

05/21/2013 12:45:03 PM

HOUSE OF REPRESENTATIVES
CONFERENCE COMMITTEE REPORT

Mr. President:
Mr. Speaker:

The Conference Committee, to which was referred

HB1035

By: Casey of the House and Ford of the Senate

Title: Schools; School Testing Program Act; end-of-examination requirement; testing scores;
effective date; emergency.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from its amendment; and
2. That the attached Conference Committee Substitute be adopted.

Respectfully submitted,

House Action _____ Date _____ Senate Action _____ Date _____

HB1035 CCR (B)
HOUSE CONFEREES

Blackwell, Gus



Cannaday, Ed

Casey, Dennis



Condit, Donnie

Coody, Ann



Cox, Doug

Denney, Lee



DeWitt, Dale

Kern, Sally



McDaniel, Curtis

McDaniel, Jeannie

Nelson, Jason

Nollan, Jadine



Roberts, Dustin



Smalley, Jason



Thomsen, Todd

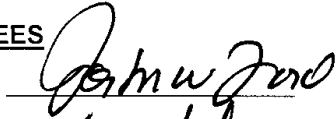
Virgin, Emily



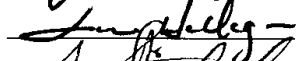
HB1035 CCR B

SENATE CONFEREES

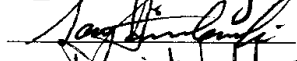
Ford



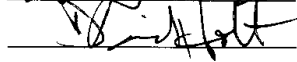
Halligan



Stanislowski



Holt



Paddack

Garrison

House Action _____ Date _____ Senate Action _____ Date _____

House Action _____ Date _____ Senate Action _____ Date _____

AUTHOR(s)/COAUTHOR(s)CURRENTLY IN THE QUEUE for HB1035

As of 5/21/2013 12:53:42 PM

Remove Representative Casey as principal House author and substitute with Representative Osborn

STATE OF OKLAHOMA

1st Session of the 54th Legislature (2013)

CONFERENCE COMMITTEE
SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 1035

By: Casey, Roberts (Dustin),
Smalley, Nollan, Shelton,
Hoskin, Condit, Cannaday
and Wood of the House

and

Ford and Brecheen of the
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to schools; directing the State Board of Education to develop an operational efficiency training and evaluation program; authorizing the Board to contract with outside entities to provide training in certain areas; authorizing school districts to submit certain information deemed necessary; providing for the retention of certain cost savings; directing the State Board of Education to promulgate rules; amending 70 O.S. 2011, Section 3-173, as amended by Section 596, Chapter 304, O.S.L. 2012 (70 O.S. Supp. 2012, Section 3-173), which relates to the Oklahoma Advisory Council on Indian Education; extending termination date; providing for the establishment of a Science, Technology, Engineering and Mathematics advanced placement course participation pilot program; directing the State Department of Education to administer the program; requiring the leveraging of certain existing programs; providing for an application and selection process; listing certain elements of the program; requiring the Department to establish criteria for determining gains; providing for an annual report; directing the State Board of Education to promulgate

1 rules; providing for codification; providing an
2 effective date; and declaring an emergency.

3
4 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

5 SECTION 1. NEW LAW A new section of law to be codified
6 in the Oklahoma Statutes as Section 3-123.2 of Title 70, unless
7 there is created a duplication in numbering, reads as follows:

8 A. On or before July 1, 2014, the State Board of Education
9 shall identify programs that provide training and evaluations for
10 school districts in operational efficiency.

11 B. The State Board of Education may contract with outside
12 entities, which may include private partners providing funds, grants
13 or the donation of services, to furnish quality training for the
14 State Department of Education, school district boards of education
15 and school district superintendents in the area of efficiency and
16 cost savings.

17 C. A school district may submit to the State Department of
18 Education any information the Department determines is necessary to:

19 1. Evaluate the current operations of the school district; and
20 2. Recommend operational efficiencies and financial savings for
21 the school district.

