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SENATE FLOOR VERSION

February 16, 2015

SENATE BILL NO. 711

By: Sparks

An Act relating to the Teacher Due Process Act of 1990; amending 70 O.S. 2011, Section 6-101.25, which relates to superintendent recommendations to dismiss or not reemploy a teacher; directing recommendations that meet certain criteria to be forwarded to the State Board of Education; providing an effective date; and declaring an emergency.

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

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

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

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

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.

13 The superintendent shall also specify the underlying facts
14 supporting the recommendation.

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

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

20 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION
21 February 16, 2015 - DO PASS
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