

1 **SENATE FLOOR VERSION**
2 February 20, 2025
3 **AS AMENDED**

4
5
6 SENATE BILL NO. 409 By: Pugh

7 [length of the school year - amount appropriated -
8 effective date -

9 **emergency]**

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

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

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

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

17 2. For not less than one thousand eighty (1,080) hours each

18 school year, if a district board of education adopts a school-hours
19 policy and notifies the State Board of Education prior to October 15
20 of the applicable school year; ~~or~~

21 3. Beginning with the 2021-2022 school year, for not less than
22 one thousand eighty (1,080) hours with a minimum of one hundred
23 sixty-five (165) days of instruction each school year, if a district
24 board of education adopts a school-hours policy and notifies the

1 State Board of Education prior to October 15 of the applicable
2 school year; or

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

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

14 C. Teachers off contract with an employing district shall not
15 be required by the employing school district to attend professional
16 meetings unless the teacher is paid additional compensation for the
17 additional time. Teachers may be paid additional compensation for
18 attending professional meetings in excess of their contract term.

19 Subject to district board of education policy or collective
20 bargaining agreement, additional paid professional days may be
21 granted for individual teachers to attend or participate in
22 professional meetings, staff development training, or National Board
23 certification portfolio development as provided for in Section 6-
24 204.2 of this title.

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

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

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

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

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

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

22 G. Notwithstanding the provisions of subsection F of this
23 section, a school district board of education subject to paragraph 1
24

1 of subsection A of this section may adopt and implement an extended-
2 day schedule subject to the following requirements:

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

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

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

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

19 5. The district shall document the impact on student
20 achievement as determined by the academic performance data score and
21 any other relevant factors that are a result of implementation of an
22 extended-day schedule authorized pursuant to this subsection and
23 provide an annual report to the State Board of Education of the
24 results. If improvement in student achievement cannot be documented

1 in the report, the district board of education shall revoke
2 authorization as provided by this subsection. If the district board
3 of education does not revoke authorization after student achievement
4 is not documented in the report, the State Board of Education may
5 deny accreditation of any school in violation of this subsection.

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

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

20 J. Nothing in this section shall be construed as affecting the
21 right of an employing school district to require teachers as defined
22 in Section 6-101.3 of this title to work in excess of the one
23 thousand eighty (1,080) hours required for student instruction. In
24

1 addition, nothing in this section shall be construed to affect the
2 Fair Labor Standards Act status of any school district employee.

3 K. The provisions of this section shall not prohibit the
4 Oklahoma School for the Blind or the Oklahoma School for the Deaf
5 from adopting an alternative school-hours policy if the Oklahoma
6 School for the Blind or the Oklahoma School for the Deaf notifies
7 and receives approval from the State Board of Education prior to
8 October 15 of the applicable school year.

9 L. Beginning July 1, 2025, and at the beginning of each
10 succeeding state fiscal year, if the amount of money appropriated to
11 the State Board of Education for the financial support of public
12 schools in such fiscal year is at least Twenty-five Million Dollars
13 (\$25,000,000.00) greater than the amount of money appropriated to
14 the State Board of Education for the financial support of public
15 schools for the prior fiscal year, school districts in this state
16 shall be in session and classroom instruction shall be offered for
17 an additional day.

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

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

23 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
24 February 20, 2025 - DO PASS