

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 2562

 By: McBride and Baker

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6
7 AS INTRODUCED

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

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

19 SECTION 1. AMENDATORY 70 O.S. 2021, Section 3-101, is
20 amended to read as follows:

21 Section 3-101. A. The State Board of Education shall consist
22 of ~~seven (7)~~ eleven (11) members. The State Superintendent of
23 Public Instruction shall be a member and the chairperson of the
24 Board. The remaining ~~six~~ ten (10) members shall be appointed as
follows:

1 1. Six (6) members appointed by the Governor by and with the
2 advice and consent of the Senate. Except as otherwise provided for
3 in 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 (2) members appointed by the Speaker of the Oklahoma
7 House of Representatives, one which shall be a rural resident of the
8 state 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 (2) members appointed by the President Pro Tempore of
12 the Oklahoma State Senate, one which shall be a rural resident of
13 the state and one which shall be a former school superintendent from
14 a 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 authorities 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 ~~State Board~~ unless the person has been awarded a high school diploma
16 or certificate of high school equivalency. Any member appointed to
17 the ~~State Board~~ shall complete the workshop requirements of a new
18 school board member pursuant to Section 5-110 of this title within
19 thirteen (13) months following or preceding the appointment of the
20 member. Notwithstanding any provision of law to the contrary, the
21 State Department of Education shall not charge any member of the
22 ~~State Board of Education~~ a fee for any workshop provided by the
23 Department for board members pursuant to Section 5-110 of this title
24 and shall not pay a fee to any organization or institution of higher

1 education on behalf of a member of the ~~State Board of Education~~, or
2 reimburse any member of the Board for a fee paid to any organization
3 or institution of higher education, for attendance at a workshop or
4 courses to satisfy the requirements of Section 5-110 of this title.

5 D. Members of the Board shall receive necessary traveling
6 expenses while in the performance of their duties in accordance with
7 the State Travel Reimbursement Act.

8 SECTION 2. This act shall become effective November 1, 2023.

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10 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/21/2023
11 - DO PASS.

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