

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend SB441 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____
Amendment submitted by: Kyle Hilbert _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 57th Legislature (2019)

PROPOSED COMMITTEE
SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 441

By: Quinn and Stanislawski of
the Senate

and

Baker of the House

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to schools; amending 70 O.S. 2011, Section 1-109, as last amended by Section 1, Chapter 6, O.S.L. 2016 (70 O.S. Supp. 2018, Section 1-109), which relates to the school calendar; allowing school districts to adopt school-hours policy with respect to certain school year; allowing districts to adopt school-hours policy with a minimum number of days beginning with certain school year; requiring districts that adopt school-hours policy beginning with certain school year to meet specified requirements; requiring promulgation of rules; subjecting rules to legislative approval; providing exception if notification is provided and approval is received; amending Section 3, Chapter 394, O.S.L. 2013, as last amended by Section 1, Chapter 10, 2nd Extraordinary Session, O.S.L. 2018 (70 O.S. Supp. 2018, Section 18-114.14), which relates to the Minimum Salary Schedule; modifying the Minimum Salary Schedule for certified personnel; amending 70 O.S. 2011, Section 4516, which relates to a continuous school program; adding and updating statutory references; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 1-109, as last amended by Section 1, Chapter 6, O.S.L. 2016 (70 O.S. Supp. 2018, Section 1-109), is amended to read as follows:

Section 1-109. A. For all public schools in Oklahoma, school shall actually be in session and classroom instruction offered:

1. For not less than one hundred eighty (180) days; or

2. For not less than one thousand eighty (1,080) hours each school year, if a district board of education adopts a school-hours policy and notifies the State Board of Education prior to October 15 of the applicable school year;

3. Beginning with the 2021-2022 school year, for not less than one thousand eighty (1,080) hours with a minimum of one hundred sixty-five (165) days of instruction each school year, if a district board of education adopts a school-hours policy and notifies the State Board of Education prior to October 15 of the applicable school year; or

4. Beginning with the 2021-2022 school year, for not less than one thousand eighty (1,080) hours each school year, if a district board of education adopts a school-hours policy, notifies the State Board of Education prior to October 15 of the applicable school year and meets the requirements established by the State Board of Education pursuant to subsection H of this section.

B. A school district may not count more than thirty (30) hours each school year that are used for attendance of professional

1 meetings toward the one hundred eighty (180) days or one thousand
2 eighty (1,080) hours of classroom instruction time required in
3 subsection A of this section.

4 C. Teachers off contract with an employing district shall not
5 be required by the employing school district to attend professional
6 meetings unless the teacher is paid additional compensation for the
7 additional time. Teachers may be paid additional compensation for
8 attending professional meetings in excess of their contract term.
9 Subject to district board of education policy or collective
10 bargaining agreement, additional paid professional days may be
11 granted for individual teachers to attend or participate in
12 professional meetings, staff development training, or National Board
13 certification portfolio development as provided for in Section 6-
14 204.2 of this title.

15 D. A school district may authorize parent-teacher conferences
16 to be held during a regular school day. If authorized by the school
17 district, parent-teacher conferences shall be counted as classroom
18 instruction time for no more than six (6) hours per semester, for a
19 total of twelve (12) hours per school year.

20 E. A school district may maintain school for less than a full
21 school year only when conditions beyond the control of school
22 authorities make the maintenance of the term impossible and the
23 State Board of Education has been apprised and has expressed
24 concurrence in writing.

1 F. The State Board of Education shall establish criteria for an
2 extended-day schedule for schools subject to paragraph 1 of
3 subsection A of this section. The criteria shall:

4 1. Prescribe a lengthened school day within limits determined
5 not to be detrimental to quality instruction;

6 2. Ensure that the schedule is equivalent in annual hours of
7 instruction to the one-hundred-eighty-day school year specified in
8 paragraph 1 of subsection A of this section; and

9 3. Be consistent with the provisions of this section and
10 Sections 1-111 and 1-112 of this title, but may result in fewer
11 annual days of instruction.

