

**SANDY GARRETT
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION
OKLAHOMA STATE DEPARTMENT OF EDUCATION**

**Oklahoma Charter Schools
Relevant Rules and Statutes
2009-2010**

The Oklahoma Charter Schools Act, 70 O.S. § 3-130-144, requires the State Department of Education to prepare a list of relevant state and federal rules and statutes that a charter school must comply with relating to health, safety, civil rights and insurance. The following is the updated list of known relevant rules and statutes. **Additions are in bold text.**

Health Laws

School Laws of Oklahoma 2009	Subject	Citation
§ 939-945	Smoking in Public Places Act	63 O.S. § 1-1521 thru 1527
§ 812-814	Immunizations	70 O.S. § 1210.191
§ 20.1	Self-Medication (Amended)	70 O.S. § 1-116.3
	Asbestos Hazardous Emergency Response Act	15 U.S.C. 2641 and 40 CFR 763
	Oklahoma Hazard Communication Standard	40 O.S. § 401-424
	Drug-Free Schools Act	20 U.S.C. § 7101
	Family and Medical Leave Law	Public Law 103-3
§ 941	Student Smoking Bans	63 O.S. § 1-1523 and 20 U.S.C. 6081
§ 243	AIDS Prevention Education	70 O.S. § 11-103.3
§ 830	Confidentiality of AIDS Infected Student Multidisciplinary Team	63 O. S. § 1-502.2
§ 515	Students Under Influence of Non-intoxicating Beverage, Alcoholic Beverage or Controlled Dangerous Substance Written Policy	70 O.S. § 24-138
§ 815.1	Meningococcal Meningitis	70 O.S. § 1210.195
§ 803.1	Vision Screening	70 O.S. § 1210.284
§ 488.1; 488.1a	Healthy and Fit Advisory Committees	70 O.S. § 24-100a
§ 111.02	Foods of Minimal Nutritional Value	70 O.S. § 5-174
§ 246.2	Recess and Physical Education (Amended)	70 O.S. § 11-103.9
§ 20	Administration of Medication	70 O.S. § 1-116.2

Health Rules

Oklahoma Administrative Code (OAC)	Subject	Standards for Accreditation Page No.'s
210:15-17-1; 2	Acquired Immune Deficiency Syndrome (AIDS): Prevention Education	160
210:35-3-107	Health Services	50-51

Safety Laws

School Laws of Oklahoma 2009	Subject	Citation
§ 511	Safety Belts for School Bus Drivers	70 O.S. § 24-121
§ 1045	Safe Workplace and Safety Training of Employees	40 O.S. § 403
§ 1043	Fire Drills	63 O.S. § 176
§ 487a	Safe School Committee (Amended)	70 O.S. § 100.5
§ 507	Safety Goggles	70 O.S. § 24-117
§ 823.2	Reports of Child Abuse	10 O.S. § 7103 and 21 O.S. § 826
§ 426-433.2	Driver Education	70 O.S. § 19-113-123
§ 207.1	Transportation Equipment-Inspection	70 O.S. § 9-101.1
§ 180.14	Teacher Training in Recognition/Reporting of Child Abuse and Neglect	70 O.S. § 6-194
§ 844	CPR Training	70 O.S. § 1210.199
§ 140.1 and 1042.1	Sex Offenders	70 O.S. § 6-101.48 and 70 O.S. § 57-589
§ 487c	Placement of Student Victims	70 O.S. § 24-100.6
§ 111.03	Lockdown Drills (Amended)	70 O.S. § 5-148
§ 487.1	School Bullying Prevention Act	70 O.S. § 24-100.3
	Automated External Defibrillators in Schools Act	70 O.S. § 1210.200
§ 108-109	Felony Offense Conviction	70 O.S. § 5-142; 142.1
	School Protection Act (effective 11/01/09)	70 O.S. § 6-140 thru 148

Safety Rules

Oklahoma Administrative Code (OAC)	Subject	Standards for Accreditation Page No.'s
210:30-5-1, 2	Transportation	132-137
210:15-19-4 thru 12	Driver Education	163-165
210:35-5-45 (b) (3)		
210:5-7-44 (e)		
210:35-3-45 (h)	Athletic Coaches/Care and Prevention	53, 55, 56
210:7-44; 9-44		
210:35-3-186	Tornado Drills	71

Building safety codes for each charter school are determined by the municipality in which the charter school is located. Contact the municipality in which the charter school will be located for the specific building safety codes in effect. Schools that do not fall within the boundaries of an incorporated city will use the Building Officials and Code Administrators (BOCA) and the Life Safety Code. These codes are adopted by the State Fire Marshall. The BOCA code can be obtained from the Building Officials International Inc., by phone at (918) 664-4434, or by fax at (918) 664-4435. The Life Safety Code is available from the National Fire Protection Association, (800) 344-3555.

Civil Rights Laws

School Laws of Oklahoma 2009	Subject	Citation
	Family Educational Rights and Privacy Act of 1974 (FERPA)	20 U.S.C. 1232(g)
	Records of Disabled Students	34 CFR 300.562-573
	Discrimination based on Religion	42 U.S.C. § 2000e
	Age Discrimination in Employment Act (ADEA)	29 U.S.C. § 621
	Pregnancy Discrimination Act	42 U.S.C. § 2000e(k)
		70 O.S. § 6-104
	Sex Discrimination: Equal Pay	29 U.S.C. 206(d)(1)
	Sexual Harassment	25 O.S. § 1301, Title IX, Title VII
	Sex Discrimination: Athletic Programs	Title IX
	Rehabilitation Act of 1973 (Sec. 504)	29 U.S.C. § 701
	Americans with Disabilities Act	42 U.S.C. § 12101
	Civil Rights Act of 1963 and Amendments of 1974	42 U.S.C. 2000C-2
	Individuals with Disabilities Education Act (IDEA)	Public Law 105-17
	Family Medical Leave Act (FMLA)	29 CFR Part 825

Insurance Laws

School Laws of Oklahoma 2009	Subject	Citation
	Federal Unemployment Tax Act (FUTA)	26 U.S.C. § 3301
	Employment Security Act	40 O.S. § 1-101

The following list of statutes and regulations is applicable only if the charter specifies that the charter school will participate in health and insurance programs:

§ 774-802	State and Education Employees Group Insurance Act	74 O.S. § 1301 thru 1323
§ 75	Health Insurance Plan Required by School District	70 O.S. § 5-117.5
§ 788	Procedure for Payment (health insurance)	74 O.S. § 1310.1
§ 104	Payment of Additional Salary in Lieu of Employee Insurance	70 O.S. § 5-140

The *School Laws of Oklahoma 2008* and/or *Standards for Accreditation for Oklahoma Schools 2008* are available on our Web site, <<http://sde.state.ok.us/>>. The *School Laws of Oklahoma 2008* is programmed to conduct word searches.

If you have any questions, please contact Dr. Sharon Lease, Assistant State Superintendent, Accreditation/Standards Division, Lanny Sells, Regional Accreditation Officer (Tulsa), or Steven Huff, Regional Accreditation Officer (Oklahoma City) at (405) 521-3333.

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