

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                                   1st Session of the 55th Legislature (2015)

4       COMMITTEE SUBSTITUTE  
5       FOR ENGROSSED  
6       SENATE BILL NO. 711

By: Sparks of the Senate

and

Denney of the House

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10                               COMMITTEE SUBSTITUTE

11           An Act relating to the Teacher Due Process Act of  
12           1990; amending 70 O.S. 2011, Section 6-101.25, which  
13           relates to recommendations to dismiss or not reemploy  
14           a teacher; permitting recommendations that meet  
15           certain criteria to be forwarded to the State Board  
16           of Education; providing for effect if the  
17           recommendation is not forwarded; requiring copies to  
18           also be forwarded to certain teacher; requiring  
19           certain notice to a teacher upon certain request;  
20           providing an effective date; and declaring an  
21           emergency.

22       ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

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

25           Section 6-101.25. Whenever a superintendent decides to  
26       recommend that a teacher employed within the school district be  
27       dismissed or not reemployed, the superintendent shall state the

1 recommendation in writing, setting forth the basis for the  
2 recommendation, and shall submit such recommendation to the board of  
3 education.

4 If the teacher subject to such recommendation is a career  
5 teacher, the recommendation shall specify the statutory grounds for  
6 which the recommendation is based.

7 If the teacher subject to such recommendation is a probationary  
8 teacher, the recommendation shall specify the cause for which the  
9 recommendation is based.

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

1       The superintendent shall also specify the underlying facts  
2 supporting the recommendation.

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

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

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9 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 03/24/2015  
- DO PASS, As Amended.