

1 **SENATE FLOOR VERSION**

2 April 12, 2022

3 ENGROSSED HOUSE  
4 BILL NO. 4107

5 By: Vancuren, Hardin (David),  
6 Walke, Luttrell,  
7 Rosecrants, Fugate, Boles,  
8 Roberts (Dustin), Talley,  
9 Phillips, Randleman, and  
10 Culver of the House

11 and

12 Rogers, Hicks, Dossett  
13 (J.J.), Boren, and Paxton  
14 of the Senate

15 An Act relating to teachers; amending 70 O.S. 2021,  
16 Section 6-190, which relates to teacher  
17 certification; directing State Board of Education to  
18 issue teaching certificate for teacher certified by a  
19 federally recognized tribal nation; limiting teaching  
20 certificate to use in certain schools; exempting  
21 teacher from additional competency examinations;  
22 requiring certain criminal history record checks;  
23 providing for issuance of temporary certificate;  
24 specifying applicant will pay for criminal history  
record checks; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2021, Section 6-190, is  
amended to read as follows:

Section 6-190. A. The board of education of each school  
district shall employ and contract in writing, as required in  
Section 6-101 of this title, only with persons certified to teach by  
the State Board of Education in accordance with the Oklahoma Teacher

1 Preparation Act, except as otherwise provided for by Section 6-101  
2 of this title and by other law.

3 B. The Board shall issue a certificate to teach to any person  
4 who:

5 1. Has successfully completed the teacher education program  
6 required by the Commission for Educational Quality and  
7 Accountability;

8 2. Has graduated from an accredited institution of higher  
9 education that has approval or accreditation for teacher education;

10 3. Has met all other requirements as may be established by the  
11 Board;

12 4. Has made the necessary application and paid the competency  
13 examination fee in an amount and as prescribed by the Commission;

14 5. Has successfully completed the competency examination  
15 required in Section 6-187 of this title; and

16 6. Beginning November 1, 2001, has on file with the Board a  
17 current Oklahoma criminal history record from the Oklahoma State  
18 Bureau of Investigation as well as a national criminal history  
19 record check as defined in Section 150.9 of Title 74 of the Oklahoma  
20 Statutes. Upon receipt of the Oklahoma criminal history record, the  
21 Board may issue a temporary certificate which shall be effective  
22 until receipt of the national fingerprint-based criminal history  
23 record. The person applying for a certificate shall be responsible  
24 for the cost of the criminal history records.

1 C. The Board shall issue a certificate to teach to any person  
2 who:

3 1. Holds an out-of-state certificate and meets the requirements  
4 set forth in subsection G of this section;

5 2. Holds certification from the National Board for Professional  
6 Teaching Standards;

7 3. Holds an out-of-country certificate and meets the  
8 requirements set forth in subsection F of this section; ~~or~~

9 4. Holds a certificate from a federally recognized tribal  
10 nation and meets the requirements set forth in subsection H of this  
11 section; or

12 5. Has successfully completed a competency examination used in  
13 the majority of other states or comparable customized exam and meets  
14 the requirements set forth in subsection ~~H~~ I of this section.

15 D. Beginning July 1, 2004, any person applying for initial  
16 Oklahoma certification shall have on file with the Board a current  
17 Oklahoma criminal history record from the Oklahoma State Bureau of  
18 Investigation as well as a national criminal history record check as  
19 defined in Section 150.9 of Title 74 of the Oklahoma Statutes. Upon  
20 receipt of the Oklahoma criminal history record, the Board may issue  
21 a temporary certificate which shall be effective until receipt of  
22 the national fingerprint-based criminal history record. The person  
23 applying for a certificate shall be responsible for the cost of the  
24 criminal history records.

1 E. Any person holding a valid certificate, issued prior to  
2 January 1, 1997, shall be a certified teacher for purposes of the  
3 Oklahoma Teacher Preparation Act, subject to any professional  
4 development requirements prescribed by the Oklahoma Teacher  
5 Preparation Act or by the State Board of Education.

6 F. 1. The Board shall issue a certificate to teach to a person  
7 who holds a valid out-of-country certificate and meets any  
8 requirements established by the Board. The certificate to teach  
9 shall only be for those subject areas and grade levels most closely  
10 aligned to the subject areas and grade levels recognized on the out-  
11 of-country certificate.

12 2. A person who meets the requirements of paragraph 1 of this  
13 subsection shall not be required to take any competency examinations  
14 in those subject areas and grade levels most closely aligned to the  
15 subject areas and grade levels recognized on the out-of-country  
16 certificate.

