

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE JOINT
4 RESOLUTION 76

By: Dahm of the Senate

5 and

6 Faught of the House

7
8 AS INTRODUCED

9 A Joint Resolution disapproving and amending certain
10 proposed permanent rules of Oklahoma state agencies;
11 and directing distribution.

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13 WHEREAS, pursuant to Sections 250.2 and 308 of Title 75 of the
14 Oklahoma Statutes, the Legislature reserves the right to designate
15 the method for rule promulgation, establish policy, determine that a
16 rule is not consistent with legislative intent and disapprove any
17 rule or any portion thereof at any time.

18 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF
19 REPRESENTATIVES OF THE 2ND SESSION OF THE 55TH OKLAHOMA LEGISLATURE:

20 SECTION 1. The Legislature hereby disapproves proposed
21 permanent rule:

22 Statewide Virtual Charter School Board, OAC 777: 10-3-3,
23 paragraph (2), subsection (c).
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1 SECTION 2. The Legislature hereby amends and approves as
2 amended proposed permanent rule OAC 777: 10-3-3, paragraph (1)(D),
3 subsection (e) as follows: The Board may base its decision to deny
4 the charter school governing body's request for renewal upon any of
5 the grounds for nonrenewal ~~or termination~~ set forth in 70 O.S. § 3-
6 137 and/or (f)(1) of this Section.

7 SECTION 3. The Legislature hereby amends and approves as
8 amended proposed permanent rule OAC 777: 10-3-3, paragraph (3),
9 subsection (e) as follows: The sponsor of the school will issue a
10 school performance report in accordance with State statute. The
11 school shall have forty-five (45) days, in accordance with Section
12 3-137 of Title 70 of the Oklahoma Statutes, to respond to the
13 performance report and submit any corrections or clarifications for
14 the report. In evaluating a school's renewal request, the Board may
15 consider the performance report, results of a site visit, and
16 evidence provided in the school's presentation to the Board.

17 SECTION 4. The Legislature hereby amends and approves as
18 amended proposed permanent rule OAC 777: 10-3-3, paragraph (4)(B),
19 subsection (e) as follows: The Board may base its decision to non-
20 renew the contract for sponsorship upon any of the grounds for
21 nonrenewal ~~or termination~~ set forth in 70 O.S. § 3-137 and/or (f)(1)
22 of this Section.

23 SECTION 5. The Legislature hereby amends and approves as
24 amended proposed permanent rule OAC 777: 10-3-3, paragraph (2)(C),

1 subsection (f) as follows: A statement that the governing board of
2 the school may request an informal hearing before the Board to
3 present evidence in opposition to the proposed termination by
4 delivering a written request for an informal hearing to the
5 Secretary of the Board within fourteen (14) calendar days of receipt
6 of notice of the intent to terminate the contract ~~that includes~~ .
7 After the fourteen (14) calendar days in which to receive notice
8 have expired, an informal hearing can be scheduled and information
9 to be presented at the informal hearing may include:

10 (i) A response to the factual and legal grounds for termination
11 ~~set forth in the notice;~~ and

12 (ii) ~~A summary~~ Presentation of any evidence that the school
13 intends to submit in support of its response.

14 SECTION 6. The Secretary of State is hereby directed to
15 distribute copies of this resolution to the Governor and the editor
16 of "The Oklahoma Register".

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