22 D. All cost savings attributable to implementation of the
23 operational efficiencies recommended in an evaluation shall be
24 retained by the school district in which the evaluation occurred.

1 E. The State Board of Education shall promulgate rules, as
2 necessary, to implement the provisions of this section.

3 SECTION 2. AMENDATORY 70 O.S. 2011, Section 3-173, as
4 amended by Section 596, Chapter 304, O.S.L. 2012 (70 O.S. Supp.
5 2012, Section 3-173), is amended to read as follows:

6 Section 3-173. A. There is hereby created to continue until
7 July 1, ~~2014~~ 2018, in accordance with the provisions of the Oklahoma
8 Sunset Law, the Oklahoma Advisory Council on Indian Education.

9 B. The Council shall:

10 1. Make recommendations to the State Board of Education and the
11 Superintendent of Public Instruction in educational matters
12 affecting the education of Native American students;

13 2. Promote educational opportunities and improvement of the
14 quality of education provided to Native American students throughout
15 the state;

16 3. Advocate for Native American students in the state; and

17 4. Monitor and evaluate how the public education system of the
18 state impacts Native American students.

19 C. The Council shall be composed of eighteen (18) members as
20 follows:

21 1. Five members who shall each represent an Indian tribe in the
22 state, of which at least one shall represent an Indian tribe which
23 has an enrollment of less than ten thousand (10,000) members who
24

1 reside in the state, appointed by the Governor from a list of
2 nominations submitted by the different Indian tribes in the state;

3 2. Four members who shall each represent the tribal education
4 departments of an Indian tribe in the state, appointed by the
5 Governor from a list of nominations submitted by the different
6 Indian tribes in the state;

7 3. One member who shall represent the Oklahoma Council on
8 Indian Education, appointed by the Governor;

9 4. Two members who shall represent two different statewide
10 organizations representing public school teachers, appointed by the
11 President Pro Tempore of the Senate;

12 5. One member who shall represent a statewide organization
13 representing public school superintendents appointed by the Speaker
14 of the House of Representatives;

15 6. One member who shall represent Oklahoma tribal colleges,
16 appointed by the Chancellor of Higher Education;

17 7. The Director of the Native American Cultural and Educational
18 Authority, or designee;

19 8. The Chancellor of Higher Education, or designee;

20 9. The Director of the Oklahoma Department of Career and
21 Technology Education, or designee; and

22 10. The Superintendent of Public Instruction, or designee.

23 D. Appointments to the Council shall be made by September 1,
24 2010. The first meeting of the Council shall be called by the

1 Superintendent of Public Instruction. At the first meeting, the
2 members of the Council shall elect a chair and vice-chair from among
3 the members. Meetings of the Council shall be held at least
4 quarterly at the call of the chair. Members shall serve at the
5 pleasure of their appointing authorities. A majority of the members
6 of the Council shall constitute a quorum to transact business, but
7 no vacancy shall impair the right of the remaining members to
8 exercise all of the powers of the Council. A vacancy on the Council
9 shall be filled by the original appointing authority. The State
10 Department of Education, Oklahoma Department of Career and
11 Technology Education, and the Oklahoma State Regents for Higher
12 Education shall provide staff, support and information as requested
13 by the Council.

14 E. Members of the Council shall receive no compensation for
15 serving on the Council, but shall receive travel reimbursement as
16 follows:

17 1. State employees who are members of the Council shall be
18 reimbursed for travel expenses incurred in the performance of their
19 duties by their respective agencies in accordance with the State
20 Travel Reimbursement Act; and

21 2. All other members of the Council shall be reimbursed by the
22 Office of Management and Enterprise Services for travel expenses
23 incurred in the performance of their duties in accordance with the
24 State Travel Reimbursement Act.

