

1 ENGROSSED HOUSE
2 BILL NO. 2562

By: McBride, Baker, Moore, West
(Tammy), Fugate, and
Provenzano of the House

3
4 and

5 Murdock of the Senate
6
7

8 An Act relating to schools; amending 70 O.S. 2021,
9 Section 3-101, as amended by Section 1, Chapter 182,
10 O.S.L. 2023 (70 O.S. Supp. 2023, Section 3-101),
11 which relates to the State Board of Education;
12 modifying membership of the Board; requiring Senate
13 confirmation for certain appointments; providing for
14 members to serve at the pleasure of the appointing
15 authority; directing vacancies to be filled by the
16 appointing authority; providing for initial
17 appointments within specified time; establishing
18 termination date for initial appointments; and
19 providing an effective date.
20

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

22 SECTION 1. AMENDATORY 70 O.S. 2021, Section 3-101, as
23 amended by Section 1, Chapter 182, O.S.L. 2023 (70 O.S. Supp. 2023,
24 Section 3-101), is amended to read as follows:

Section 3-101. A. The State Board of Education shall consist
of ~~seven (7)~~ eleven (11) members. The State Superintendent of
Public Instruction shall be a member and the chairperson of the
Board. The remaining ~~six~~ ten members shall be appointed as follows:

1 1. Six members appointed by the Governor by and with the advice
2 and consent of the Senate. Except as otherwise provided for in
3 subsection B of this section, upon assuming office each Governor
4 shall appoint one member from each congressional district and one
5 member from the state at large;

6 2. Two members appointed by the Speaker of the Oklahoma House
7 of Representatives, one which shall be a rural resident of the state
8 and one which shall be a former school superintendent from a
9 district with an enrollment of less than ten thousand (10,000)
10 students; and

11 3. Two members appointed by the President Pro Tempore of the
12 Oklahoma State Senate, one which shall be a rural resident of the
13 state and one which shall be a former school superintendent from a
14 district with an enrollment of more than ten thousand (10,000)
15 students.

16 Each appointment shall be made to take effect on April 2. The term
17 of each appointed member shall be four (4) years. Appointed members
18 shall serve until a successor is appointed. Appointed members shall
19 serve at the pleasure of the ~~Governor~~ appointing authority. Upon
20 the occurrence of a vacancy the same shall be filled by the ~~Governor~~
21 appointing authority, subject to confirmation by the Senate at the
22 next session of the Legislature if the vacancy is a member appointed
23 by the Governor. The appointment to fill a vacancy shall be made
24 for the unexpired term.

1 B. On the effective date of this act, all appointed positions
2 of the current ~~State Board of Education~~ shall be deemed vacant and
3 the terms of persons serving on the Board shall be deemed
4 terminated. The ~~Governor~~ appointing authority shall make initial
5 appointments pursuant to the provisions of this subsection within
6 thirty (30) days of the effective date of this act, ~~with one member~~
7 ~~appointed from each congressional district and one member appointed~~
8 ~~from the state at large.~~ Members appointed by the
9 Governor shall be subject to confirmation by the Senate at the next
10 session of the Legislature. The terms for members appointed
11 pursuant to this subsection shall terminate on April 2, ~~2015~~ 2024.
12 Thereafter, members shall be appointed as provided for in subsection
13 A of this section.

14 C. No person shall be eligible to be appointed to serve on the
15 Board unless the person has been awarded a high school diploma or
16 certificate of high school equivalency. No person shall be
17 appointed to serve on the Board if the person serves on a board of
18 education of a school district which is supervised by the Board
19 pursuant to Section 3-104 of this title. Any member appointed to
20 the Board shall complete the workshop requirements of a new school
21 board member pursuant to Section 5-110 of this title within thirteen
22 (13) months following or preceding the appointment of the member.
23 Notwithstanding any provision of law to the contrary, the State
24 Department of Education shall not charge any member of the ~~State~~

