

1 STATE OF OKLAHOMA

2 1st Session of the 60th Legislature (2025)

3 SENATE BILL 409

By: Pugh

6 AS INTRODUCED

7 An Act relating to the school year; amending 70 O.S.  
8 2021, Section 1-109, which relates to the length of  
9 the school year; requiring school to be in session  
10 for an additional day beginning with certain fiscal  
11 year if the amount appropriated for certain purpose  
is certain amount greater than the amount  
appropriated for certain purpose in prior fiscal  
year; providing an effective date; and declaring an  
emergency.

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

15 SECTION 1. AMENDATORY 70 O.S. 2021, Section 1-109, is  
16 amended to read as follows:

17 Section 1-109. A. For Except as provided for in subsection L  
18 of this section, for all public schools in Oklahoma, school shall  
19 actually be in session and classroom instruction offered:

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

21 2. For not less than one thousand eighty (1,080) hours each  
22 school year, if a district board of education adopts a school-hours  
23 policy and notifies the State Board of Education prior to October 15  
24 of the applicable school year; ~~or~~

1       3. Beginning with the 2021-2022 school year, for not less than  
2 one thousand eighty (1,080) hours with a minimum of one hundred  
3 sixty-five (165) days of instruction each school year, if a district  
4 board of education adopts a school-hours policy and notifies the  
5 State Board of Education prior to October 15 of the applicable  
6 school year; or

7       4. Beginning with the 2021-2022 school year, for not less than  
8 one thousand eighty (1,080) hours each school year, if a district  
9 board of education adopts a school-hours policy, notifies the State  
10 Board of Education prior to October 15 of the applicable school  
11 year, and meets the requirements established by the State Board of  
12 Education pursuant to subsection H of this section.

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

18      C. Teachers off contract with an employing district shall not  
19 be required by the employing school district to attend professional  
20 meetings unless the teacher is paid additional compensation for the  
21 additional time. Teachers may be paid additional compensation for  
22 attending professional meetings in excess of their contract term.  
23 Subject to district board of education policy or collective  
24 bargaining agreement, additional paid professional days may be

1 granted for individual teachers to attend or participate in  
2 professional meetings, staff development training, or National Board  
3 certification portfolio development as provided for in Section 6-  
4 204.2 of this title.

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

10 E. A school district may maintain school for less than a full  
11 school year only when conditions beyond the control of school  
12 authorities make the maintenance of the term impossible and the  
13 State Board of Education has been apprised and has expressed  
14 concurrence in writing.

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

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

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

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

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

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

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

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

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

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

12      H. Beginning with the 2021-2022 school year, a school district  
13 board of education may adopt a school-hours policy as provided for  
14 by paragraph 4 of subsection A of this section only if it meets or  
15 exceeds the minimum guidelines for student performance and school  
16 district cost savings established by the State Board of Education.  
17 The State Board of Education shall promulgate rules, subject to  
18 approval by the Legislature, establishing the minimum guidelines for  
19 student performance and school district cost savings.

20      I. If subject to paragraph 2 of subsection A of this section, a  
21 district board of education or designee may elect to close a school  
22 during the school day for inclement weather purposes. In such an  
23 event, the number of hours incurred in classroom instruction time  
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1 prior to school closure shall be counted toward the one thousand  
2 eighty (1,080) hours per year requirement.

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

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

15       L. Beginning July 1, 2025, and at the beginning of each  
16 succeeding state fiscal year, if the amount of money appropriated to  
17 the State Board of Education for the financial support of public  
18 schools in such fiscal year is at least Twenty-five Million Dollars  
19 (\$25,000,000.00) greater than the amount of money appropriated to  
20 the State Board of Education for the financial support of public  
21 schools for the prior fiscal year, school districts in this state  
22 shall be in session and classroom instruction shall be offered for  
23 an additional day.

24       SECTION 2. This act shall become effective July 1, 2025.  
25

1 SECTION 3. It being immediately necessary for the preservation  
2 of the public peace, health, or safety, an emergency is hereby  
3 declared to exist, by reason whereof this act shall take effect and  
4 be in full force from and after its passage and approval.

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