1 ENGROSSED HOUSE AMENDMENT

TO

2 ENGROSSED SENATE BILL NO. 711

By: Sparks of the Senate

3 and

4 Denney of the House

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6
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
entire bill and insert

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

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23 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

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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16 Presiding Officer of the House of
Representatives

17 Passed the Senate the ____ day of _____, 2015.

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21 Presiding Officer of the Senate
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