

STATE OF OKLAHOMA

2nd Session of the 60th Legislature (2026)

SUBCOMMITTEE RECOMMENDATION  
FOR

HOUSE BILL NO. 3151

By: Hall

SUBCOMMITTEE RECOMMENDATION

An Act relating to schools; amending 70 O.S. 2021, Section 1-109, as last amended by Section 1, Chapter 480, O.S.L. 2025 (70 O.S. Supp. 2025, Section 1-109), which relates to the length of the school year; prohibiting school districts from counting professional meetings and parent-teacher conferences toward classroom instruction time; amending 70 O.S. 2021, Section 1210.545, as amended by Section 2, Chapter 412, O.S.L. 2025 (70 O.S. Supp. 2025, Section 1210.545), which relates to the Oklahoma School Testing Program; eliminating reference to the use of classroom instruction time for certain meetings and conferences; 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 1-109, as last amended by Section 1, Chapter 480, O.S.L. 2025 (70 O.S. Supp. 2025, Section 1-109), is amended to read as follows:

Section 1-109. A. For all public schools in this state, school shall actually be in session and classroom instruction offered:

1. For not less than one hundred eighty-one (181) days;

1        2. For not less than one thousand eighty-six (1,086) hours each  
2 school year, if a district board of education adopts a school-hours  
3 policy and notifies the State Board of Education prior to October 15  
4 of the applicable school year;

5        3. Beginning with the 2025-2026 school year, for not less than  
6 one thousand eighty-six (1,086) hours with a minimum of one hundred  
7 sixty-six (166) days of instruction each school year, if a district  
8 board of education adopts a school-hours policy and notifies the  
9 State Board of Education prior to October 15 of the applicable  
10 school year; or

11       4. Beginning with the 2025-2026 school year, for not less than  
12 one thousand eighty-six (1,086) hours each school year, if a  
13 district board of education adopts a school-hours policy, notifies  
14 the State Board of Education prior to October 15 of the applicable  
15 school year, and meets the requirements established by the State  
16 Board of Education pursuant to subsection H of this section.

17       B. A school district ~~may~~ shall not count ~~more than thirty (30)~~  
18 hours each school year that are used for attendance of professional  
19 meetings toward the one hundred eighty-one (181) days or one  
20 thousand eighty-six (1,086) hours of classroom instruction time  
21 required in subsection A of this section.

22       C. Teachers off contract with an employing district shall not  
23 be required by the employing school district to attend professional  
24 meetings unless the teacher is paid additional compensation for the

1 additional time. Teachers may be paid additional compensation for  
2 attending professional meetings in excess of their contract term.  
3 Subject to district board of education policy or collective  
4 bargaining agreement, additional paid professional days may be  
5 granted for individual teachers to attend or participate in  
6 professional meetings, staff development training, or National Board  
7 certification portfolio development as provided for in Section 6-  
8 204.2 of this title.

9 D. A school district may authorize parent-teacher conferences  
10 to be held during a regular school day. If authorized by the school  
11 district, parent-teacher conferences shall not be counted as  
12 classroom instruction time ~~for no more than six (6) hours per~~  
13 ~~semester, for a total of twelve (12) hours per school year.~~

14 E. A school district may maintain school for less than a full  
15 school year only when conditions beyond the control of school  
16 authorities make the maintenance of the term impossible and the  
17 State Board of Education has been apprised and has expressed  
18 concurrence in writing.

19 F. The State Board of Education shall establish criteria for an  
20 extended-day schedule for schools subject to paragraph 1 of  
21 subsection A of this section. The criteria shall:

22 1. Prescribe a lengthened school day within limits determined  
23 not to be detrimental to quality instruction;  
24

1        2. Ensure that the schedule is equivalent in annual hours of  
2 instruction to the one-hundred-eighty-one-day school year specified  
3 in paragraph 1 of subsection A of this section; and

4        3. Be consistent with the provisions of this section and  
5 Sections 1-111 and 1-112 of this title but may result in fewer  
6 annual days of instruction.

