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April 4, 2023

ENGROSSED HOUSE  
BILL NO. 2678

By: Baker, McBride, West  
(Tammy) and Waldron of the  
House

and

Murdock of the Senate

An Act relating to schools; amending 70 O.S. 2021, Section 3-101, which relates to the State Board of Education; prohibiting appointment of person who serves on a board of education of a school district supervised by the Board; and providing an effective date.

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

SECTION 1. AMENDATORY 70 O.S. 2021, 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

1 made to take effect on April 2. The term of each appointed member  
2 shall be four (4) years. Appointed members shall serve until a  
3 successor is appointed. Appointed members shall serve at the  
4 pleasure of the Governor. Upon the occurrence of a vacancy the same  
5 shall be filled by the Governor, subject to confirmation by the  
6 Senate at the next session of the Legislature. The appointment to  
7 fill a vacancy shall be made for the unexpired term.

8 B. On the effective date of this act, all appointed positions  
9 of the current State Board of Education shall be deemed vacant and  
10 the terms of persons serving on the Board shall be deemed  
11 terminated. The Governor shall make initial appointments pursuant  
12 to the provisions of this subsection within thirty (30) days of the  
13 effective date of this act, with one member appointed from each  
14 congressional district and one member appointed from the state at  
15 large. The appointments shall be subject to confirmation by the  
16 Senate at the next session of the Legislature. The terms for  
17 members appointed pursuant to this subsection shall terminate on  
18 April 2, 2015. Thereafter, members shall be appointed as provided  
19 for in subsection A of this section.

20 C. No person shall be eligible to be appointed to serve on the  
21 ~~State~~ Board unless the person has been awarded a high school diploma  
22 or certificate of high school equivalency. No person shall be  
23 appointed to serve on the Board if the person serves on a board of  
24 education of a school district which is supervised by the Board

1 pursuant to Section 3-104 of this title. Any member appointed to  
2 the ~~State~~ Board shall complete the workshop requirements of a new  
3 school board member pursuant to Section 5-110 of this title within  
4 thirteen (13) months following or preceding the appointment of the  
5 member. Notwithstanding any provision of law to the contrary, the  
6 State Department of Education shall not charge any member of the  
7 State Board of Education a fee for any workshop provided by the  
8 Department for board members pursuant to Section 5-110 of this title  
9 and shall not pay a fee to any organization or institution of higher  
10 education on behalf of a member of the State Board of Education, or  
11 reimburse any member of the Board for a fee paid to any organization  
12 or institution of higher education, for attendance at a workshop or  
13 courses to satisfy the requirements of Section 5-110 of this title.

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

17 SECTION 2. This act shall become effective November 1, 2023.

18 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION  
19 April 4, 2023 - DO PASS  
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