

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

HOUSE BILL 2734

By: Rosecrants

AS INTRODUCED

An Act relating to schools; amending 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), which relates to the Oklahoma Teacher Preparation Act; requiring professional development program to include consent and healthy relationships education; amending 70 O.S. 2011, Section 24-100.5, as last amended by Section 2, Chapter 246, O.S.L. 2015 (70 O.S. Supp. 2017, Section 24-100.5), which relates to the School Safety and Bullying Prevention Act; allowing a Safe School Committee to make recommendations about developing a consent and healthy relationships program; providing guidelines for program; directing development of model policy and training materials for certain programs; requiring 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:

Section 6-194. A. The district boards of education of this state shall establish professional development programs for the certified teachers and administrators of the district. Programs shall be adopted by each board based upon recommendations of a

1 professional development committee appointed by the board of
2 education for the district. For the fiscal years ending June 30,
3 2011, and June 30, 2012, a school district board of education may
4 elect not to adopt and offer a professional development program for
5 certified teachers and administrators of the district. If a school
6 district elects not to adopt and offer a professional development
7 program, the district may expend any monies allocated for
8 professional development for any purpose related to the support and
9 maintenance of the school district as determined by the board of
10 education of the school district.

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

21 C. In developing program recommendations, each professional
22 development committee shall annually utilize a data-driven approach
23 to analyze student data and determine district and school
24 professional development needs. The professional development

1 programs adopted shall be directed toward development of
2 competencies and instructional strategies in the core curriculum
3 areas for the following goals:

- 4 1. Increasing the academic performance data scores for the
5 district and each school site;
- 6 2. Closing achievement gaps among student subgroups;
- 7 3. Increasing student achievement as demonstrated on state-
8 mandated tests and the ACT;
- 9 4. Increasing high school graduation rates; and
- 10 5. Decreasing college remediation rates.

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

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

- 21 1. Training on recognition of child abuse and neglect;
- 22 2. Recognition of child sexual abuse;
- 23 3. Proper reporting of suspected abuse; ~~and~~
- 24 4. Consent and healthy relationships education; and

1 5. Available resources.

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

17 Districts are authorized to utilize any means for professional
18 development that is not prohibited by law including, but not limited
19 to, professional development provided by the district, any state
20 agency, institution of higher education, or any private entity.

21 F. Except as otherwise provided for in this subsection, each
22 certified teacher in this state shall be required by the district
23 board of education to meet the professional development requirements
24 established by the board, or established through the negotiation

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

20 G. Each district shall annually submit a report to the State
21 Department of Education on the district level professional
22 development needs, activities completed, expenditures, and results
23 achieved for each school year by each goal as provided in subsection
24 C of this section. If a school district elects not to adopt and

1 offer a professional development program as provided for in
2 subsection A of this section, the district shall not be required to
3 submit an annual report as required pursuant to this subsection but
4 shall report to the State Department of Education its election not
5 to offer a program and all professional development activities
6 completed by teachers and administrators of the school district.

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

11 SECTION 2. AMENDATORY 70 O.S. 2011, Section 24-100.5, as
12 last amended by Section 2, Chapter 246, O.S.L. 2015 (70 O.S. Supp.
13 2017, Section 24-100.5), is amended to read as follows:

14 Section 24-100.5 A. Every year each public school site shall
15 establish a Safe School Committee to be composed of at least seven
16 (7) members. The Safe School Committee shall be composed of
17 teachers, parents of enrolled students, students, and a school
18 official who participates in the investigation of reports of
19 bullying as required by subsection A of Section 24-100.4 of this
20 title. The Committee may include administrators, school staff,
21 school volunteers, community representatives, and local law
22 enforcement agencies. The Committee shall assist the school board
23 in promoting a positive school climate through planning,
24 implementing and evaluating effective prevention, readiness and

1 response strategies, including the policy required by Section 24-
2 100.4 of this title.

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

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

9 2. Student bullying as defined in Section 24-100.3 of this
10 title;

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

13 4. Methods to encourage the involvement of the community and
14 students, the development of individual relationships between
15 students and school staff, and use of problem-solving teams and
16 resources that include counselors and other behavioral health and
17 suicide prevention resources within or outside the school system.

18 In its considerations, the Safe School Committee shall review
19 the district policy for the prevention of bullying and the list of
20 research-based programs appropriate for the prevention of bullying
21 of students at school compiled by the State Department of Education.
22 In addition, the Committee may review traditional and accepted
23 bullying prevention programs utilized by other states, state
24 agencies, or school districts.

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

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

5 2. The development of a consent and healthy relationships
6 education program which shall:

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

9 b. promote safe and healthy relationships and teach
10 students to recognize and prevent coercion, violence
11 or abuse, including physical and emotional
12 relationship abuse, and

13 c. include education regarding relationship communication
14 skills, emotional health, accountability and well-
15 being in relationships and consent.

16 D. The State Department of Education shall:

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

22 2. Compile and distribute to each public school site,
23 prominently display on the State Department of Education website and
24 annually publicize in print media a list of research-based programs

1 appropriate for the prevention of bullying of students. If a school
2 district implements a commercial bullying prevention program, it
3 shall use a program listed by the State Department of Education. If
4 a school district implements a commercial consent and healthy
5 relationships program, it shall use a program listed by the State
6 Department of Health.

7 E. The provisions of this section shall not apply to technology
8 center schools.

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

10 SECTION 4. 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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