

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2029

By: Wolfley

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5
6 AS INTRODUCED

7 An Act relating to superintendents; amending 70 O.S.
8 2021, Section 5-106, which relates to boards of
9 education contracts with superintendents; limiting
10 superintendent salary for certain school districts;
11 providing exception; updating statutory citation;
12 providing an effective date; and declaring an
13 emergency.

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

15 SECTION 1. AMENDATORY 70 O.S. 2021, Section 5-106, is
16 amended to read as follows:

17 Section 5-106. A. The governing board of each school district
18 in Oklahoma is hereby designated and shall hereafter be known as the
19 board of education of such district. Except as otherwise provided
20 in this section, the superintendent of schools appointed and
21 employed by the board shall be the executive officer of the board
22 and shall perform duties as the board directs.

23 B. The board may contract with a superintendent for a term as
24 mutually agreed upon but not to exceed three (3) years beyond the
fiscal year in which the contract is approved by the board and

1 accepted by the superintendent. The contract shall include all
2 other terms and conditions as agreed upon in writing by the board
3 and the superintendent, subject to the provisions of subsection C of
4 this section.

5 C. Beginning with the 2023-2024 school year, the board of
6 education of a school district with an average daily membership
7 (ADM) of two hundred fifty (250) pupils or less shall not contract
8 with a superintendent for a salary that is more than Eighty Thousand
9 Dollars (\$80,000.00) per year, including all fringe benefits,
10 incentives, and extra-duty or extracurricular pay. If the
11 superintendent contracts with two or more boards of education
12 pursuant to subsection D of this section and the combined ADM of the
13 school districts exceeds two hundred fifty (250) pupils, the
14 superintendent salary limitation provided in this subsection shall
15 not apply.

16 D. The boards of two or more school districts may contract with
17 one superintendent to serve as superintendent of the school
18 districts as provided in Section 4 5-106A of this ~~act~~ title.

19 ~~D.~~ E. No board of a school district having average daily
20 membership (ADM) of fewer than five hundred (500) pupils shall be
21 prohibited from allowing a superintendent to serve simultaneously as
22 a principal.

23 ~~E.~~ F. The chief executive officer of the board of education of
24 a district in which a public developmental research school is

1 established shall be the director of the school appointed as
2 provided in Section 1210.577 of this title.

3 SECTION 2. This act shall become effective July 1, 2023.

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

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9 59-1-6550 EK 12/14/22

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