

STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE BILL 1383

By: Boren

AS INTRODUCED

An Act relating to education; amending 70 O.S. 2021, Section 3-173, which relates to the Oklahoma Advisory Council on Indian Education; recreating council until certain date; modifying membership of council; requiring appointments to be made by certain date each year; requiring election of chair and vice chair during certain meeting each year; providing for quorum; directing certain collaboration to provide certain information; allowing travel reimbursement for certain members; 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. 2021, Section 3-173, is amended to read as follows:

Section 3-173. A. There is hereby re-created to continue until July 1, ~~2023~~ 2026, in accordance with the provisions of the Oklahoma Sunset Law, the Oklahoma Advisory Council on Indian Education.

B. The Council shall:

1. Make recommendations to the State Board of Education and the Superintendent of Public Instruction in educational matters affecting the education of Native American students;

1 2. Promote educational opportunities and improvement of the
2 quality of education provided to Native American students throughout
3 the state;

4 3. Advocate for Native American students in the state; and

5 4. Monitor and evaluate how the public education system of the
6 state impacts Native American students.

7 C. The Council ~~shall~~ may be composed of ~~eighteen (18) members~~
8 as follows:

9 1. ~~Five members~~ Members who shall each represent ~~an~~ any of the
10 thirty-nine federally recognized Indian tribe tribes in the state,
11 ~~of which at least one shall represent an Indian tribe which has an~~
12 ~~enrollment of less than ten thousand (10,000) members who reside in~~
13 ~~the state, appointed by the Governor from a list of nominations~~
14 ~~submitted by the different~~ executive leader for each Indian ~~tribes~~
15 ~~in the state~~ tribe;

16 2. Four members who shall each represent the tribal education
17 departments of an Indian tribe in the state, appointed by the
18 ~~Governor~~ Superintendent of Public Instruction from a list of
19 nominations submitted by the different Indian tribes in the state;

20 3. One member who shall represent the Oklahoma Council on
21 Indian Education, appointed by the Governor;

22 4. Two members who shall represent two different statewide
23 organizations representing public school teachers, appointed by the
24 President Pro Tempore of the Senate;

1 5. One member who shall represent a statewide organization
2 representing public school superintendents appointed by the Speaker
3 of the House of Representatives;

4 6. One member who shall represent Oklahoma tribal colleges,
5 appointed by the Chancellor of Higher Education;

6 7. The Director of the Native American Cultural and Educational
7 Authority, or designee;

8 8. The Chancellor of Higher Education, or designee;

9 9. The Director of the Oklahoma Department of Career and
10 Technology Education, or designee; and

11 10. The Superintendent of Public Instruction, or designee.

12 D. Appointments to the Council shall be made by September 1,
13 ~~2010~~ each year. ~~The first~~ Each September, a meeting of the Council
14 shall be called by the Superintendent of Public Instruction. ~~At the~~
15 ~~first meeting,~~ during which the members of the Council shall elect a
16 chair and ~~vice-chair~~ vice chair from among the members. Meetings of
17 the Council shall be held at least quarterly at the call of the
18 chair. Members shall serve at the pleasure of their appointing
19 authorities. ~~A majority of the~~ Twelve members of the Council shall
20 constitute a quorum to transact business, but no vacancy shall
21 impair the right of the remaining members to exercise all of the
22 powers of the Council. A vacancy on the Council shall be filled by
23 the original appointing authority. The State Department of
24 Education, Oklahoma Department of Career and Technology Education,

1 and the Oklahoma State Regents for Higher Education shall provide
2 staff, and support to the Council, and the agencies shall
3 collaborate with the Indian tribes to provide information as
4 requested by the Council.

5 E. Members of the Council shall receive no compensation for
6 serving on the Council, but shall receive travel reimbursement as
7 follows:

8 1. State employees who are members of the Council shall be
9 reimbursed for travel expenses incurred in the performance of their
10 duties by their respective agencies in accordance with the State
11 Travel Reimbursement Act; ~~and~~

12 2. Members appointed by executive leaders of Indian tribes may
13 be reimbursed for travel expenses incurred in the performance of
14 their duties by their respective tribes; and

15 3. All other members of the Council shall be reimbursed by the
16 Office of Management and Enterprise Services for travel expenses
17 incurred in the performance of their duties in accordance with the
18 State Travel Reimbursement Act.

19 F. The Council shall act in accordance with the provisions of
20 the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

21 G. Members who serve on the Council shall be exempt from the
22 dual-office-holding prohibitions of Section 6 of Title 51 of the
23 Oklahoma Statutes.

24 H. The Council shall have the following duties:
25

1 1. Identify strategies for developing an efficient and reliable
2 process of communications between Oklahoma education entities,
3 educators, tribal organizations, and other interested parties;

4 2. Identify and disseminate research-based, measurable
5 criteria, both behavioral and academic, by which the success and
6 efficacy of the education offered to Native American students in
7 Oklahoma may be measured;

8 3. Analyze data to ensure that education agencies in Oklahoma
9 continue to address the education needs of Native American students;

10 4. Encourage and promote Native American educational leadership
11 at all levels of the education system; and

12 5. Make recommendations to the State Board of Education for
13 programs that will help achieve the purposes of the Oklahoma
14 Advisory Council on Indian Education Act.

15 I. The Council shall evaluate and make an annual report on the
16 effectiveness of the public education system in Oklahoma in meeting
17 the needs of Native American students in Oklahoma. The report shall
18 be submitted to the State Board of Education. The report shall also
19 contain a summary of the findings made by the Council pursuant to
20 subsection H of this section, a summary of all data collected by the
21 Council, a summary of the means by which all data was collected by
22 the Council, and any other information deemed necessary by the
23 Council.

24 SECTION 2. This act shall become effective July 1, 2022.

1 SECTION 3. It being immediately necessary for the preservation
2 of the public peace, health or safety, an emergency is hereby
3 declared to exist, by reason whereof this act shall take effect and
4 be in full force from and after its passage and approval.
5

6 58-2-3285 EB 1/19/2022 9:22:57 AM
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25