12 G. Notwithstanding the provisions of subsection F of this
13 section, a school district board of education subject to paragraph 1
14 of subsection A of this section may adopt and implement an extended-
15 day schedule subject to the following requirements:

16 1. The annual number of hours of instruction shall equal or
17 exceed one thousand eighty (1,080) hours, which is the equivalent of
18 one hundred eighty (180) days of instruction as specified in
19 subsection A of this section for six (6) hours each day as specified
20 in Section 1-111 of this title;

21 2. The annual number of days of instruction shall equal or
22 exceed one hundred eighty (180) days as specified in subsection A of
23 this section;

1 3. The schedule adopted shall be consistent with the provisions
2 of Sections 1-111 and 1-112 of this title, except that for not more
3 than one (1) day per week, a school day shall consist of not less
4 than five (5) hours devoted to academic instruction in a regular
5 classroom setting;

6 4. The district shall hold a public hearing prior to the
7 adoption of an extended-day schedule authorized pursuant to this
8 subsection; and

9 5. The district shall document the impact on student
10 achievement as determined by the academic performance data score and
11 any other relevant factors that are a result of implementation of an
12 extended-day schedule authorized pursuant to this subsection and
13 provide an annual report to the State Board of Education of the
14 results. If improvement in student achievement cannot be documented
15 in the report, the district board of education shall revoke
16 authorization as provided by this subsection. If the district does
17 not revoke authorization after student achievement is not documented
18 in the report, the State Board of Education may deny accreditation
19 of any school in violation of this subsection.

20 H. Beginning with the 2021-2022 school year, a school district
21 board of education may adopt a school-hours policy as provided for
22 by paragraph 4 of subsection A of this section only if it meets or
23 exceeds the minimum guidelines for student performance and school
24 district cost savings established by the State Board of Education.

1 The State Board of Education shall promulgate rules subject to
2 approval by the Legislature establishing the minimum guidelines for
3 student performance and school district cost savings.

4 I. If subject to paragraph 2 of subsection A of this section, a
5 district board of education or designee may elect to close a school
6 during the school day for inclement weather purposes. In such an
7 event, the number of hours incurred in classroom instruction time
8 prior to school closure shall be counted toward the one thousand
9 eighty (1,080) hours per year requirement.

10 ~~I.~~ J. Nothing in this section shall be construed as affecting
11 the right of an employing school district to require teachers as
12 defined in Section 6-101.3 of this title to work in excess of the
13 one thousand eighty (1,080) hours required for student instruction.
14 In addition, nothing in this section shall be construed to affect
15 the Fair Labor Standards Act status of any school district employee.

16 K. The provisions of this section shall not prohibit the
17 Oklahoma School for the Blind or the Oklahoma School for the Deaf
18 from adopting an alternative school-hours policy if the Oklahoma
19 School for the Blind or the Oklahoma School for the Deaf notifies
20 and receives approval from the State Board of Education prior to
21 October 15 of the applicable school year.

22 SECTION 2. AMENDATORY Section 3, Chapter 394, O.S.L.
23 2013, as last amended by Section 1, Chapter 10, 2nd Extraordinary
24

Session, O.S.L. 2018 (70 O.S. Supp. 2018, Section 18-114.14), is amended to read as follows:

Section 18-114.14 A. Beginning ~~with the 2018-2019 school year~~ September 1, 2019, certified personnel, as defined in Section 26-103 of this title, in the public schools of Oklahoma shall receive in salary and/or fringe benefits not less than the amounts specified in the following schedule:

MINIMUM SALARY SCHEDULE

National

Years of Experience	Bachelor's Degree	Board Certification	Master's Degree	Doctor's Degree
0	\$36,601	\$37,759	\$37,991	\$39,381
1	\$37,035	\$38,193	\$38,425	\$39,815
2	\$37,469	\$38,628	\$38,859	\$40,249
3	\$37,904	\$39,062	\$39,294	\$40,684
4	\$38,338	\$39,496	\$39,728	\$41,118
5	\$38,810	\$39,968	\$40,200	\$41,590
6	\$39,273	\$40,432	\$40,663	\$42,054
7	\$39,737	\$40,895	\$41,127	\$42,517
8	\$40,200	\$41,358	\$41,590	\$42,980
9	\$40,663	\$41,822	\$42,054	\$43,444
10	\$41,684	\$42,844	\$43,568	\$45,945
11	\$42,177	\$43,336	\$44,061	\$46,438
12	\$42,670	\$43,829	\$44,554	\$46,931

