

1 ENGROSSED SENATE
2 BILL NO. 711

By: Sparks of the Senate

and

Denney of the House

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6 [Teacher Due Process Act of 1990 - superintendent
7 recommendations to dismiss or not reemploy a teacher
8 - State Board of Education - teacher - ~~effective date~~
9 -
10 emergency]

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

12 SECTION 1. AMENDATORY 70 O.S. 2011, Section 6-101.25, is
13 amended to read as follows:

14 Section 6-101.25. Whenever a superintendent decides to
15 recommend that a teacher employed within the school district be
16 dismissed or not reemployed, the superintendent shall state the
17 recommendation in writing, setting forth the basis for the
18 recommendation, and shall submit such recommendation to the board of
19 education.

20 If the teacher subject to such recommendation is a career
21 teacher, the recommendation shall specify the statutory grounds for
22 which the recommendation is based.
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1 If the teacher subject to such recommendation is a probationary
2 teacher, the recommendation shall specify the cause for which the
3 recommendation is based.

4 If the recommendation includes grounds that could form the basis
5 of criminal charges sufficient to result in the denial or revocation
6 of a certificate for a reason set forth in subparagraph a of
7 paragraph 6 of Section 3-104 of this title, a copy of the
8 recommendation should also be forwarded to the State Board of
9 Education. Failure to forward a copy of the recommendation to the
10 State Board of Education shall not be the basis for any claim or
11 action against a public school, its board of education, employees,
12 agents or other representatives. If a copy of the recommendation is
13 forwarded to the State Board of Education, a copy of the
14 recommendation shall be forwarded to the teacher subject to such
15 recommendation. If a request for a copy of the recommendation is
16 submitted to the State Board of Education, the teacher subject to
17 such recommendation shall be notified of the request and the
18 identity of the person who made such request.

19 The superintendent shall also specify the underlying facts
20 supporting the recommendation.

21 ~~SECTION 2. This act shall become effective July 1, 2015.~~

22 ~~SECTION 3. It being immediately necessary for the preservation~~
23 ~~of the public peace, health and safety, an emergency is hereby~~
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~~declared to exist, by reason whereof this act shall take effect and
be in full force from and after its passage and approval.~~

Passed the Senate the 11th day of March, 2015.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2015.

Presiding Officer of the House
of Representatives