

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 56th Legislature (2018)

4 COMMITTEE SUBSTITUTE
5 FOR
6 HOUSE BILL NO. 2734

By: Rosecrants

7
8 COMMITTEE SUBSTITUTE

9 An Act relating to schools; amending 70 O.S. 2011,
10 Section 6-194, as last amended by Section 1, Chapter
11 246, O.S.L. 2015 (70 O.S. Supp. 2017, Section 6-194),
12 which relates to the Oklahoma Teacher Preparation
13 Act; allowing professional development program to
14 include consent and healthy relationships education;
15 amending 70 O.S. 2011, Section 24-100.5, as last
16 amended by Section 2, Chapter 246, O.S.L. 2015 (70
17 O.S. Supp. 2017, Section 24-100.5), which relates to
18 the School Safety and Bullying Prevention Act;
19 allowing a Safe School Committee to make
20 recommendations about developing a consent and
21 healthy relationships program; listing guidelines for
22 program; directing development of model policy and
23 training materials for certain programs; requiring
24 use of program listed by the State Department of
 Health; 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 6-194, as
last amended by Section 1, Chapter 246, O.S.L. 2015 (70 O.S. Supp.
2017, Section 6-194), is amended to read as follows:

1 Section 6-194. A. The district boards of education of this
2 state shall establish professional development programs for the
3 certified teachers and administrators of the district. Programs
4 shall be adopted by each board based upon recommendations of a
5 professional development committee appointed by the board of
6 education for the district. For the fiscal years ending June 30,
7 2011, and June 30, 2012, a school district board of education may
8 elect not to adopt and offer a professional development program for
9 certified teachers and administrators of the district. If a school
10 district elects not to adopt and offer a professional development
11 program, the district may expend any monies allocated for
12 professional development for any purpose related to the support and
13 maintenance of the school district as determined by the board of
14 education of the school district.

15 B. Each professional development committee shall include
16 classroom teachers, administrators, school counselors or licensed
17 mental health providers, and parents, guardians or custodians of
18 children in the school district and shall consult with a higher
19 education faculty. A majority of the members of the professional
20 development committee shall be composed of classroom teachers. The
21 teacher members shall be selected by a designated administrator of
22 the school district from a list of names submitted by the teachers
23 in the school district. The members selected shall be subject to
24 the approval of a majority vote of the teachers in the district.

1 C. In developing program recommendations, each professional
2 development committee shall annually utilize a data-driven approach
3 to analyze student data and determine district and school
4 professional development needs. The professional development
5 programs adopted shall be directed toward development of
6 competencies and instructional strategies in the core curriculum
7 areas for the following goals:

8 1. Increasing the academic performance data scores for the
9 district and each school site;

10 2. Closing achievement gaps among student subgroups;

11 3. Increasing student achievement as demonstrated on state-
12 mandated tests and the ACT;

13 4. Increasing high school graduation rates; and

14 5. Decreasing college remediation rates.

15 Each program may also include components on classroom management
16 and student discipline strategies, outreach to parents, guardians or
17 custodians of students, special education, and racial and ethnic
18 education, which all personnel defined as teachers in Section 1-116
19 of this title shall be required to complete on a periodic basis.
20 The State Board of Education shall provide guidelines to assist
21 school districts in developing and implementing racial and ethnic
22 education components into professional development programs.

23 D. At a minimum of once an academic year a program shall be
24 offered which includes the following:

1. Training on recognition of child abuse and neglect;
2. Recognition of child sexual abuse;
3. Proper reporting of suspected abuse; and
4. Available resources.

A consent and healthy relationships education program may be offered once an academic year.

E. One time per year, beginning in the 2009-2010 school year, training in the area of autism shall be offered and all resident teachers of students in early childhood programs through grade three shall be required to complete the autism training during the resident year and at least one time every three (3) years thereafter. All other teachers and education support professionals of students in early childhood programs through grade three shall be required to complete the autism training at least one time every three (3) years. The autism training shall include a minimum awareness of the characteristics of autistic children, resources available and an introduction to positive behavior supports to challenging behavior. Each adopted program shall allow school counselors to receive at least one-third (1/3) of the hours or credit required each year through programs or courses specifically designed for school counselors.

Districts are authorized to utilize any means for professional development that is not prohibited by law including, but not limited

1 to, professional development provided by the district, any state
2 agency, institution of higher education, or any private entity.

