



SANDY GARRETT
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
STATE OF OKLAHOMA

2009 LEGISLATION

June 18, 2009

**S.B. 268 – SCHOOLS IN SCHOOL
IMPROVEMENT FOR FOUR
CONSECUTIVE YEARS –
ALTERNATIVE GOVERNANCE**

Dear Superintendent:

Senate Bill 268 was signed by the Governor on May 13, 2009. Senate Bill 268 becomes effective August 2009.

Senate Bill 268 establishes certain requirements for schools that are identified for school improvement for four consecutive years, that is, the district board of education shall implement one of the following alternative governance arrangements for the school.

- 1. Reopening the school as a public charter school;*
- 2. Replacing all or most of the school staff assigned to the school, which may include the principal, who are relevant to the failure to make adequate yearly progress and by transferring the replaced staff to another school or by dismissing or not reemploying the replaced staff in accordance with the provisions of the Teacher Due Process Act of 1990;*
- 3. Entering into a contract with an entity, such as a private management company, with a demonstrated record of effectiveness, to operate the public school;*
- 4. Turning the operation of the school over to the State Board of Education; or*
- 5. Any other major restructuring of the governance arrangement of the school that makes fundamental reforms, such as significant changes in the staffing and governance of the school, to improve student academic achievement in the school and that has substantial promise of enabling the school to make adequate yearly progress.*

OKLAHOMA STATE DEPARTMENT OF EDUCATION
2500 NORTH LINCOLN BOULEVARD, OKLAHOMA CITY, OK 73105-4599
(405) 521-3301, FAX: (405) 521-6205
<http://sde.state.ok.us>



Superintendents
June 18, 2009
Page 2



2009 LEGISLATION

SANDY GARRETT
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
State Board of Education Control STATE OF OKLAHOMA

If the chosen governance arrangement does not produce adequate yearly progress within two years from the date of implementation of the restructured governance arrangement, the State Board of Education shall assume control of the school as provided for in subsection B of this section.

For any school that fails to comply with the provisions of subsection A by the end of the school year following its identification for school improvement for four consecutive years, the State Board of Education shall assume control of the management and operations of the school, including control of staff assigned to the school.

State Board of Education to Retain Funds

The Board shall retain all funds that otherwise would have been allocated to the school district based on the average daily membership of the school which shall be used to operate the school.

Any school site that has been identified for School Improvement for four consecutive years shall present to the State Board of Education, at the beginning of the school year, its school improvement plan identifying how it will meet state and federal requirements.

Please contact Cindy Koss, Assistant State Superintendent, at (405) 521-4514, or Mary Pearson, Executive Director of Title I, School Support, at (405) 522-3252, with questions.

Sincerely,

Sandy Garrett
State Superintendent

SG: ck

Attachment: Senate Bill 268