17 3. A person who meets the requirements of paragraph 1 of this  
18 subsection shall have on file with the Board a current Oklahoma  
19 criminal history record check from the Oklahoma State Bureau of  
20 Investigation as well as a national criminal history record check as  
21 defined in Section 150.9 of Title 74 of the Oklahoma Statutes. Upon  
22 receipt of the Oklahoma criminal history record check, the Board may  
23 issue a temporary certificate which shall be effective until receipt  
24 of the national fingerprint-based criminal history record check.

1 The person applying for a certificate shall be responsible for the  
2 cost of the criminal history record checks.

3 4. The Board shall promulgate rules establishing a process by  
4 which out-of-country certificates will be reviewed and evaluated for  
5 purposes of awarding a certificate to teach pursuant to this  
6 subsection.

7 G. 1. The Board shall issue a certificate to teach to a person  
8 who holds a valid out-of-state certificate. The certificate to  
9 teach shall only be for those subject areas and grade levels most  
10 closely aligned to the subject areas and grade levels recognized on  
11 the out-of-state certificate.

12 2. A person who meets the requirements of paragraph 1 of this  
13 subsection shall not be required to take any competency examinations  
14 in those subject areas and grade levels most closely aligned to the  
15 subject areas and grade levels recognized on the out-of-state  
16 certificate.

17 3. A person who meets the requirements of this subsection shall  
18 have on file with the Board a current Oklahoma criminal history  
19 record check from the Oklahoma State Bureau of Investigation as well  
20 as a national criminal history record check as defined in Section  
21 150.9 of Title 74 of the Oklahoma Statutes. Upon receipt of the  
22 Oklahoma criminal history record check, the Board may issue a  
23 temporary certificate which shall be effective until receipt of the  
24 national fingerprint-based criminal history record check. The

1 person applying for a certificate shall be responsible for the cost  
2 of the criminal history record checks.

3 H. 1. The Board shall issue a certificate to teach to a person  
4 who holds a certificate from a federally recognized tribal nation.  
5 The certificate to teach shall only be for a school that is operated  
6 by the certificate-granting tribal nation within its reservation or  
7 treaty area boundaries.

8 2. A person who meets the requirements of paragraph 1 of this  
9 subsection shall not be required to take any competency examinations  
10 other than those required by the certificate-granting tribal nation.

11 3. A person who meets the requirements of this subsection shall  
12 have on file with the Board a current Oklahoma criminal history  
13 record check as defined in Section 150.9 of Title 74 of the Oklahoma  
14 Statutes. Upon receipt of the Oklahoma criminal history record  
15 check, the Board may issue a temporary certificate which shall be  
16 effective until receipt of the national fingerprint-based criminal  
17 history record check. The person applying for a certificate shall  
18 be responsible for the cost of the criminal history record checks.

19 I. 1. The Board shall issue a certificate to teach to a person  
20 who has successfully completed a competency exam used in a majority  
21 of the other states. The certificate to teach shall only be for  
22 those subject areas and grade levels that correspond with a  
23 certification area used in Oklahoma.

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1           2. A person who meets the requirements of paragraph 1 of this  
2 subsection shall have on file with the Board a current Oklahoma  
3 criminal history record check from the Oklahoma State Bureau of  
4 Investigation as well as a national criminal history record check as  
5 defined in Section 150.9 of Title 74 of the Oklahoma Statutes. Upon  
6 receipt of the Oklahoma criminal history record check, the Board may  
7 issue a temporary certificate which shall be effective until receipt  
8 of the national fingerprint-based criminal history record check.  
9 The person applying for a certificate shall be responsible for the  
10 cost of the criminal history record checks.

11       ~~I.~~ J. The Board shall issue a lead teaching certificate to any  
12 person who upon application:

13           1. Has successfully completed the requirements of this  
14 subsection;

15           2. Has a minimum of five (5) years of experience as a teacher;

16           3. Participates in a meaningful individualized program of  
17 professional development, as provided for in Section 6-101.10 of  
18 this title;

19           4. Has earned a "highly effective" or "superior" rating  
20 pursuant to Section 6-101.16 of this title; and

21           5. May have a teaching load of not more than seventy-five  
22 percent (75%) student instruction to allow the teacher to mentor  
23 other teachers.

