

1 ENGROSSED SENATE
2 BILL NO. 441

By: Quinn and Stanislawski of
the Senate

3 and

4 Baker of the House

5
6 An Act relating to the school calendar; amending 70
7 O.S. 2011, Section 1-109, as last amended by Section
8 1, Chapter 6, O.S.L. 2016 (70 O.S. Supp. 2018,
9 Section 1-109), which relates to the length of the
10 school year; allowing school districts to adopt
11 certain school-hours policy through certain school
12 year; allowing school districts to adopt certain
13 school-hours policy with certain minimum number of
14 days beginning with certain school year; requiring
15 school districts that adopt certain school-hours
16 policy beginning with certain school year to meet
17 certain requirements; requiring promulgation of
18 rules; allowing the Oklahoma School for the Blind and
19 the Oklahoma School for the Deaf to adopt alternative
20 school-hours policy if certain notification is
21 provided and certain approval is received; amending
22 70 O.S. 2011, Section 4516, which relates to a
23 continuous school program; adding certain statutory
24 reference; and updating statutory references.

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

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

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

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

1 2. ~~For~~ Through the 2019-2020 school year, for not less than one
2 thousand eighty (1,080) hours each school year, if a district board
3 of education adopts a school-hours policy and notifies the State
4 Board of Education prior to October 15 of the applicable school
5 year;

6 3. Beginning with the 2020-2021 school year, for not less than
7 one thousand eighty (1,080) hours with a minimum of one hundred
8 sixty-five (165) days of instruction each school year, if a district
9 board of education adopts a school-hours policy and notifies the
10 State Board of Education prior to October 15 of the applicable
11 school year; or

12 4. Beginning with the 2020-2021 school year, for not less than
13 one thousand eighty (1,080) hours each school year, if a district
14 board of education adopts a school-hours policy, notifies the State
15 Board of Education prior to October 15 of the applicable school year
16 and meets the requirements established by the State Board of
17 Education pursuant to subsection H of this section.

18 B. A school district may not count more than thirty (30) hours
19 each school year that are used for attendance of professional
20 meetings toward the one hundred eighty (180) days or one thousand
21 eighty (1,080) hours of classroom instruction time required in
22 subsection A of this section.

23 C. Teachers off contract with an employing district shall not
24 be required by the employing school district to attend professional

1 meetings unless the teacher is paid additional compensation for the
2 additional time. Teachers may be paid additional compensation for
3 attending professional meetings in excess of their contract term.
4 Subject to district board of education policy or collective
5 bargaining agreement, additional paid professional days may be
6 granted for individual teachers to attend or participate in
7 professional meetings, staff development training, or National Board
8 certification portfolio development as provided for in Section 6-
9 204.2 of this title.

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

15 E. A school district may maintain school for less than a full
16 school year only when conditions beyond the control of school
17 authorities make the maintenance of the term impossible and the
18 State Board of Education has been apprised and has expressed
19 concurrence in writing.

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

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

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

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

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

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

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

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

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

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

15 H. Beginning with the 2020-2021 school year, a school district
16 board of education may adopt a school-hours policy as provided for
17 by paragraph 4 of subsection A of this section only if it meets or
18 exceeds the minimum guidelines for student performance and school
19 district cost savings established by the State Board of Education.
20 The State Board of Education shall promulgate rules establishing the
21 minimum guidelines for student performance and school district cost
22 savings.

23 I. If subject to paragraph 2 of subsection A of this section, a
24 district board of education or designee may elect to close a school

1 during the school day for inclement weather purposes. In such an
2 event, the number of hours incurred in classroom instruction time
3 prior to school closure shall be counted toward the one thousand
4 eighty (1,080) hours per year requirement.

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

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

17 SECTION 2. AMENDATORY 70 O.S. 2011, Section 4516, is
18 amended to read as follows:

19 Section 4516. The board of education of any school district
20 operating pursuant to the provisions of ~~this act~~ Section 4511 et
21 seq. of this title shall establish a school calendar whereby the
22 teaching sessions and vacation periods during the school year are on
23 a rotating basis.

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1 Each selected school shall be closed for all students and
2 employees on regular school holidays.

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

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

14 Passed the Senate the 14th day of March, 2019.

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Presiding Officer of the Senate

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18 Passed the House of Representatives the ____ day of _____,
19 2019.

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Presiding Officer of the House
of Representatives

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