

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 1594

By: Provenzano

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2011, Section 3-101, which relates to the State Board of Education; modifying Board member appointments; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 3-101, is amended to read as follows:

Section 3-101. A. The State Board of Education shall consist of seven (7) members. The State Superintendent of Public Instruction shall be a member and the chairperson of the Board. The remaining six members shall be appointed ~~by the Governor by and with the advice and consent of the Senate. Except as otherwise provided for in subsection B of this section, upon assuming office each Governor shall appoint one member from each congressional district and one member from the state at large. Each appointment shall be made to take effect on April 2.~~ as follows:

1 1. Two members shall be appointed by the Governor, one of whom
2 shall be a resident and elector of the Oklahoma Congressional
3 District 5 and one of whom shall be appointed from the state at
4 large;

5 2. Two members shall be appointed by the Oklahoma President Pro
6 Tempore of the Senate, one of whom shall be a resident and elector
7 of the Oklahoma Congressional District 1 and one of whom shall be a
8 resident and elector of the Oklahoma Congressional District 3; and

9 3. Two members shall be appointed by the Oklahoma Speaker of
10 the House of Representatives, one of whom shall be a resident and
11 elector of the Oklahoma Congressional District 2 and one of whom
12 shall be a resident and elector of the Oklahoma Congressional
13 District 4.

14 The term of each appointed member shall be four (4) years.
15 Appointed members shall serve until a successor is appointed. Each
16 ~~Appointed members~~ appointed member shall serve at the pleasure of
17 ~~the Governor~~ his or her appointing entity. Upon the occurrence of a
18 vacancy the same shall be filled by the ~~Governor, subject to~~
19 ~~confirmation by the Senate at the next session of the Legislature~~
20 appointing entity. The appointment to fill a vacancy shall be made
21 for the unexpired term.

22 ~~B. On the effective date of this act, all appointed positions~~
23 ~~of the current State Board of Education shall be deemed vacant and~~
24 ~~the terms of persons serving on the Board shall be deemed~~

1 ~~terminated. The Governor shall make initial appointments pursuant~~
2 ~~to the provisions of this subsection within thirty (30) days of the~~
3 ~~effective date of this act, with one member appointed from each~~
4 ~~congressional district and one member appointed from the state at~~
5 ~~large. The appointments shall be subject to confirmation by the~~
6 ~~Senate at the next session of the Legislature.~~ The terms for
7 members ~~appointed pursuant to this subsection~~ serving on November 1,
8 2021, shall terminate on April 2, ~~2015~~ 2023. Thereafter, members
9 shall be appointed as provided for in subsection A of this section.

10 C. No person shall be eligible to be appointed to serve on the
11 State Board unless the person has been awarded a high school diploma
12 or certificate of high school equivalency. Any member appointed to
13 the State Board shall complete the workshop requirements of a new
14 school board member pursuant to Section 5-110 of this title within
15 thirteen (13) months following or preceding the appointment of the
16 member. Notwithstanding any provision of law to the contrary, the
17 State Department of Education shall not charge any member of the
18 State Board of Education a fee for any workshop provided by the
19 Department for board members pursuant to Section 5-110 of this title
20 and shall not pay a fee to any organization or institution of higher
21 education on behalf of a member of the State Board of Education, or
22 reimburse any member of the Board for a fee paid to any organization
23 or institution of higher education, for attendance at a workshop or
24 courses to satisfy the requirements of Section 5-110 of this title.

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D. Members of the Board shall receive necessary traveling expenses while in the performance of their duties in accordance with the State Travel Reimbursement Act.

SECTION 2. This act shall become effective November 1, 2021.

58-1-6238 AMM 01/15/21