24

1        ~~J.~~ K. 1. The Board shall issue a master teaching certificate  
2 to any person who upon application:

3            a. has successfully completed the requirements of this  
4 subsection,

5            b. has a minimum of seven (7) years of experience as a  
6 teacher, and

7            c. (1) has earned a "superior" rating pursuant to  
8 Section 6-101.16 of this title, or

9                    (2) has earned a "highly effective" rating pursuant  
10 to Section 6-101.16 of this title and holds or  
11 has held a National Board certification from the  
12 National Board for Professional Teaching  
13 Standards.

14        2. Teachers with a master teaching certificate may assume  
15 leadership roles that include but are not limited to:

16            a. the planning and delivery of professional development  
17 activities designed to improve instructional  
18 strategies,

19            b. the facilitation of an instructional leadership team  
20 within the building or school district in which the  
21 lead teacher is assigned, and

22            c. the mentoring of other teachers and participation in  
23 evaluations of other teachers.

24



1 3. Teachers with a master teaching certificate may have a  
2 teaching load of not more than fifty percent (50%) student  
3 instruction to allow the lead teacher to spend time on:

- 4 a. co-teaching,
- 5 b. co-planning,
- 6 c. peer reviews, and
- 7 d. other duties mutually agreed upon by the  
8 superintendent and the master teacher, and may be used  
9 to satisfy the qualitative evaluation component for  
10 teachers as required by Section 6-101.16 of this title  
11 by performing the duties set forth in this paragraph.

12 ~~K.~~ L. The State Board of Education shall adopt rules to  
13 implement a renewal schedule and associated fees for lead and master  
14 teaching certificates. The rules shall allow a teacher that no  
15 longer meets the requirements of a lead or master teaching  
16 certificate to make application for the standard teaching  
17 certificate.

18 ~~L.~~ M. The terms of the contracts issued to those holding lead  
19 and master teaching certificates shall include the following:

- 20 1. Lead: an additional ten (10) days to be used to strengthen  
21 instructional leadership. A person with a lead teaching certificate  
22 shall receive an annual salary supplement of at least Three Thousand  
23 Dollars (\$3,000.00) or the district's daily rate of pay, whichever  
24

1 is higher, in addition to the salary for which the teacher qualifies  
2 pursuant to Section 18-114.14 of this title; and

3 2. Master: an additional fifteen (15) days to be used to  
4 strengthen leadership. A person with a master teaching certificate  
5 shall receive an annual salary supplement of at least Five Thousand  
6 Dollars (\$5,000.00) or the district's daily rate of pay, whichever  
7 is higher, in addition to the salary for which the teacher qualifies  
8 pursuant to Section 18-114.14 of this title.

9 If a person with a lead or master teaching certificate changes  
10 school districts during the life of the certificate, the terms of  
11 the contracts required in this subsection shall be subject to  
12 approval by the new employing school district.

13 ~~M.~~ N. 1. Any person who is eligible for a lead or master  
14 teaching certificate described in this section shall make  
15 application for the following school year with the State Board of  
16 Education. The application shall include a recommendation from the  
17 local board of education and determination that the applicant has  
18 met the statutory criteria. In reviewing an application, the local  
19 school board of education and the superintendent shall consider the  
20 ability of the school district to fulfill the additional  
21 requirements described in subsections ~~I~~ and J and K of this section  
22 before making a recommendation to the State Board of Education.

23

24

1           2. The State Department of Education shall develop an  
2 application to implement the provisions of this subsection and make  
3 it available to school districts.

4           ~~N.~~ O. Beginning in the 2021-2022 school year, the Department  
5 shall make the teaching certificates provided for in this section  
6 available for any person who has received a recommendation from  
7 their local board of education and who meets the eligibility  
8 criteria.

9           ~~O.~~ P. For the 2019-2020 and 2020-2021 school years, the  
10 Department shall identify school districts to implement the teaching  
11 certificates provided for in this section on a pilot program basis  
12 with the assistance of public-private partnerships, funding from  
13 philanthropic organizations or federal grants.

14           ~~P.~~ Q. The Department shall seek funding necessary for the  
15 administration of this section. If funding for the administration  
16 of the teaching certificates listed in subsections ~~I and~~ J and K is  
17 not available, the Department shall not be required to fulfill the  
18 requirements listed in subsections ~~L, M, N and~~ O, and P of this  
19 section.

20           ~~Q.~~ R. The State Board of Education shall promulgate rules to  
21 implement the provisions of this act.

22           SECTION 2. This act shall become effective November 1, 2022.

23 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION  
24 April 12, 2022 - DO PASS