1	13	\$43,162	\$44,322	\$45,047	\$47,424
2	14	\$43,655	\$44,815	\$45,539	\$47,916
3	15	\$44,167	\$45,327	\$46,052	\$48,430
4	16	\$44,660	\$45,820	\$46,545	\$48,923
5	17	\$45,153	\$46,313	\$47,038	\$49,416
6	18	\$45,646	\$46,806	\$47,531	\$49,909
7	19	\$46,139	\$47,299	\$48,024	\$50,402
8	20	\$46,652	\$47,813	\$48,538	\$50,917
9	21	\$47,145	\$48,306	\$49,031	\$51,410
10	22	\$47,639	\$48,799	\$49,524	\$51,903
11	23	\$48,132	\$49,292	\$50,018	\$52,397
12	24	\$48,625	\$49,785	\$50,511	\$52,890
13	25	\$50,049	\$51,232	\$51,971	\$54,395
14	<u>0</u>	<u>\$37,801</u>	<u>\$38,959</u>	<u>\$39,191</u>	<u>\$40,581</u>
15	<u>1</u>	<u>\$38,235</u>	<u>\$39,393</u>	<u>\$39,625</u>	<u>\$41,015</u>
16	<u>2</u>	<u>\$38,669</u>	<u>\$39,828</u>	<u>\$40,059</u>	<u>\$41,449</u>
17	<u>3</u>	<u>\$39,104</u>	<u>\$40,262</u>	<u>\$40,494</u>	<u>\$41,884</u>
18	<u>4</u>	<u>\$39,538</u>	<u>\$40,696</u>	<u>\$40,928</u>	<u>\$42,318</u>
19	<u>5</u>	<u>\$40,010</u>	<u>\$41,168</u>	<u>\$41,400</u>	<u>\$42,790</u>
20	<u>6</u>	<u>\$40,473</u>	<u>\$41,632</u>	<u>\$41,863</u>	<u>\$43,254</u>
21	<u>7</u>	<u>\$40,937</u>	<u>\$42,095</u>	<u>\$42,327</u>	<u>\$43,717</u>
22	<u>8</u>	<u>\$41,400</u>	<u>\$42,558</u>	<u>\$42,790</u>	<u>\$44,180</u>
23	<u>9</u>	<u>\$41,863</u>	<u>\$43,022</u>	<u>\$43,254</u>	<u>\$44,644</u>
24	<u>10</u>	<u>\$42,884</u>	<u>\$44,044</u>	<u>\$44,768</u>	<u>\$47,145</u>

1	<u>11</u>	<u>\$43,377</u>	<u>\$44,536</u>	<u>\$45,261</u>	<u>\$47,638</u>
2	<u>12</u>	<u>\$43,870</u>	<u>\$45,029</u>	<u>\$45,754</u>	<u>\$48,131</u>
3	<u>13</u>	<u>\$44,362</u>	<u>\$45,522</u>	<u>\$46,247</u>	<u>\$48,624</u>
4	<u>14</u>	<u>\$44,855</u>	<u>\$46,015</u>	<u>\$46,739</u>	<u>\$49,116</u>
5	<u>15</u>	<u>\$45,367</u>	<u>\$46,527</u>	<u>\$47,252</u>	<u>\$49,630</u>
6	<u>16</u>	<u>\$45,860</u>	<u>\$47,020</u>	<u>\$47,745</u>	<u>\$50,123</u>
7	<u>17</u>	<u>\$46,353</u>	<u>\$47,513</u>	<u>\$48,238</u>	<u>\$50,616</u>
8	<u>18</u>	<u>\$46,846</u>	<u>\$48,006</u>	<u>\$48,731</u>	<u>\$51,109</u>
9	<u>19</u>	<u>\$47,339</u>	<u>\$48,499</u>	<u>\$49,224</u>	<u>\$51,602</u>
10	<u>20</u>	<u>\$47,852</u>	<u>\$49,013</u>	<u>\$49,738</u>	<u>\$52,117</u>
11	<u>21</u>	<u>\$48,345</u>	<u>\$49,506</u>	<u>\$50,231</u>	<u>\$52,610</u>
12	<u>22</u>	<u>\$48,839</u>	<u>\$49,999</u>	<u>\$50,724</u>	<u>\$53,103</u>
13	<u>23</u>	<u>\$49,332</u>	<u>\$50,492</u>	<u>\$51,218</u>	<u>\$53,597</u>
14	<u>24</u>	<u>\$49,825</u>	<u>\$50,985</u>	<u>\$51,711</u>	<u>\$54,090</u>
15	<u>25</u>	<u>\$51,249</u>	<u>\$52,432</u>	<u>\$53,171</u>	<u>\$55,595</u>
16	Master's Degree +				
17	Years of	National Board			
18	Experience	Certification			
19	<u>0</u>	<u>\$39,149</u>			
20	<u>1</u>	<u>\$39,583</u>			
21	<u>2</u>	<u>\$40,018</u>			
22	<u>3</u>	<u>\$40,452</u>			
23	<u>4</u>	<u>\$40,886</u>			
24	<u>5</u>	<u>\$41,358</u>			