7        G. Notwithstanding the provisions of subsection F of this  
8 section, a school district board of education subject to paragraph 1  
9 of subsection A of this section may adopt and implement an extended-  
10 day schedule subject to the following requirements:

11        1. The annual number of hours of instruction shall equal or  
12 exceed one thousand eighty-six (1,086) hours, which is the  
13 equivalent of one hundred eighty-one (181) days of instruction as  
14 specified in subsection A of this section for six (6) hours each day  
15 as specified in Section 1-111 of this title;

16        2. The annual number of days of instruction shall equal or  
17 exceed one hundred eighty-one (181) days as specified in subsection  
18 A of this section;

19        3. The schedule adopted shall be consistent with the provisions  
20 of Sections 1-111 and 1-112 of this title, except that for not more  
21 than one (1) day per week, a school day shall consist of not less  
22 than five (5) hours devoted to academic instruction in a regular  
23 classroom setting;

1        4. The district shall hold a public hearing prior to the  
2 adoption of an extended-day schedule authorized pursuant to this  
3 subsection; and

4        5. The district shall document the impact on student  
5 achievement as determined by the academic performance data score and  
6 any other relevant factors that are a result of implementation of an  
7 extended-day schedule authorized pursuant to this subsection and  
8 provide an annual report to the State Board of Education of the  
9 results. If improvement in student achievement cannot be documented  
10 in the report, the district board of education shall revoke  
11 authorization as provided by this subsection. If the district board  
12 of education does not revoke authorization after student achievement  
13 is not documented in the report, the State Board of Education may  
14 deny accreditation of any school in violation of this subsection.

15        H. Beginning with the 2021-2022 school year, a school district  
16 board of education may adopt a school-hours policy as provided for  
17 by paragraph 4 of subsection A of this section only if it meets or  
18 exceeds the minimum guidelines for student performance and school  
19 district cost savings established by the State Board of Education.  
20 The State Board of Education shall promulgate rules, subject to  
21 approval by the Legislature, establishing the minimum guidelines for  
22 student performance and school district cost savings.

23        I. If subject to paragraph 2 of subsection A of this section, a  
24 district board of education or designee may elect to close a school

1 during the school day for inclement weather purposes. In such an  
2 event, the number of hours incurred in classroom instruction time  
3 prior to school closure shall be counted toward the one thousand  
4 eighty-six (1,086) hours per year requirement.

5 J. 1. Except as provided for in paragraph 2 of this  
6 subsection, beginning with the 2026-2027 school year a school  
7 district or charter school shall not count days or portions of days  
8 when school is closed and virtual instruction is provided toward the  
9 one hundred eighty-one (181) days or one thousand eighty-six (1,086)  
10 hours of classroom instruction time required by subsection A of this  
11 section. For the purposes of this subsection, "virtual instruction"  
12 means the use of the Internet or other digital information  
13 transmission systems as a form of instruction.

14 2. Beginning with the 2026-2027 school year, a school district  
15 or charter school may count up to two (2) days or twelve (12) hours  
16 when school is closed and virtual instruction is provided toward the  
17 one hundred eighty-one (181) days or one thousand eighty-six (1,086)  
18 hours of classroom instruction time required by subsection A of this  
19 section only if:

20 a. the Superintendent of Public Instruction has approved  
21 the virtual instruction plan submitted by a school  
22 district board of education or charter school  
23 governing board. A school district board of education  
24 or charter school governing board shall approve its

1 virtual instruction plan, publish the plan on the  
2 website for the school district or charter school, and  
3 submit it to the Superintendent of Public Instruction  
4 by November 1, 2025. The Superintendent shall approve  
5 or disapprove all submitted virtual instruction plans  
6 by January 31, 2026. A school district board of  
7 education or charter school governing board shall  
8 review its virtual instruction plan annually and  
9 approve any necessary revisions for submission to the  
10 Superintendent of Public Instruction by November 1  
11 each subsequent year, and the Superintendent shall  
12 approve or disapprove submitted plans by January 31  
13 each subsequent year. If a plan is disapproved, the  
14 school district board of education or charter school  
15 governing board may approve a revised plan, publish it  
16 on the website for the school district or charter  
17 school, and submit it to the Superintendent. The plan  
18 shall include a virtual needs assessment which shall  
19 address availability of technology infrastructure to  
20 deliver virtual instruction. The plan shall also  
21 address how the school district or charter school  
22 plans to provide:

23 (1) instruction to students on an Individualized  
24 Education Program (IEP),

1 (2) child nutrition services, and

2 (3) transportation for students enrolled in

3 technology center school courses or programs,

4 b. a state of emergency or proclamation has been issued

5 by the Governor for a specific reason relating to

6 school district or charter school operations, and

7 c. the school district board of education or charter

8 school governing board approves the use of virtual

9 instruction.

