

1 STATE OF OKLAHOMA

2 2nd Session of the 58th Legislature (2022)

3 HOUSE BILL 4107

By: Vancuren

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6 AS INTRODUCED

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

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

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

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

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

8 3. Has met all other requirements as may be established by the
9 Board;

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

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

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

23 C. The Board shall issue a certificate to teach to any person
24 who:

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

3 2. Holds certification from the National Board for Professional
4 Teaching Standards;

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

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

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

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

23 E. Any person holding a valid certificate, issued prior to
24 January 1, 1997, shall be a certified teacher for purposes of the

1 Oklahoma Teacher Preparation Act, subject to any professional
2 development requirements prescribed by the Oklahoma Teacher
3 Preparation Act or by the State Board of Education.

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

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

15 3. A person who meets the requirements of paragraph 1 of this
16 subsection shall have on file with the Board a current Oklahoma
17 criminal history record check 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 check, the Board may
21 issue a temporary certificate which shall be effective until receipt
22 of the national fingerprint-based criminal history record check.
23 The person applying for a certificate shall be responsible for the
24 cost of the criminal history record checks.

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

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

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

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

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

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

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

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

22 2. A person who meets the requirements of paragraph 1 of this
23 subsection shall have on file with the Board a current Oklahoma
24 criminal history record check from the Oklahoma State Bureau of

1 Investigation as well as a national criminal history record check as
2 defined in Section 150.9 of Title 74 of the Oklahoma Statutes. Upon
3 receipt of the Oklahoma criminal history record check, the Board may
4 issue a temporary certificate which shall be effective until receipt
5 of the national fingerprint-based criminal history record check.
6 The person applying for a certificate shall be responsible for the
7 cost of the criminal history record checks.

8 ~~J.~~ J. The Board shall issue a lead teaching certificate to any
9 person who upon application:

- 10 1. Has successfully completed the requirements of this
11 subsection;
- 12 2. Has a minimum of five (5) years of experience as a teacher;
- 13 3. Participates in a meaningful individualized program of
14 professional development, as provided for in Section 6-101.10 of
15 this title;
- 16 4. Has earned a "highly effective" or "superior" rating
17 pursuant to Section 6-101.16 of this title; and
- 18 5. May have a teaching load of not more than seventy-five
19 percent (75%) student instruction to allow the teacher to mentor
20 other teachers.

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

- 23 a. has successfully completed the requirements of this
24 subsection,

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

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

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

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

12 a. the planning and delivery of professional development
13 activities designed to improve instructional
14 strategies,

15 b. the facilitation of an instructional leadership team
16 within the building or school district in which the
17 lead teacher is assigned, and

18 c. the mentoring of other teachers and participation in
19 evaluations of other teachers.

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

23 a. co-teaching,

24 b. co-planning,

- 1 c. peer reviews, and
- 2 d. other duties mutually agreed upon by the
- 3 superintendent and the master teacher, and may be used
- 4 to satisfy the qualitative evaluation component for
- 5 teachers as required by Section 6-101.16 of this title
- 6 by performing the duties set forth in this paragraph.

7 ~~K.~~ L. The State Board of Education shall adopt rules to

8 implement a renewal schedule and associated fees for lead and master

9 teaching certificates. The rules shall allow a teacher that no

10 longer meets the requirements of a lead or master teaching

11 certificate to make application for the standard teaching

12 certificate.

13 ~~H.~~ M. The terms of the contracts issued to those holding lead

14 and master teaching certificates shall include the following:

15 1. Lead: an additional ten (10) days to be used to strengthen

16 instructional leadership. A person with a lead teaching certificate

17 shall receive an annual salary supplement of at least Three Thousand

18 Dollars (\$3,000.00) or the district's daily rate of pay, whichever

19 is higher, in addition to the salary for which the teacher qualifies

20 pursuant to Section 18-114.14 of this title; and

21 2. Master: an additional fifteen (15) days to be used to

22 strengthen leadership. A person with a master teaching certificate

23 shall receive an annual salary supplement of at least Five Thousand

24 Dollars (\$5,000.00) or the district's daily rate of pay, whichever

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

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

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

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

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

1 ~~Θ.~~ P. For the 2019-2020 and 2020-2021 school years, the
2 Department shall identify school districts to implement the teaching
3 certificates provided for in this section on a pilot program basis
4 with the assistance of public-private partnerships, funding from
5 philanthropic organizations or federal grants.

6 ~~P.~~ Q. The Department shall seek funding necessary for the
7 administration of this section. If funding for the administration
8 of the teaching certificates listed in subsections ~~I~~ and J and K is
9 not available, the Department shall not be required to fulfill the
10 requirements listed in subsections ~~I, M, N and~~ O, and P of this
11 section.

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

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

16 58-2-9344 EK 12/17/21

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