

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 55th Legislature (2016)

4 HOUSE JOINT
5 RESOLUTION 1071

By: Hickman

6
7 AS INTRODUCED

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

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

1 WHEREAS, on February 1, 2016, the State Board of Education
2 submitted to the Speaker of the House of Representatives and the
3 President Pro Tempore of the Senate the adopted Oklahoma Academic
4 Standards for English Language Arts and the adopted Oklahoma
5 Academic Standards for Mathematics.

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

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

14 SECTION 2. The State Board of Education shall take the
15 following actions in regards to revising the Oklahoma Academic
16 Standards for English Language Arts and the Oklahoma Academic
17 Standards for Mathematics as disapproved in part in Section 1 of
18 this resolution, adopting the new revised standards, resubmitting
19 the new revised standards for legislative review as provided for in
20 Section 11-103.6a-1 of Title 70 of the Oklahoma Statutes and
21 implementing the new revised standards:

22 1. Review and compile a list of clarifications, revisions,
23 improvements and additions suggested in the "Oklahoma Academic
24 Standards/Common Core State Standards Comparison Analysis Reports"

1 prepared by the South Central Comprehensive Center at the University
2 of Oklahoma and submitted to the Oklahoma State Department of
3 Education and State Superintendent of Public Instruction Joy
4 Hofmeister on January 25, 2016, and any other clarifications,
5 revisions, improvements and additions suggested by individuals and
6 groups previously identified by the State Department of Education as
7 the "Outside Reviewers of the Drafts of the Oklahoma Academic
8 Standards for English Language Arts" and the "Outside Reviewers of
9 the Drafts of the Oklahoma Academic Standards for Mathematics";

10 2. Submit the compiled list of clarifications, revisions,
11 improvements and additions as described in paragraph 1 of this
12 section to the Outside Reviewers as described in paragraph 1 of this
13 section which shall make comments regarding each clarification,
14 revision, improvement and addition;

15 3. Revise the Oklahoma Academic Standards for English Language
16 Arts and the Oklahoma Academic Standards for Mathematics by making
17 those clarifications, revisions, improvements and additions which
18 are deemed necessary by the Board or for which consensus was reached
19 by the Outside Reviewers;

20 4. Adopt the new revised standards and submit the new revised
21 standards to the Speaker of the House of Representatives or a
22 designee and the President Pro Tempore of the Senate or a designee
23 prior to the last fifteen (15) days of the 2nd Session of the 55th
24 Oklahoma Legislature or the last thirty (30) days of the 1st Session

1 of the 56th Oklahoma Legislature. The Legislature shall review the
2 revised standards as provided for in Section 11-103.6a-1 of Title 70
3 of the Oklahoma Statutes;

4 5. Upon final approval of the standards as provided for in
5 Section 11-103.6a-1 of Title 70 of the Oklahoma Statutes, the Board
6 shall submit a copy of the revised standards to the Secretary of
7 State as provided for in subsection E of Section 11-103.6a-1 of
8 Title 70 of the Oklahoma Statutes and shall implement the revised
9 standards for use by school districts no later than the beginning of
10 the 2017-2018 school year.

11 SECTION 3. AMENDATORY Section 4, Chapter 430, O.S.L.
12 2014 (70 O.S. Supp. 2015, Section 11-103.6a-1), is amended to read
13 as follows:

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

21 B. ~~Upon~~ Except as otherwise provided, upon adoption of any
22 subject matter standards, the State Board of Education shall submit
23 the adopted standards to the Speaker of the House of Representatives
24 or a designee and the President Pro Tempore of the Senate or a

1 designee prior to the last thirty (30) days of the legislative
2 session. Subject matter standards revised as provided for in
3 Section 2 of this resolution may be resubmitted prior to the last
4 fifteen (15) days of the 2nd Session of the 55th Oklahoma
5 Legislature.

6 C. By adoption of a joint resolution, the Legislature shall
7 approve the standards in whole or in part, disapprove the standards
8 in whole or in part, amend the standards in whole or in part,
9 approve the standards in whole or in part with instructions to the
10 State Board of Education or disapprove the standards in whole or in
11 part with instructions to the State Board of Education, provided
12 that such joint resolution becomes law in accordance with Section 11
13 of Article VI of the Oklahoma Constitution. If the joint resolution
14 is vetoed by the Governor in accordance with Section 11 of Article
15 VI of the Oklahoma Constitution and the veto has not been
16 overridden, the standards shall be deemed approved. If the
17 Legislature fails to adopt a joint resolution within thirty (30)
18 legislative days following submission of the standards or fifteen
19 (15) legislative days following resubmission of the revised
20 standards as provided for in Section 2 of this resolution during the
21 2nd Session of the 55th Oklahoma Legislature, the standards shall be
22 deemed approved.

23 D. If the subject matter standards are disapproved in whole or
24 are disapproved in whole or in part with instructions as provided

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

12 E. Upon final approval of the standards, the standards shall be
13 considered final agency rules. The Board shall submit a copy of the
14 standards to the Secretary of State, who shall include the standards
15 in the publication known as the "Oklahoma Administrative Code" in
16 the same manner as agency rules are published in the "Code" as
17 provided for in the Administrative Procedures Act. All standards
18 approved and published as provided for in this subsection shall have
19 the same force and effect of law as agency rules promulgated
20 pursuant to the Administrative Procedures Act.

21 F. Unless otherwise provided by specific vote of the
22 Legislature, joint resolutions introduced for purposes of approving,
23 disapproving, amending or disapproving with instructions any subject
24 matter standards shall not be subject to regular legislative cutoff

1 dates, shall be limited to such provisions as may be necessary for
2 approving, disapproving, amending or disapproving with instructions
3 any subject matter standards and any such other direction or mandate
4 regarding the standards deemed necessary by the Legislature. The
5 joint resolution shall contain no other provisions.

6 SECTION 4. The Secretary of State is hereby directed to
7 distribute copies of this resolution to the Governor and the editor
8 of "The Oklahoma Register".

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

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14 DIRECT TO CALENDAR.
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