

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

3 SENATE BILL NO. 409

By: Pugh

4  
5  
6 [ length of the school year - amount appropriated -  
7 effective date -  
8  
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<sup>7</sup> 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