

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 CONFERENCE COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL 441

By: Quinn and Stanislawski of
the Senate

6 and

7 Baker and Dills of the
8 House

9
10 CONFERENCE COMMITTEE SUBSTITUTE

11 An Act relating to the school calendar; amending 70
12 O.S. 2011, Section 1-109, as last amended by Section
13 1, Chapter 6, O.S.L. 2016 (70 O.S. Supp. 2018,
14 Section 1-109), which relates to the length of the
15 school year; allowing school districts to adopt
16 certain school-hours policy with certain minimum
17 number of days beginning with certain school year;
18 requiring school districts that adopt certain school-
19 hours policy beginning with certain school year to
20 meet certain requirements; requiring promulgation of
21 certain rules, subject to approval by the
22 Legislature; allowing the Oklahoma School for the
23 Blind and the Oklahoma School for the Deaf to adopt
24 alternative school-hours policy if certain
notification is provided and certain approval is
received; amending 70 O.S. 2011, Section 4516, which
relates to a continuous school program; adding
certain statutory reference; updating statutory
references; and providing an effective date.

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

1 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1-109, as
2 last amended by Section 1, Chapter 6, O.S.L. 2016 (70 O.S. Supp.
3 2018, Section 1-109), is amended to read as follows:

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

6 1. For not less than one hundred eighty (180) days; or

7 2. For not less than one thousand eighty (1,080) hours each
8 school year, if a district board of education adopts a school-hours
9 policy and notifies the State Board of Education prior to October 15
10 of the applicable school year; or

11 3. Beginning with the 2021-2022 school year, for not less than
12 one thousand eighty (1,080) hours with a minimum of one hundred
13 sixty-five (165) days of instruction each school year, if a district
14 board of education adopts a school-hours policy and notifies the
15 State Board of Education prior to October 15 of the applicable
16 school year; or

17 4. Beginning with the 2021-2022 school year, for not less than
18 one thousand eighty (1,080) hours each school year, if a district
19 board of education adopts a school-hours policy, notifies the State
20 Board of Education prior to October 15 of the applicable school year
21 and meets the requirements established by the State Board of
22 Education pursuant to subsection H of this section.

23 B. A school district may not count more than thirty (30) hours
24 each school year that are used for attendance of professional

1 meetings toward the one hundred eighty (180) days or one thousand
2 eighty (1,080) hours of classroom instruction time required in
3 subsection A of this section.

4 C. Teachers off contract with an employing district shall not
5 be required by the employing school district to attend professional
6 meetings unless the teacher is paid additional compensation for the
7 additional time. Teachers may be paid additional compensation for
8 attending professional meetings in excess of their contract term.
9 Subject to district board of education policy or collective
10 bargaining agreement, additional paid professional days may be
11 granted for individual teachers to attend or participate in
12 professional meetings, staff development training, or National Board
13 certification portfolio development as provided for in Section 6-
14 204.2 of this title.

15 D. A school district may authorize parent-teacher conferences
16 to be held during a regular school day. If authorized by the school
17 district, parent-teacher conferences shall be counted as classroom
18 instruction time for no more than six (6) hours per semester, for a
19 total of twelve (12) hours per school year.

20 E. A school district may maintain school for less than a full
21 school year only when conditions beyond the control of school
22 authorities make the maintenance of the term impossible and the
23 State Board of Education has been apprised and has expressed
24 concurrence in writing.

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

4 1. Prescribe a lengthened school day within limits determined
5 not to be detrimental to quality instruction;

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

9 3. Be consistent with the provisions of this section and
10 Sections 1-111 and 1-112 of this title, but may result in fewer
11 annual days of instruction.

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

16 1. The annual number of hours of instruction shall equal or
17 exceed one thousand eighty (1,080) hours, which is the equivalent of
18 one hundred eighty (180) days of instruction as specified in
19 subsection A of this section for six (6) hours each day as specified
20 in Section 1-111 of this title;

21 2. The annual number of days of instruction shall equal or
22 exceed one hundred eighty (180) days as specified in subsection A of
23 this section;

24

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

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

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

20 H. Beginning with the 2021-2022 school year, a school district
21 board of education may adopt a school-hours policy as provided for
22 by paragraph 4 of subsection A of this section only if it meets or
23 exceeds the minimum guidelines for student performance and school
24 district cost savings established by the State Board of Education.

1 The State Board of Education shall promulgate rules, subject to
2 approval by the Legislature, establishing the minimum guidelines for
3 student performance and school district cost savings.

4 I. If subject to paragraph 2 of subsection A of this section, a
5 district board of education or designee may elect to close a school
6 during the school day for inclement weather purposes. In such an
7 event, the number of hours incurred in classroom instruction time
8 prior to school closure shall be counted toward the one thousand
9 eighty (1,080) hours per year requirement.

10 ~~I.~~ J. Nothing in this section shall be construed as affecting
11 the right of an employing school district to require teachers as
12 defined in Section 6-101.3 of this title to work in excess of the
13 one thousand eighty (1,080) hours required for student instruction.
14 In addition, nothing in this section shall be construed to affect
15 the Fair Labor Standards Act status of any school district employee.

16 K. The provisions of this section shall not prohibit the
17 Oklahoma School for the Blind or the Oklahoma School for the Deaf
18 from adopting an alternative school-hours policy if the Oklahoma
19 School for the Blind or the Oklahoma School for the Deaf notifies
20 and receives approval from the State Board of Education prior to
21 October 15 of the applicable school year.

22 SECTION 2. AMENDATORY 70 O.S. 2011, Section 4516, is
23 amended to read as follows:
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1 Section 4516. The board of education of any school district
2 operating pursuant to the provisions of ~~this act~~ Section 4511 et
3 seq. of this title shall establish a school calendar whereby the
4 teaching sessions and vacation periods during the school year are on
5 a rotating basis.

6 Each selected school shall be closed for all students and
7 employees on regular school holidays.

8 The schools and classes shall be conducted for a total of no
9 less than one hundred eighty (180) days or no less than one thousand
10 eighty (1,080) hours during the academic year as provided for in
11 Section 1-109 of this title.

12 The provisions of all other laws relating to compulsory full-
13 time education and the enrollment and attendance of pupils in the
14 kindergarten, elementary and secondary grades shall be applicable
15 with respect to the regular school days prescribed for the entire
16 academic year established for the school at which a program pursuant
17 to ~~this act~~ Section 4511 et seq. of this title is conducted, and to
18 the attendance area established for such school.

19 SECTION 3. This act shall become effective September 1, 2019.

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