1 F. The Council shall act in accordance with the provisions of
2 the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

3 G. Members who serve on the Council shall be exempt from the
4 dual-office-holding prohibitions of Section 6 of Title 51 of the
5 Oklahoma Statutes.

6 H. The Council shall have the following duties:

7 1. Identify strategies for developing an efficient and reliable
8 process of communications between Oklahoma education entities,
9 educators, tribal organizations and other interested parties;

10 2. Identify and disseminate research-based, measurable
11 criteria, both behavioral and academic, by which the success and
12 efficacy of the education offered to Native American students in
13 Oklahoma may be measured;

14 3. Analyze data to ensure that education agencies in Oklahoma
15 continue to address the education needs of Native American students;

16 4. Encourage and promote Native American educational leadership
17 at all levels of the education system; and

18 5. Make recommendations to the State Board of Education for
19 programs that will help achieve the purposes of the Oklahoma
20 Advisory Council on Indian Education Act.

21 I. The Council shall evaluate and make an annual report on the
22 effectiveness of the public education system in Oklahoma in meeting
23 the needs of Native American students in Oklahoma. The report shall
24 be submitted to the State Board of Education. The report shall also

1 contain a summary of the findings made by the Council pursuant to
2 subsection H of this section, a summary of all data collected by the
3 Council, a summary of the means by which all data was collected by
4 the Council, and any other information deemed necessary by the
5 Council.

6 SECTION 3. NEW LAW A new section of law to be codified
7 in the Oklahoma Statutes as Section 1210.704 of Title 70, unless
8 there is created a duplication in numbering, reads as follows:

9 A. Subject to the availability of funds, it is the intent of
10 the Legislature to expand career- and college-readiness for Oklahoma
11 students through a common education pilot program that increases
12 participation and success in Science, Technology, Engineering and
13 Mathematics (STEM) advanced placement courses. The program shall be
14 administered by the State Department of Education and shall leverage
15 existing private and public programs in the state that have shown
16 dramatic increase in advanced placement course and test success.

17 B. The State Department of Education shall create a process for
18 schools to apply to participate in the pilot project program. A
19 selection process shall be created by the Department that selects
20 schools on the basis of need, demography, and the desire of teachers
21 and administration to participate.

22 C. The pilot project program shall include, but shall not be
23 limited to, the following elements, with additional elements added
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1 by the Department if possible within the budget and if needed to
2 meet the school goals:

3 1. Analysis of current school college- and career-readiness;

4 2. Goal setting for very aggressive college- and career-
5 readiness goals;

6 3. Purchase of proper equipment and resources to meet advanced
7 placement science and math requirements;

8 4. Teacher training through summer institutes for advanced
9 placement teachers;

10 5. Teacher training for teachers in grades three through ten to
11 increase rigor in preparation for more difficult classes as well as
12 college-, career- and citizen-ready state standards;

13 6. Funding to pay for up to one-half (1/2) of the advanced
14 placement test fee for students participating in the program;

15 7. Tutoring for students enrolled in advanced placement
16 courses, as well as Saturday study sessions, to increase time on
17 task for students;

18 8. Awards for teachers teaching an advanced placement course or
19 courses in the amount of One Hundred Dollars (\$100.00) for every
20 student in their class who is successful on an advanced placement
21 test; and

22 9. Awards to students in the amount of One Hundred Dollars
23 (\$100.00) who successfully complete an advanced placement test at a
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1 minimum percentage passing rate as established by the State
2 Department of Education.

3 D. The State Department of Education shall establish criteria
4 for determining the academic gains of schools participating in the
5 program based on an analysis of advanced placement participation and
6 test results and shall issue an annual report on the program to the
7 Governor, the Speaker of the House of Representatives and the
8 President Pro Tempore of the Senate.

9 E. The State Board of Education shall promulgate rules, as
10 necessary, to implement the provisions of this section.

11 SECTION 4. This act shall become effective July 1, 2013.

12 SECTION 5. 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 54-1-8091 KB 05/15/13

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