

1 STATE OF OKLAHOMA

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

3 COMMITTEE SUBSTITUTE
4 FOR
5 SENATE JOINT
6 RESOLUTION NO. 75

By: Brecheen and Sykes

7 COMMITTEE SUBSTITUTE

8 A Joint Resolution approving with instructions
9 certain subject matter standards adopted by the State
10 Board of Education; providing certain instructions;
11 amending Section 4, Chapter 430, O.S.L. 2014 (70 O.S.
12 Supp. 2015, Section 11-103.6a-1), which relates to
13 legislative review of subject matter standards;
14 clarifying actions that may be taken by the
15 Legislature in a joint resolution; modifying when the
16 State Board of Education may revise the standards;
17 directing distribution; and declaring an emergency.

18 WHEREAS, pursuant to Section 11-103.6a-1 of Title 70 of the
19 Oklahoma Statutes, the Legislature shall approve in whole or in
20 part, disapprove in whole or in part or amend in whole or in part
21 subject matter standards adopted by the State Board of Education and
22 submitted to the Speaker of the House of Representatives or a
23 designee and the President Pro Tempore of the Senate or a designee
24 for legislative review; and

WHEREAS, on February 1, 2016, the State Board of Education
submitted to the Speaker of the House of Representatives and the
President Pro Tempore of the Senate the adopted Oklahoma Academic

1 Standards for English Language Arts and the adopted Oklahoma
2 Academic Standards for Mathematics.

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

5 SECTION 1. The Oklahoma Academic Standards for English Language
6 Arts and the Oklahoma Academic Standards for Mathematics adopted by
7 the State Board of Education and submitted to the Speaker of the
8 House of Representatives and the President Pro Tempore of the Senate
9 on February 1, 2016, are hereby approved in part with instructions
10 as set forth in Section 2 of this resolution.

11 SECTION 2. Prior to the State Board of Education implementing
12 the Oklahoma Academic Standards for English Language Arts and the
13 Oklahoma Academic Standards for Mathematics as approved in Section 1
14 of this resolution, the Board shall take the following action which
15 shall be completed no later than the beginning of the 2017-2018
16 school year:

17 1. Review and compile a list of clarifications, revisions,
18 improvements and additions suggested in the "Oklahoma Academic
19 Standards/Common Core State Standards Comparison Analysis Reports"
20 prepared by the South Central Comprehensive Center at the University
21 of Oklahoma and submitted to the Oklahoma State Department of
22 Education and State Superintendent of Public Instruction Joy
23 Hofmeister on January 25, 2016, and any other clarifications,
24 revisions, improvements and additions suggested by individuals and

1 groups previously identified by the State Department of Education as
2 the "Outside Reviewers of the Drafts of the Oklahoma Academic
3 Standards for English Language Arts" and the "Outside Reviewers of
4 the Drafts of the Oklahoma Academic Standards for Mathematics";

5 2. Submit the compiled list of clarifications, revisions,
6 improvements and additions as described in paragraph 1 of this
7 section to the Outside Reviewers as described in paragraph 1 of this
8 section which shall make comments regarding each clarification,
9 revision, improvement and addition;

10 3. Revise the Oklahoma Academic Standards for English Language
11 Arts and the Oklahoma Academic Standards for Mathematics by making
12 those clarifications, revisions, improvements and additions which
13 are deemed necessary by the Board or for which consensus was reached
14 by the Outside Reviewers;

15 4. Send by electronic mail or otherwise a report outlining the
16 revisions made to the Oklahoma Academic Standards for English
17 Language Arts and the Oklahoma Academic Standards for Mathematics in
18 accordance with paragraph 3 of this section or an explanation of why
19 revisions were not made to all members of the Legislature; and

20 5. Upon sending the report as required pursuant to paragraph 4
21 of this section, the Board shall implement the revised standards and
22 submit a copy of the revised standards to the Secretary of State as
23 provided for in subsection E of Section 11-103.6a-1 of Title 70 of
24 the Oklahoma Statutes.

SECTION 3. AMENDATORY Section 4, Chapter 430, O.S.L.

2014 (70 O.S. Supp. 2015, Section 11-103.6a-1), is amended to read as follows:

Section 11-103.6a-1. A. All subject matter standards and revisions to the standards adopted by the State Board of Education pursuant to Section 11-103.6a of Title 70 of the Oklahoma Statutes shall be subject to legislative review as set forth in this section. The standards shall not be implemented by the State Board of Education until the legislative review process is completed as provided for in this section.

B. Upon adoption of any subject matter standards, the State Board of Education shall submit the adopted standards to the Speaker of the House of Representatives or a designee and the President Pro Tempore of the Senate or a designee prior to the last thirty (30) days of the legislative session.

C. By adoption of a joint resolution, the Legislature shall approve the standards in whole or in part, disapprove the standards in whole or in part, amend the standards in whole or in part, approve the standards in whole or in part with instructions to the State Board of Education or disapprove the standards in whole or in part with instructions to the State Board of Education, provided that such joint resolution becomes law in accordance with Section 11 of Article VI of the Oklahoma Constitution. If the joint resolution is vetoed by the Governor in accordance with Section 11 of Article

1 VI of the Oklahoma Constitution and the veto has not been
2 overridden, the standards shall be deemed approved. If the
3 Legislature fails to adopt a joint resolution within thirty (30)
4 legislative days following submission of the standards, the
5 standards shall be deemed approved.

6 D. If the subject matter standards are disapproved in whole or
7 are disapproved in whole with instructions as provided for in this
8 section, the State Board of Education may adopt new standards and
9 submit the new standards for legislative review pursuant to this
10 section. The State Board of Education shall continue to implement
11 current standards in place until the new standards have been
12 reviewed by the Legislature and approved as provided for in this
13 section. If the subject matter standards are amended in whole or in
14 part, approved in whole or in part with instructions or are
15 disapproved in part with instructions, the State Board of Education
16 may revise the standards in accordance with the legislative changes
17 or instructions and implement the standards or revised standards.

18 E. Upon final approval of the standards, the standards shall be
19 considered final agency rules. The Board shall submit a copy of the
20 standards to the Secretary of State, who shall include the standards
21 in the publication known as the "Oklahoma Administrative Code" in
22 the same manner as agency rules are published in the "Code" as
23 provided for in the Administrative Procedures Act. All standards
24 approved and published as provided for in this subsection shall have

1 the same force and effect of law as agency rules promulgated
2 pursuant to the Administrative Procedures Act.

3 F. Unless otherwise provided by specific vote of the
4 Legislature, joint resolutions introduced for purposes of approving,
5 disapproving, amending or disapproving with instructions any subject
6 matter standards shall not be subject to regular legislative cutoff
7 dates, shall be limited to such provisions as may be necessary for
8 approving, disapproving, amending or disapproving with instructions
9 any subject matter standards and any such other direction or mandate
10 regarding the standards deemed necessary by the Legislature. The
11 joint resolution shall contain no other provisions.

12 SECTION 4. The Secretary of State is hereby directed to
13 distribute copies of this resolution to the Governor and the editor
14 of "The Oklahoma Register".

15 SECTION 5. It being immediately necessary for the preservation
16 of the public peace, health and safety, an emergency is hereby
17 declared to exist, by reason whereof this resolution shall take
18 effect and be in full force from and after its passage and approval.
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