1	6	\$41,822
2	7	\$42,285
3	8	\$42,749
4	9	\$43,212
5	10	\$44,728
6	11	\$45,221
7	12	\$45,713
8	13	\$46,206
9	14	\$46,699
10	15	\$47,212
11	16	\$47,705
12	17	\$48,198
13	18	\$48,691
14	19	\$49,184
15	20	\$49,698
16	21	\$50,192
17	22	\$50,685
18	23	\$51,178
19	24	\$51,671
20	25	\$53,153
21	<u>0</u>	<u>\$40,349</u>
22	<u>1</u>	<u>\$40,783</u>
23	<u>2</u>	<u>\$41,218</u>
24	<u>3</u>	<u>\$41,652</u>

1	<u>4</u>	<u>\$42,086</u>
2	<u>5</u>	<u>\$42,558</u>
3	<u>6</u>	<u>\$43,022</u>
4	<u>7</u>	<u>\$43,485</u>
5	<u>8</u>	<u>\$43,949</u>
6	<u>9</u>	<u>\$44,412</u>
7	<u>10</u>	<u>\$45,928</u>
8	<u>11</u>	<u>\$46,421</u>
9	<u>12</u>	<u>\$46,913</u>
10	<u>13</u>	<u>\$47,406</u>
11	<u>14</u>	<u>\$47,899</u>
12	<u>15</u>	<u>\$48,412</u>
13	<u>16</u>	<u>\$48,905</u>
14	<u>17</u>	<u>\$49,398</u>
15	<u>18</u>	<u>\$49,891</u>
16	<u>19</u>	<u>\$50,384</u>
17	<u>20</u>	<u>\$50,898</u>
18	<u>21</u>	<u>\$51,392</u>
19	<u>22</u>	<u>\$51,885</u>
20	<u>23</u>	<u>\$52,378</u>
21	<u>24</u>	<u>\$52,871</u>
22	<u>25</u>	<u>\$54,353</u>

23 B. 1. When determining the Minimum Salary Schedule, "fringe
24 benefits" shall mean all or part of retirement benefits, excluding

1 the contributions made pursuant to subsection A of Section 17-108.1
2 of this title and the flexible benefit allowance pursuant to Section
3 26-105 of this title from the flexible benefit allowance funds
4 disbursed by the State Board of Education and the State Board of
5 Career and Technology Education pursuant to Section 26-104 of this
6 title.

7 2. If a school district intends to provide retirement benefits
8 to a teacher such that the teacher's salary would be less than the
9 amounts set forth in the ~~minimum salary schedule~~ Minimum Salary
10 Schedule specified in subsection A of this section, the district
11 shall be required to provide written notification to the teacher
12 prior to his or her employment or, if already employed by the
13 district, no later than thirty (30) days prior to the date the
14 district elects to provide retirement benefits such that the
15 teacher's salary would be less than the ~~minimum salary schedule~~
16 Minimum Salary Schedule.

