

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                   STATE OF OKLAHOMA

3                   1st Session of the 60th Legislature (2025)

4                   ENGROSSED SENATE  
5                   BILL NO. 758

By: Thompson, Paxton, and  
Seifried of the Senate

6                   and

7                   Moore, Caldwell (Chad), and  
8                   **Lepak** of the House

10  
11  
12                  An Act relating to schools; amending 70 O.S. 2021,  
13                  Section 1-109, which relates to length of the school  
14                  year; prohibiting a school district or charter school  
15                  from counting certain days or portions of days when  
16                  school is closed and virtual instruction is provided  
17                  toward certain classroom instruction time  
18                  requirement; defining term; providing circumstances  
19                  under which school may be closed and certain amount  
20                  of virtual instruction may count toward certain  
21                  classroom instruction time requirement beginning in  
22                  certain school year; providing certain exceptions;  
23                  requiring publication and submission of certain  
24                  annual report; providing for contents of report;  
                      updating statutory language; updating statutory  
                      reference; and declaring an emergency.

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

2 SECTION 1. AMENDATORY 70 O.S. 2021, Section 1-109, is

3 amended to read as follows:

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

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

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

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

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

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

6       C. Teachers off contract with an employing district shall not  
7 be required by the employing school district to attend professional  
8 meetings unless the teacher is paid additional compensation for the  
9 additional time. Teachers may be paid additional compensation for  
10 attending professional meetings in excess of their contract term.

11      Subject to district board of education policy or collective  
12 bargaining agreement, additional paid professional days may be  
13 granted for individual teachers to attend or participate in  
14 professional meetings, staff development training, or National Board  
15 certification portfolio development as provided for in Section 6-  
16 204.2 of this title.

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

22      E. A school district may maintain school for less than a full  
23 school year only when conditions beyond the control of school  
24 authorities make the maintenance of the term impossible and the

1 State Board of Education has been apprised and has expressed  
2 concurrence in writing.

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

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

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

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

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

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

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

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

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

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

23       H. Beginning with the 2021-2022 school year, a school district  
24 board of education may adopt a school-hours policy as provided for

1 by paragraph 4 of subsection A of this section only if it meets or  
2 exceeds the minimum guidelines for student performance and school  
3 district cost savings established by the State Board of Education.  
4 The State Board of Education shall promulgate rules, subject to  
5 approval by the Legislature, establishing the minimum guidelines for  
6 student performance and school district cost savings.

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

13       J. 1. Except as provided for in paragraph 2 of this  
14 subsection, beginning with the 2026-2027 school year a school  
15 district or charter school shall not count days or portions of days  
16 when school is closed and virtual instruction is provided toward the  
17 one hundred eighty (180) days or one thousand eighty (1,080) hours  
18 of classroom instruction time required by subsection A of this  
19 section. For the purposes of this subsection, "virtual instruction"  
20 means the use of the Internet or other digital information  
21 transmission systems as a form of instruction.

22       2. Beginning with the 2026-2027 school year, a school district  
23 or charter school may count up to two (2) days or twelve (12) hours  
24 when school is closed and virtual instruction is provided toward the

1     one hundred eighty (180) days or one thousand eighty (1,080) hours  
2     of classroom instruction time required by subsection A of this  
3     section only if:

- 4         a.     the Superintendent of Public Instruction has approved  
5             the virtual instruction plan submitted by a school  
6             district board of education or charter school  
7             governing board. A school district board of education  
8             or charter school governing board shall approve its  
9             virtual instruction plan, publish the plan on the  
10             website for the school district or charter school, and  
11             submit it to the Superintendent of Public Instruction  
12             by November 1, 2025. The Superintendent shall approve  
13             or disapprove all submitted virtual instruction plans  
14             by January 31, 2026. A school district board of  
15             education or charter school governing board shall  
16             review its virtual instruction plan annually and  
17             approve any necessary revisions for submission to the  
18             Superintendent of Public Instruction by November 1  
19             each subsequent year, and the Superintendent shall  
20             approve or disapprove submitted plans by January 31  
21             each subsequent year. If a plan is disapproved, the  
22             school district board of education or charter school  
23             governing board may approve a revised plan, publish it  
24             on the website for the school district or charter

1                   school, and submit it to the Superintendent. The plan  
2                   shall include a virtual needs assessment which shall  
3                   address availability of technology infrastructure to  
4                   deliver virtual instruction. The plan shall also  
5                   address how the school district or charter school  
6                   plans to provide:

- 7                   (1) instruction to students on an Individualized  
8                   Education Program (IEP),  
9                   (2) child nutrition services, and  
10                  (3) transportation for students enrolled in  
11                  technology center school courses or programs,

- 12                  b. a state of emergency or proclamation has been issued  
13                  by the Governor for a specific reason relating to  
14                  school district or charter school operations, and  
15                  c. the school district board of education or charter  
16                  school governing board approves the use of virtual  
17                  instruction.

18                  3. The provisions of this subsection shall not apply to  
19                  statewide virtual charter schools or full-time virtual education  
20                  programs operated by a school district.

21                  K. By June 30, 2027, and by June 30 each subsequent year, the  
22                  State Department of Education shall publish on its website and  
23                  electronically submit to the Governor, the President Pro Tempore of  
24                  the Senate, and the Speaker of the House of Representatives a report

1    with information regarding the use of virtual instruction as  
2    authorized by subsection J of this section. The report shall  
3    include, at a minimum:

4       1. The school districts and charter schools that closed school  
5    and provided virtual instruction as authorized by subsection J of  
6    this section and the length of time virtual instruction was  
7    provided; and

8       2. The reason for which school was closed and virtual  
9    instruction was provided.

10      L. Nothing in this section shall be construed as affecting the  
11     right of an employing school district to require teachers as defined  
12    in Section 6-101.3 of this title to work in excess of the one  
13   thousand eighty (1,080) hours required for student instruction. In  
14   addition, nothing in this section shall be construed to affect the  
15   Fair Labor Standards Act of 1938 status of any school district  
16   employee.

17      K. M. The provisions of this section shall not prohibit the  
18   Oklahoma School for the Blind or the Oklahoma School for the Deaf  
19   from adopting an alternative school-hours policy if the Oklahoma  
20   School for the Blind or the Oklahoma School for the Deaf notifies  
21   and receives approval from the State Board of Education prior to  
22   October 15 of the applicable school year.

23      SECTION 2. It being immediately necessary for the preservation  
24   of the public peace, health, or safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and  
2 be in full force from and after its passage and approval.

3

4 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated  
04/17/2025 - DO PASS, As Coauthored.