10 3. The provisions of this subsection shall not apply to

11 statewide virtual charter schools or full-time virtual education

12 programs operated by a school district.

13 K. By June 30, 2027, and by June 30 each subsequent year, the

14 State Department of Education shall publish on its website and

15 electronically submit to the Governor, the President Pro Tempore of

16 the Senate, and the Speaker of the House of Representatives a report

17 with information regarding the use of virtual instruction as

18 authorized by subsection J of this section. The report shall

19 include, at a minimum:

20 1. The school districts and charter schools that closed school

21 and provided virtual instruction as authorized by subsection J of

22 this section and the length of time virtual instruction was

23 provided; and



1        2. The reason for which school was closed and virtual  
2 instruction was provided.

3        L. Nothing in this section shall be construed as affecting the  
4 right of an employing school district to require teachers as defined  
5 in Section 6-101.3 of this title to work in excess of the one  
6 thousand eighty-six (1,086) hours required for student instruction.  
7 In addition, nothing in this section shall be construed to affect  
8 the Fair Labor Standards Act of 1938 status of any school district  
9 employee.

10       M. The provisions of this section shall not prohibit the  
11 Oklahoma School for the Blind or the Oklahoma School for the Deaf  
12 from adopting an alternative school-hours policy if the Oklahoma  
13 School for the Blind or the Oklahoma School for the Deaf notifies  
14 and receives approval from the State Board of Education prior to  
15 October 15 of the applicable school year.

16       SECTION 2.        AMENDATORY        70 O.S. 2021, Section 1210.545, as  
17 amended by Section 2, Chapter 412, O.S.L. 2025 (70 O.S. Supp. 2025,  
18 Section 1210.545), is amended to read as follows:

19       Section 1210.545. A. Except as otherwise provided, as part of  
20 the accountability system developed as provided for in Section  
21 1210.541 of this title, the State Board of Education shall prepare  
22 annual reports of the results of the Oklahoma School Testing Program  
23 which describe student achievement in the state, and each school  
24 site, pursuant to the Elementary and Secondary Education Act of 1965

1 (ESEA) as reauthorized by P.L. No. 114-95, also known as the Every  
2 Student Succeeds Act (ESSA), and any related federal regulations.

3 B. The annual report as required pursuant to subsection A of  
4 this section shall identify school sites as having one of the  
5 following grades for each indicator, separately, and by a single  
6 overview grade of all indicators, defined according to rules of the  
7 State Board of Education:

8 1. "A" means schools making excellent progress;

9 2. "B" means schools making above average progress;

10 3. "C" means schools making satisfactory progress;

11 4. "D" means schools making less than satisfactory progress;

12 and

13 5. "F" means schools failing to make adequate progress.

14 C. Each school that has students who are tested and included in  
15 the school grading system as provided for in this section shall  
16 receive a school grade, except as follows:

17 1. A school shall not receive a school grade if the number of  
18 students tested and included in the school grading system is less  
19 than the minimum sample size necessary for statistical reliability  
20 and prevention of the unlawful release of personally identifiable  
21 student data. The State Board of Education is directed to establish  
22 the lowest minimum sample size necessary to meet the requirements of  
23 this paragraph; and

1        2. The academic performance of students who are enrolled full-  
2 time in an online program that is offered by a school district or  
3 charter school that is not the district of residence or is not  
4 located in the district of residence of the student shall be  
5 reported separately by the school district or charter school and  
6 shall not be included when determining the grade of the school site  
7 or charter school.

8        D. The State Board of Education may adopt alternate systems of  
9 accountability for statewide virtual charter schools, alternative  
10 education programs as defined in Section 1210.568 of this title, and  
11 schools serving only grades prekindergarten or kindergarten through  
12 two.

