

1 STATE OF OKLAHOMA

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

3 HOUSE JOINT
4 RESOLUTION 1071

By: Hickman

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6 AS INTRODUCED

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8 A Joint Resolution disapproving 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 providing for resubmission and review of certain
15 standards; clarifying actions that may be taken by
16 the Legislature in a joint resolution; modifying when
17 the State Board of Education may revise the
18 standards; directing distribution; and declaring an
19 emergency.

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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
submitted to the Speaker of the House of Representatives or a
designee and the President Pro Tempore of the Senate or a designee
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

1 President Pro Tempore of the Senate the adopted Oklahoma Academic
2 Standards for English Language Arts and the adopted Oklahoma
3 Academic Standards for Mathematics.

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

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

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

20 1. Review and compile a list of clarifications, revisions,
21 improvements and additions suggested in the "Oklahoma Academic
22 Standards/Common Core State Standards Comparison Analysis Reports"
23 prepared by the South Central Comprehensive Center at the University
24 of Oklahoma and submitted to the Oklahoma State Department of

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

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

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

18 4. Adopt the new revised standards and submit the new revised
19 standards to the Speaker of the House of Representatives or a
20 designee and the President Pro Tempore of the Senate or a designee
21 prior to the last fifteen (15) days of the 2nd Session of the 55th
22 Oklahoma Legislature or the last thirty (30) days of the 1st Session
23 of the 56th Oklahoma Legislature. The Legislature shall review the
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1 revised standards as provided for in Section 11-103.6a-1 of Title 70
2 of the Oklahoma Statutes;

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

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

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

20 B. ~~Upon~~ Except as otherwise provided, upon adoption of any
21 subject matter standards, the State Board of Education shall submit
22 the adopted standards to the Speaker of the House of Representatives
23 or a designee and the President Pro Tempore of the Senate or a
24 designee prior to the last thirty (30) days of the legislative

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

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

22 D. If the subject matter standards are disapproved in whole or
23 are disapproved in whole or in part with instructions as provided
24 for in this section, the State Board of Education may adopt new

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

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

F. Unless otherwise provided by specific vote of the Legislature, joint resolutions introduced for purposes of approving, disapproving, amending or disapproving with instructions any subject matter standards shall not be subject to regular legislative cutoff dates, shall be limited to such provisions as may be necessary for

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

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

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

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