17 C. Any of the degrees referred to in this section shall be from
18 a college recognized by the State Board of Education. The Board
19 shall accept teaching experience from out-of-state school districts
20 that are accredited by the state board of education or appropriate
21 state accrediting agency for the districts. The Board shall accept
22 teaching experience from out-of-country schools that are accredited
23 or otherwise endorsed by the appropriate national or regional
24 accrediting or endorsement authority. Out-of-country certification

1 documentation in a language other than English shall be analyzed by
2 an educational credential evaluation service in accordance with
3 industry standards and guidelines and approved by the State
4 Department of Education. The person seeking to have credit granted
5 for out-of-country teaching experience shall be responsible for all
6 costs of the analysis by a credential evaluation service. The Board
7 shall accept teaching experience from primary and secondary schools
8 that are operated by the United States Department of Defense or are
9 affiliated with the United States Department of State.

10 D. For the purpose of state salary increments and retirement,
11 no teacher shall be granted credit for more than five (5) years of
12 active duty in the military service or out-of-state or out-of-
13 country teaching experience as a certified teacher or its
14 equivalent. Nothing in this section shall prohibit boards of
15 education from crediting more years of experience on district salary
16 schedules than those allowed for state purposes.

17 E. The State Board of Education shall recognize, for purposes
18 of certification and salary increments, all the years of experience
19 of a:

20 1. Certified teacher who teaches in the educational program of
21 the Department of Corrections, beginning with fiscal year 1981;

22 2. Vocational rehabilitation counselor under the Department of
23 Human Services if the counselor was employed as a certified teacher
24 by the State Department of Education when the Division of Vocational

1 Rehabilitation was transferred from the State Board of Career and
2 Technology Education or the State Board of Education to the Oklahoma
3 Public Welfare Commission on July 1, 1968;

4 3. Vocational rehabilitation counselor which were completed
5 while employed by the Department of Human Services if such counselor
6 was certified as a teacher or was eligible for certification as a
7 teacher in Oklahoma;

8 4. Certified teacher which were completed while employed by the
9 Department of Human Services Child Study Center at University
10 Hospital, if the teacher was certified as a teacher in Oklahoma; and

11 5. Certified school psychologist or psychometrist which were
12 completed while employed as a doctoral intern, psychological
13 assistant, or psychologist with any agency of the State of Oklahoma
14 if the experience primarily involved work with persons of school- or
15 preschool-age and if the person was, at the time the experience was
16 acquired, certified as, or eligible for certification as, a school
17 psychologist or psychometrist.

18 F. The provisions of this section shall not apply to teachers
19 who have entered into postretirement employment with a public school
20 in Oklahoma and are still receiving a monthly retirement benefit.

21 G. If a person employed as certified personnel, as defined in
22 Section 26-103 of this title, by a school district during the 2017-
23 2018 school year was receiving a salary above the step level
24 indicated by the State Minimum Salary Schedule for the 2017-2018

1 school year, the person shall receive a salary increase amount equal
2 to the amount indicated in subsection A of this section for the step
3 level indicated for the person, provided they remain employed by the
4 same district, unless the hours or the duties of the certified
5 personnel are reduced proportionately.

6 SECTION 3. AMENDATORY 70 O.S. 2011, Section 4516, is
7 amended to read as follows:

8 Section 4516. The board of education of any school district
9 operating pursuant to the provisions of ~~this act~~ Section 4511 et
10 seq. of this title shall establish a school calendar whereby the
11 teaching sessions and vacation periods during the school year are on
12 a rotating basis.

13 Each selected school shall be closed for all students and
14 employees on regular school holidays.

15 The schools and classes shall be conducted for a total of no
16 less than one hundred eighty (180) days or no less than one thousand
17 eighty (1,080) hours during the academic year as provided for in
18 Section 1-109 of this title.

19 The provisions of all other laws relating to compulsory full-
20 time education and the enrollment and attendance of pupils in the
21 kindergarten, elementary and secondary grades shall be applicable
22 with respect to the regular school days prescribed for the entire
23 academic year established for the school at which a program pursuant
24

1 to ~~this act~~ Section 4511 et seq. of this title is conducted, and to
2 the attendance area established for such school.

3 SECTION 4. This act shall become effective September 1, 2019.

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5 57-1-8845 MAH 04/18/19

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