

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 55th Legislature (2015)

4 COMMITTEE SUBSTITUTE
5 FOR ENGROSSED
6 SENATE BILL NO. 711

By: Sparks of the Senate

and

Denney of the House

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10 COMMITTEE SUBSTITUTE

11 An Act relating to the Teacher Due Process Act of
12 1990; amending 70 O.S. 2011, Section 6-101.25, which
13 relates to recommendations to dismiss or not reemploy
14 a teacher; permitting recommendations that meet
15 certain criteria to be forwarded to the State Board
16 of Education; providing for effect if the
17 recommendation is not forwarded; requiring copies to
18 also be forwarded to certain teacher; requiring
19 certain notice to a teacher upon certain request;
20 providing an effective date; and declaring an
21 emergency.

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

23 SECTION 1. AMENDATORY 70 O.S. 2011, Section 6-101.25, is
24 amended to read as follows:

Section 6-101.25. Whenever a superintendent decides to
recommend that a teacher employed within the school district be
dismissed or not reemployed, the superintendent shall state the

1 recommendation in writing, setting forth the basis for the
2 recommendation, and shall submit such recommendation to the board of
3 education.

4 If the teacher subject to such recommendation is a career
5 teacher, the recommendation shall specify the statutory grounds for
6 which the recommendation is based.

7 If the teacher subject to such recommendation is a probationary
8 teacher, the recommendation shall specify the cause for which the
9 recommendation is based.

10 If the recommendation includes grounds that could form the basis
11 of criminal charges sufficient to result in the denial or revocation
12 of a certificate for a reason set forth in subparagraph a of
13 paragraph 6 of Section 3-104 of this title, a copy of the
14 recommendation should also be forwarded to the State Board of
15 Education. Failure to forward a copy of the recommendation to the
16 State Board of Education shall not be the basis for any claim or
17 action against a public school, its board of education, employees,
18 agents or other representatives. If a copy of the recommendation is
19 forwarded to the State Board of Education, a copy of the
20 recommendation shall be forwarded to the teacher subject to such
21 recommendation. If a request for a copy of the recommendation is
22 submitted to the State Board of Education, the teacher subject to
23 such recommendation shall be notified of the request and the
24 identity of the person who made such request.

1 The superintendent shall also specify the underlying facts
2 supporting the recommendation.

3 SECTION 2. This act shall become effective July 1, 2015.

4 SECTION 3. It being immediately necessary for the preservation
5 of the public peace, health and 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 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 03/24/2015
10 - DO PASS, As Amended.

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