

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 COMMITTEE SUBSTITUTE  
4 FOR

5 HOUSE BILL NO. 2386

By: Osborn (Leslie) and Wallace  
of the House

6 and

7 David and Fields of the  
8 Senate

9  
10 COMMITTEE SUBSTITUTE

11 An Act relating to schools; amending 70 O.S. 2011,  
12 Section 1-116, as last amended by Section 1, Chapter  
13 360, O.S.L. 2016 (70 O.S. Supp. 2016, Section 1-116),  
which relates to definitions; modifying term; and  
declaring an emergency.

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

17 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1-116, as  
18 last amended by Section 1, Chapter 360, O.S.L. 2016 (70 O.S. Supp.  
19 2016, Section 1-116), is amended to read as follows:

20 Section 1-116. As used in this title:

21 1. "Teacher" means any person who is employed to serve as  
22 district superintendent, principal, supervisor, a counselor,  
23 librarian, school nurse or classroom teacher or in any other  
24 instructional, supervisory or administrative capacity. The person

1 shall not be deemed qualified unless the person holds a valid  
2 certificate issued by and in accordance with the rules of the State  
3 Board of Education or the rules of the State Board of Career and  
4 Technology Education, to perform the particular services for which  
5 the person is employed;

6 2. "Superintendent" or "superintendent of schools" means the  
7 executive officer of the board of education and the administrative  
8 head of the school system of a district maintaining an accredited  
9 school, provided the person holds an administrator's certificate  
10 recognized by the State Board of Education;

11 3. "Principal" means any person other than a district  
12 superintendent of schools having supervisory or administrative  
13 authority over any school or school building having two or more  
14 teachers. A teaching principal shall be a principal who devotes at  
15 least one-half (1/2) the time school is in session to classroom  
16 teaching. Teaching principals shall be required to hold  
17 administrative certificates;

18 4. "Teachers" means, for purposes of complying with the State  
19 Aid Law and other statutes, but not any other provision of law,  
20 which apportion money on the basis of teaching units or the number  
21 of teachers employed or qualified, all persons holding proper  
22 certificates and connected in any capacity with the instruction of  
23 pupils;

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1           5. "Resident teacher" means any certified teacher who is  
2 employed in a local school to serve as a classroom teacher under the  
3 guidance and assistance of a mentor teacher or teachers and  
4 residency committee. A resident teacher shall have completed the  
5 college or school of education program of the accredited institution  
6 of higher learning from which the resident teacher graduated;

7           6. "Student teacher" means any student who is enrolled in an  
8 institution of higher learning approved by the State Board of  
9 Education for teacher training and who is jointly assigned by the  
10 institution of higher learning and a board of education of a school  
11 district to perform practice teaching under the direction of a  
12 regularly employed and certified teacher. A student teacher, while  
13 serving a nonsalaried internship under the supervision of a  
14 certified teacher, shall be accorded the same protection of the laws  
15 as that accorded the certified teacher;

16           7. "School nurse" means a person employed full time by a board  
17 of education who is a registered nurse licensed by the Oklahoma  
18 State Board of Nurse Registration and Nursing Education and is  
19 certified the same as a teacher by the State Board of Education.  
20 Provided, that any person who is employed as a full-time school  
21 nurse in any school district in Oklahoma who is not registered on  
22 the effective date of this act may continue to serve in the same  
23 capacity; however, such person shall, under rules adopted by the  
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1 State Board of Education, attend classes in nursing and prepare to  
2 become registered.

3 A school nurse employed by a board of education shall be  
4 accorded the same protection of laws and all other benefits accorded  
5 a certified teacher; and

6 8. "Support employee" means an employee who provides those  
7 services which are not performed by certified teachers, principals,  
8 superintendents or administrators and which are necessary for the  
9 efficient and satisfactory functioning of a school district.

10 SECTION 2. 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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