

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

HOUSE BILL 2534

By: Montgomery

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2011, Section 1-109, as last amended by Section 1, Chapter 242, O.S.L. 2013 (70 O.S. Supp. 2015, Section 1-109), which relates to the length of the school year; modifying certain policy from school hours to school days concerning period of classroom instruction; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 1-109, as last amended by Section 1, Chapter 242, O.S.L. 2013 (70 O.S. Supp. 2015, Section 1-109), is amended to read as follows:

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

1. For not less than ~~one hundred eighty (180) days~~ one thousand eighty (1,080) hours each school year; or

2. For not less than ~~one thousand eighty (1,080) hours~~ one hundred eighty (180) days each school year, if a district board of education adopts a school-~~hours~~ days policy and notifies the State

1 Board of Education prior to September 15 of the applicable school  
2 year.

3 B. A school district may not count more than thirty (30) hours  
4 each school year that are used for attendance of professional  
5 meetings toward the one hundred eighty (180) days or one thousand  
6 eighty (1,080) hours of classroom instruction time required in  
7 subsection A of this section.

8 C. Teachers off contract with an employing district shall not  
9 be required by the employing school district to attend professional  
10 meetings unless the teacher is paid additional compensation for the  
11 additional time. Teachers may be paid additional compensation for  
12 attending professional meetings in excess of their contract term.  
13 Subject to district board of education policy or collective  
14 bargaining agreement, additional paid professional days may be  
15 granted for individual teachers to attend or participate in  
16 professional meetings, staff development training, or National Board  
17 certification portfolio development as provided for in Section 6-  
18 204.2 of this title.

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

1 E. A school district may maintain school for less than a full  
2 school year only when conditions beyond the control of school  
3 authorities make the maintenance of the term impossible and the  
4 State Board of Education has been apprised and has expressed  
5 concurrence in writing.

6 F. The State Board of Education shall establish criteria for an  
7 extended-day schedule for schools subject to paragraph 1 2 of  
8 subsection A of this section. The criteria shall:

9 1. Prescribe a lengthened school day within limits determined  
10 not to be detrimental to quality instruction;

11 2. Ensure that the schedule is equivalent in annual hours of  
12 instruction to the one-hundred-eighty-day school year specified in  
13 paragraph 1 2 of subsection A of this section; and

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

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

22 H. Notwithstanding the provisions of subsections F and G of  
23 this section, a school district board of education subject to  
24 paragraph 1 2 of subsection A of this section may adopt and

1 implement an extended-day schedule for grades nine through twelve  
2 subject to 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;

8 2. The annual number of days of instruction shall equal or  
9 exceed one hundred eighty (180) days as specified in subsection A of  
10 this section;

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

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

19 5. The district shall document the impact on student  
20 achievement as determined by the academic performance data score and  
21 any other relevant factors that are a result of implementation of an  
22 extended-day schedule authorized pursuant to this subsection and  
23 provide an annual report to the State Board of Education of the  
24 results. If improvement in student achievement cannot be documented

1 in the report, the district board of education shall revoke  
2 authorization as provided by this subsection. If the district does  
3 not revoke authorization after student achievement is not documented  
4 in the report, the State Board of Education may deny accreditation  
5 of any school in violation of this subsection.

6 I. If subject to paragraph ~~2~~ 1 of subsection A of this section,  
7 a district board of education or designee may elect to close a  
8 school during the school day for inclement weather purposes. In  
9 such an event, the number of hours incurred in classroom instruction  
10 time prior to school closure shall be counted toward the one  
11 thousand eighty (1,080) hours per year requirement.

12 J. Nothing in this section shall be construed as affecting the  
13 right of an employing school district to require teachers as defined  
14 in Section 6-101.3 of this title to work in excess of the one  
15 thousand eighty (1,080) hours required for student instruction. In  
16 addition, nothing in this section shall be construed to affect the  
17 Fair Labor Standards Act status of any school district employee.

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