3 F. Except as otherwise provided for in this subsection, each
4 certified teacher in this state shall be required by the district
5 board of education to meet the professional development requirements
6 established by the board, or established through the negotiation
7 process. Except as otherwise provided for in this subsection, the
8 professional development requirements established by each board of
9 education shall require every teacher to annually complete a minimum
10 number of the total number of points required to maintain
11 employment. Failure of any teacher to meet district board of
12 education professional development requirements may be grounds for
13 nonrenewal of such teacher's contract by the board. Such failure
14 may also be grounds for nonconsideration of salary increments
15 affecting the teacher. For the fiscal years ending June 30, 2011,
16 and June 30, 2012, a certified teacher shall not be required to
17 complete any points of the total number of professional development
18 points required. Provided, a teacher may elect to complete some or
19 all of the minimum number of points required for the two (2) fiscal
20 years and any points completed shall be counted toward the total
21 number of points required to maintain employment. If a teacher does
22 not complete some or all of the minimum number of points required
23 for one (1) or both fiscal years, the total number of points
24

1 required to maintain employment shall be adjusted and reduced by the
2 number of points not completed.

3 G. Each district shall annually submit a report to the State
4 Department of Education on the district level professional
5 development needs, activities completed, expenditures, and results
6 achieved for each school year by each goal as provided in subsection
7 C of this section. If a school district elects not to adopt and
8 offer a professional development program as provided for in
9 subsection A of this section, the district shall not be required to
10 submit an annual report as required pursuant to this subsection but
11 shall report to the State Department of Education its election not
12 to offer a program and all professional development activities
13 completed by teachers and administrators of the school district.

14 H. Subject to the availability of funds, the Department shall
15 develop an online system for reporting as required in subsection ~~F~~ G
16 of this section. The Department shall also make such information
17 available on its website.

18 SECTION 2. AMENDATORY 70 O.S. 2011, Section 24-100.5, as
19 last amended by Section 2, Chapter 246, O.S.L. 2015 (70 O.S. Supp.
20 2017, Section 24-100.5), is amended to read as follows:

21 Section 24-100.5 A. Every year each public school site shall
22 establish a Safe School Committee to be composed of at least seven
23 (7) members. The Safe School Committee shall be composed of
24 teachers, parents of enrolled students, students, and a school

1 official who participates in the investigation of reports of
2 bullying as required by subsection A of Section 24-100.4 of this
3 title. The Committee may include administrators, school staff,
4 school volunteers, community representatives, and local law
5 enforcement agencies. The Committee shall assist the school board
6 in promoting a positive school climate through planning,
7 implementing and evaluating effective prevention, readiness and
8 response strategies, including the policy required by Section 24-
9 100.4 of this title.

10 B. The Safe School Committee shall study and make
11 recommendations to the principal regarding:

12 1. Unsafe conditions, possible strategies for students, faculty
13 and staff to avoid physical and emotional harm at school, student
14 victimization, crime prevention, school violence, and other issues
15 which prohibit the maintenance of a safe school;

16 2. Student bullying as defined in Section 24-100.3 of this
17 title;

18 3. Professional development needs of faculty and staff to
19 recognize and implement methods to decrease student bullying; and

20 4. Methods to encourage the involvement of the community and
21 students, the development of individual relationships between
22 students and school staff, and use of problem-solving teams and
23 resources that include counselors and other behavioral health and
24 suicide prevention resources within or outside the school system.

1 In its considerations, the Safe School Committee shall review
2 the district policy for the prevention of bullying and the list of
3 research-based programs appropriate for the prevention of bullying
4 of students at school compiled by the State Department of Education.
5 In addition, the Committee may review traditional and accepted
6 bullying prevention programs utilized by other states, state
7 agencies, or school districts.

8 C. The Safe School Committee may study and make recommendations
9 to the school district board of education regarding ~~the~~:

10 1. The development of a rape or sexual assault response program
11 that may be implemented at the school site; and

12 2. The development of a consent and healthy relationships
13 education program which may:

14 a. be medically accurate and appropriate for the
15 student's age, developmental stage and culture,

16 b. promote safe and healthy relationships and teach
17 students to recognize and prevent coercion, violence
18 or abuse, including physical and emotional
19 relationship abuse, and

20 c. include education regarding relationship communication
21 skills, emotional health, accountability and well-
22 being in relationships and consent.

23 D. The State Department of Education shall:
24

1 1. Develop a model policy and deliver training materials to all
2 school districts on the components that should be included in a
3 school district policy for the prevention of bullying, for a rape or
4 sexual assault response program and for a consent and healthy
5 relationships program; and

6 2. Compile and distribute to each public school site,
7 prominently display on the State Department of Education website and
8 annually publicize in print media a list of research-based programs
9 appropriate for the prevention of bullying of students. If a school
10 district implements a commercial bullying prevention program, it
11 shall use a program listed by the State Department of Education. If
12 a school district implements a commercial consent and healthy
13 relationships program, it shall use a program listed by the State
14 Department of Health.

15 E. The provisions of this section shall not apply to technology
16 center schools.

17 SECTION 3. This act shall become effective July 1, 2018.

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

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23 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/27/2018
24 - DO PASS, As Amended.