

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 COMMITTEE SUBSTITUTE

4 FOR ENGROSSED

5 SENATE BILL NO. 711

By: Sparks of the Senate

and

Denney of the House

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9 COMMITTEE SUBSTITUTE

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

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

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

24 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  
recommendation in writing, setting forth the basis for the

1 recommendation, and shall submit such recommendation to the board of  
2 education.

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

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

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

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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 55-1-7183 KB 03/24/15

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