

ENGROSSED HOUSE
BILL NO. 2240

BY: THOMPSON and HAMILTON
(James) of the HOUSE

and

SHEDRICK of the SENATE

AN ACT RELATING TO SCHOOLS; AMENDING 70 O.S. 1991,
SECTION 13-114.3, WHICH RELATES TO THE OKLAHOMA
SPECIAL EDUCATION ASSISTANCE FUND; MODIFYING USE OF
THE FUND; AMENDING 70 O.S. 1991, SECTION 18-103.1,
WHICH RELATES TO REGIONAL EDUCATION SERVICE
CENTERS; PLACING LIMITATION ON ANY DECREASED
FUNDING; PROVIDING AN EFFECTIVE DATE; AND DECLARING
AN EMERGENCY.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 13-114.3, is
amended to read as follows:

Section 13-114.3 A. A local school district may be eligible to
receive monies from the Oklahoma Special Education Assistance Fund
if a child who is being served in that school district:

1. Has been placed in a foster care home, group home,
residential hospital, shelter or independent living facility located
in that school district by a state agency and a resident school
district for the child cannot be determined; or

2. Has been previously institutionalized and is eligible to receive funding for the multiple handicapped or the trainable mentally handicapped and the Special Education Summer Program as defined in Section 18-109.5 of this title.

B. The State Board of Education is authorized to promulgate rules and regulations as necessary to establish if a home district for a child cannot be determined and the process by which such determination is made.

SECTION 2. AMENDATORY 70 O.S. 1991, Section 18-103.1, is amended to read as follows:

Section 18-103.1 The State Department of Education shall operate and maintain regional education service centers for the education and psycho-educational evaluation of children recommended for placement in special education programs and prescriptive teaching programs. The Board of Education is hereby authorized to promulgate rules and regulations required to operate the services described in this section. The Board is hereby directed to provide such services to all Oklahoma school districts. The Board shall not cease the operation or maintenance or reduce the funding below the budgeted level of funding for the fiscal year ending June 30, 1991, for the regional education service centers or programs designated for funding by this section without approval from the Oklahoma Legislature. Any regional education service center may contract with any school district, cooperative program between school districts, or any other governmental entity for psycho-educational evaluation and related services. Funds shall be allocated by the State Board of Education to operate the twenty-one (21) regional education service centers established by the Prescriptive Teaching Act of 1974, Sections 1210.271 through 1210.282 of Title 70 of the Oklahoma Statutes, and to operate their satellites. Funds shall also be allocated for the continuation of experimental and pilot programs in the Region Ten Education Service Center. Funds

allocated by the State Department of Education for operation of regional education service centers shall also be used for the Child Service Demonstration Center to operate that center for the purposes specified in the Prescriptive Teaching Act of 1974 and the National Diffusion Network.

SECTION 3. This act shall become effective July 1, 1992.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Passed the House of Representatives the 27th day of February, 1992.

Speaker of the House of Representatives

Passed the Senate the ____ day of _____, 1992.

President of the Senate