13        E. The grade of a school shall be based on a multimeasures  
14 approach to accountability in accordance with the Elementary and  
15 Secondary Education Act of 1965 (ESEA) as reauthorized by P.L. No.  
16 114-95, also known as the Every Student Succeeds Act (ESSA) and any  
17 federal regulations that include, but are not limited to, the  
18 following indicators:

19        1. Statewide assessments including the establishment of student  
20 performance bands;

21        2. Graduation rates for high schools;

22        3. Statewide academic measures for elementary and middle  
23 schools;

24        4. English language proficiency for English learners; and

1        5. At least one additional statewide measure of school quality  
2 or student success including, but not limited to, school climate,  
3 school safety, student engagement, educator engagement, and/or  
4 advanced coursework and postsecondary readiness. Chronic  
5 absenteeism shall not be included as a statewide measure of school  
6 quality or student success.

7        F. The grade of an elementary or middle school site shall  
8 include, but not be limited to:

9           1. Up to forty (40) points based on a measure of status for  
10 English language arts (ELA), math, and science;

11           2. Up to thirty-five (35) points based on growth in ELA and  
12 math; and

13           3. Up to ten (10) points based on English language proficiency  
14 assessment (ELPA) progress.

15        G. The grade of a high school site shall include, but not be  
16 limited to:

17           1. Up to fifty-five (55) points based on a measure of status  
18 for English language arts (ELA), math, and science;

19           2. Up to ten (10) points based on English language proficiency  
20 assessment (ELPA) progress;

21           3. Up to ten (10) points based on the graduation rate; and

22           4. Up to ten (10) points based on postsecondary opportunities.

23 For purposes of this section, postsecondary opportunities shall  
24 include advanced placement, International Baccalaureate, dual and

1 concurrent enrollment, scoring Silver level or above on American  
2 College Testing (ACT) WorkKeys, internships, mentorships and  
3 apprenticeships, military readiness as evidenced by being accepted  
4 for enlistment into any branch of the military within the first year  
5 after high school graduation or earning a military readiness score  
6 on the Armed Services Vocational Aptitude Battery (ASVAB), and  
7 industry certifications. The Board shall adopt a timeline for  
8 moving from completion of such opportunities to crediting  
9 achievement of such opportunities.

10 H. Elementary, middle, and high school sites shall be eligible  
11 for the following bonus point amounts to be used in the calculation  
12 of the site's single overview grade:

13 1. Up to three (3) bonus points if the school site provides in-  
14 person classroom instruction in excess of the requirements of  
15 paragraphs 1 and 2 of subsection A of Section 1-109 of this title,  
16 ~~not including in-person classroom instruction time used for~~  
17 ~~professional development or parent-teacher conferences;~~ and

18 2. Up to two (2) bonus points if the school site's chronic  
19 absenteeism rate shows improvement.

20 I. The annual report shall identify the performance of each  
21 school as having improved, remained the same, or declined. This  
22 school improvement rating shall be based on a comparison of the  
23 student and school performance data of the current year to the  
24 previous year data.

1 J. The State Department of Education shall annually develop a  
2 school site report card to be delivered to parents or legal  
3 guardians throughout each school district. The report card shall be  
4 in accordance with the requirements of the Elementary and Secondary  
5 Education Act of 1965 (ESEA) as reauthorized and amended by P.L. No.  
6 114-95, also known as the Every Student Succeeds Act (ESSA), and  
7 include the grade for the school, information regarding school  
8 improvement, an explanation of school performance, and indicators of  
9 return on investment. The report card for each school site shall be  
10 published annually by the Department on its website, and every  
11 school district shall provide the school site report card to the  
12 parent or legal guardian of each student enrolled in the school  
13 site. In order to provide information regarding school performance  
14 for school report cards issued during the 2016-2017 and 2017-2018  
15 school years, the Department shall include an explanation of the  
16 changes to the statewide system of student assessments as required  
17 in Section 1210.508 of this title and how the transition in  
18 assessments may impact school performance. The Department shall  
19 issue school report cards using the 2016-2017 school year assessment  
20 data that is available.

21 K. The Legislature may factor in the performance of schools in  
22 calculating any performance-based funding policy that is provided to  
23 public school districts.

1 L. The State Board of Education shall amend the ESSA  
2 consolidated State plan in accordance with the requirements of the  
3 Every Student Succeeds Act (ESSA) to replace the measure of chronic  
4 absenteeism to reflect the provisions of this section. The Board  
5 shall submit the proposed amendment to the United States Department  
6 of Education no later than August 1, 2025.

7 M. The State Board of Education shall promulgate rules to  
8 implement the provisions of this section.

9 SECTION 3. This act shall become effective July 1, 2026.

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

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