

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 56th Legislature (2017)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2386

By: Osborn (Leslie) and Wallace
of the House

and

David and Fields of the
Senate

11 COMMITTEE SUBSTITUTE

12 An Act relating to schools; amending 70 O.S. 2011,
13 Section 1-116, as last amended by Section 1, Chapter
14 360, O.S.L. 2016 (70 O.S. Supp. 2016, Section 1-116),
15 which relates to definitions; modifying term; and
16 declaring an emergency.

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

18 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1-116, as
19 last amended by Section 1, Chapter 360, O.S.L. 2016 (70 O.S. Supp.
20 2016, Section 1-116), is amended to read as follows:

21 Section 1-116. As used in this title:

22 1. "Teacher" means any person who is employed to serve as
23 district superintendent, principal, supervisor, a counselor,
24 librarian, school nurse or classroom teacher or in any other

1 instructional, supervisory or administrative capacity. The person
2 shall not be deemed qualified unless the person holds a valid
3 certificate issued by and in accordance with the rules of the State
4 Board of Education or the rules of the State Board of Career and
5 Technology Education, to perform the particular services for which
6 the person is employed;

7 2. "Superintendent" or "superintendent of schools" means the
8 executive officer of the board of education and the administrative
9 head of the school system of a district maintaining an accredited
10 school, provided the person holds an administrator's certificate
11 recognized by the State Board of Education;

12 3. "Principal" means any person other than a district
13 superintendent of schools having supervisory or administrative
14 authority over any school or school building having two or more
15 teachers. A teaching principal shall be a principal who devotes at
16 least one-half (1/2) the time school is in session to classroom
17 teaching. Teaching principals shall be required to hold
18 administrative certificates;

19 4. "Teachers" means, for purposes of complying with the State
20 Aid Law and other statutes, but not any other provision of law,
21 which apportion money on the basis of teaching units or the number
22 of teachers employed or qualified, all persons holding proper
23 certificates and connected in any capacity with the instruction of
24 pupils;

1 5. "Resident teacher" means any certified teacher who is
2 employed in a local school to serve as a classroom teacher under the
3 guidance and assistance of a mentor teacher or teachers and
4 residency committee. A resident teacher shall have completed the
5 college or school of education program of the accredited institution
6 of higher learning from which the resident teacher graduated;

7 6. "Student teacher" means any student who is enrolled in an
8 institution of higher learning approved by the State Board of
9 Education for teacher training and who is jointly assigned by the
10 institution of higher learning and a board of education of a school
11 district to perform practice teaching under the direction of a
12 regularly employed and certified teacher. A student teacher, while
13 serving a nonsalaried internship under the supervision of a
14 certified teacher, shall be accorded the same protection of the laws
15 as that accorded the certified teacher;

16 7. "School nurse" means a person employed full time by a board
17 of education who is a registered nurse licensed by the Oklahoma
18 State Board of Nurse Registration and Nursing Education and is
19 certified the same as a teacher by the State Board of Education.
20 Provided, that any person who is employed as a full-time school
21 nurse in any school district in Oklahoma who is not registered on
22 the effective date of this act may continue to serve in the same
23 capacity; however, such person shall, under rules adopted by the
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1 State Board of Education, attend classes in nursing and prepare to
2 become registered.

3 A school nurse employed by a board of education shall be
4 accorded the same protection of laws and all other benefits accorded
5 a certified teacher; and

6 8. "Support employee" means an employee who provides those
7 services which are not performed by certified teachers, principals,
8 superintendents or administrators and which are necessary for the
9 efficient and satisfactory functioning of a school district.

10 SECTION 2. It being immediately necessary for the preservation
11 of the public peace, health or safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

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15 COMMITTEE REPORT BY: COMMITTEE ON JOINT COMMITTEE ON APPROPRIATIONS
16 AND BUDGET, dated 05/23/2017 - DO PASS, As Amended.

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