An Act

ENROLLED HOUSE
BILL NO. 2819 By: Kendrix of the House

and
Bergstrom of the Senate

An Act relating to sunset; amending 70 O.S. 2021, Section 3-173, which relates to the Oklahoma Advisory Council on Indian Education; re-creating the Council; and modifying termination date.

SUBJECT: Sunset

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

SECTION 1. AMENDATORY 70 O.S. 2021, Section 3-173, is amended to read as follows:

Section 3-173. A. There is hereby re-created to continue until July 1, 2025, in accordance with the provisions of the Oklahoma Sunset Law, the Oklahoma Advisory Council on Indian Education.

B. The Council shall:

1. Make recommendations to the State Board of Education and the State Superintendent of Public Instruction in educational matters affecting the education of Native American students;

2. Promote educational opportunities and improvement of the quality of education provided to Native American students throughout the state;

3. Advocate for Native American students in the state; and

4. Monitor and evaluate how the public education system of the state impacts Native American students.
C. The Council shall be composed of eighteen (18) members as follows:

1. Five members who shall each represent an Indian tribe in the state, of which at least one shall represent an Indian tribe which has an enrollment of less than ten thousand (10,000) members who reside in the state, appointed by the Governor from a list of nominations submitted by the different Indian tribes in the state;

2. Four members who shall each represent the tribal education departments of an Indian tribe in the state, appointed by the Governor from a list of nominations submitted by the different Indian tribes in the state;

3. One member who shall represent the Oklahoma Council on Indian Education, appointed by the Governor;

4. Two members who shall represent two different statewide organizations representing public school teachers, appointed by the President Pro Tempore of the Senate;

5. One member who shall represent a statewide organization representing public school superintendents appointed by the Speaker of the House of Representatives;

6. One member who shall represent Oklahoma tribal colleges, appointed by the Chancellor of Higher Education;

7. The Director of the Native American Cultural and Educational Authority, or designee;

8. The Chancellor of Higher Education, or designee;

9. The Director of the Oklahoma Department of Career and Technology Education, or designee; and

10. The State Superintendent of Public Instruction, or designee.

D. Appointments to the Council shall be made by September 1, 2010. The first meeting of the Council shall be called by the State Superintendent of Public Instruction. At the first meeting, the members of the Council shall elect a chair and vice-chair from among the members. Meetings of the Council shall be held at least
quarterly at the call of the chair. Members shall serve at the
pleasure of their appointing authorities. A majority of the members
of the Council shall constitute a quorum to transact business, but
no vacancy shall impair the right of the remaining members to
exercise all of the powers of the Council. A vacancy on the Council
shall be filled by the original appointing authority. The State
Department of Education, Oklahoma Department of Career and
Technology Education, and the Oklahoma State Regents for Higher
Education shall provide staff, support and information as requested
by the Council.

E. Members of the Council shall receive no compensation for
serving on the Council, but shall receive travel reimbursement as
follows:

1. State employees who are members of the Council shall be
reimbursed for travel expenses incurred in the performance of their
duties by their respective agencies in accordance with the State
Travel Reimbursement Act; and

2. All other members of the Council shall be reimbursed by the
Office of Management and Enterprise Services for travel expenses
incurred in the performance of their duties in accordance with the
State Travel Reimbursement Act.

F. The Council shall act in accordance with the provisions of
the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

G. Members who serve on the Council shall be exempt from the
dual-office-holding prohibitions of Section 6 of Title 51 of the
Oklahoma Statutes.

H. The Council shall have the following duties:

1. Identify strategies for developing an efficient and reliable
process of communications between Oklahoma education entities,
educators, tribal organizations and other interested parties;

2. Identify and disseminate research-based, measurable
criteria, both behavioral and academic, by which the success and
efficacy of the education offered to Native American students in
Oklahoma may be measured;

3. Analyze data to ensure that education agencies in Oklahoma
continue to address the education needs of Native American students;
4. Encourage and promote Native American educational leadership at all levels of the education system; and

5. Make recommendations to the State Board of Education for programs that will help achieve the purposes of the Oklahoma Advisory Council on Indian Education Act.

I. The Council shall evaluate and make an annual report on the effectiveness of the public education system in Oklahoma in meeting the needs of Native American students in Oklahoma. The report shall be submitted to the State Board of Education. The report shall also contain a summary of the findings made by the Council pursuant to subsection H of this section, a summary of all data collected by the Council, a summary of the means by which all data was collected by the Council, and any other information deemed necessary by the Council.
Passed the House of Representatives the 9th day of March, 2023.

Presiding Officer of the House
of Representatives

Passed the Senate the 19th day of April, 2023.

Presiding Officer of the Senate

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this ___________ day of ________________, 20_____, at _____ o'clock _____ M.
By: ______________________________________

Approved by the Governor of the State of Oklahoma this _______ day of ________________, 20_____, at _____ o'clock _____ M.

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Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _______ day of ________________, 20_____, at _____ o'clock _____ M.
By: ____________________________