

STATE OF OKLAHOMA

2nd Session of the 45th Legislature (1996)
CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED
SENATE BILL NO. 800

By: Haney and Hobson of the
Senate

and

Hamilton and Steidley of
the House

CONFERENCE COMMITTEE SUBSTITUTE

An act relating to educational entities; amending Section 2 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the State Board of Education; authorizing Board to expend certain funds for the support of public schools; appropriating certain monies to the Board for financial support of public schools; amending Sections 3 and 9 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the State Board of Education; authorizing Board to expend certain funds for the support of public schools; authorizing Board to expend certain funds for certain administrative and support functions; appropriating certain monies to the Board for certain school activities; appropriating certain monies to the Board for purchase of textbooks; appropriating certain monies to the Board for transfer to certain revolving fund; appropriating certain monies to the Board for certain administrative and support functions; specifying expenditure of certain appropriated funds; requiring Board to budget all funds in certain categories; specifying purpose of certain allocation; requiring certain funds be made available on a statewide competitive application basis; specifying expenditure of certain funds for Parent Training Program; specifying purpose and expenditure of certain funds for Alternative and High Challenge Education; requiring certain funds for Psychometric Services be provided on a contractual basis; specifying expenditure of certain funds for Staff Development; apportioning certain funds for Instructional, Cooperative and Technical Education; directing the Director of the Office of State Finance to transfer certain funds; requiring Board to develop and release certain request for proposals; requiring Board to accept bids by certain dates; requiring Board to consider certain costs; amending 70 O.S. 1991, Section 18-103.1, as last amended by Section 30, Chapter 267, O.S.L. 1995 (70 O.S. Supp. 1995, Section 18-103.1), which relates to regional education service centers; modifying certain date; deleting obsolete language; amending 70 O.S. 1991, Section 18-200, as last amended by Section 3 of Enrolled House Bill No. 2055 of the 2nd Session of the 45th Oklahoma Legislature, which relates to the State Aid

Formula; modifying Base Foundation Support Level for certain year; modifying Incentive Aid Guarantee for certain year; exempting certain school districts from certain penalty; prohibiting certain salary reduction; providing exception; authorizing expenditure of certain funds for implementation of certain accounting system; requiring expenditure of certain funds for certain computer upgrade; requiring expenditure of certain funds for continued development of certain tests; authorizing expenditure of certain funds for contracting with certain entity; requiring expenditure for certain matching federal funds; specifying budget limitations on certain employees and expenditures; specifying number of certain employees; authorizing Board to withhold certain funds; providing circumstances for school districts to receive a proportionate reduction of funds; appropriating certain monies to the Board of Trustees of the Oklahoma School of Science and Mathematics for certain purpose; reappropriating certain monies to the Board of Trustees; requiring Board of Trustees to budget all funds in certain categories; providing certain budget limitations; appropriating certain monies to the Oklahoma Commission for Teacher Preparation for certain purpose; requiring Commission to budget all funds in certain categories; providing certain budget limitations; requiring Commissioner of the Land Office to budget all funds in certain categories; providing certain budget limitations; appropriating certain monies to the State Board of Vocational and Technical Education for certain purpose; appropriating certain monies to the State Board of Vocational and Technical Education for certain duties; appropriating certain funds to the State Board of Vocational and Technical Education for transfer to certain revolving fund; reappropriating certain funds to the Board; requiring the Director of the Office of State Finance to transfer certain funds; requiring Board to budget all funds in certain categories; providing certain budget limitations; requiring Department to provide certain grants; specifying dollar amount; specifying calculation of a vocational education teacher; requiring certain monies be distributed on a performance-based contract; requiring the Opportunities Industrialization Center submit certain financial reports; requiring certain funds be expended by certain date; providing lapse dates; authorizing certain funds be expended after certain date for certain purpose; providing effective dates; and declaring an emergency.

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

STATE BOARD OF EDUCATION

SECTION 1. AMENDATORY Section 2 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 2. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of ~~One Billion Three Hundred Seventy-four Million Eight Hundred Sixty-three Thousand Four Hundred Thirty-nine Dollars (\$1,374,863,439.00)~~ One Billion One Hundred Eight Million Eight Hundred Forty-five Thousand Four Hundred Twenty-two Dollars (\$1,108,845,422.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 2. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Cash Flow Reserve Fund designated by the Office of State Finance as the "095" Fund, the sum of Thirty-six Million Four Hundred Two Thousand Four Hundred Seventy-three Dollars (\$36,402,473.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 3. AMENDATORY Section 3 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 3. ~~Of the funds appropriated in Section 2 of this act~~ The State Board of Education is hereby authorized to expend from the Education Reform Revolving Fund created in Section 2 of Enrolled Senate Bill No. 826 of the 2nd Session of the 45th Oklahoma Legislature, the sum of ~~Two Hundred Seventy-six Million Six Hundred Forty-six Thousand Seven Hundred Forty Dollars (\$276,646,740.00)~~ is from fiscal year 1997 revenues certified for appropriation by the State Board of Certification pursuant to the provisions of Section 41.29a of Title 62 of the Oklahoma Statutes Two Hundred Ninety-one Million Two Hundred Seven Thousand Ninety-five Dollars (\$291,207,095.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 4. AMENDATORY Section 9 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 9. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the

General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of ~~Fifteen Million Five Hundred Seventy-two Thousand Seven Hundred Seventy-seven Dollars (\$15,572,777.00)~~ Fifteen Million Twenty-four Thousand Six Hundred Eighty-two Dollars (\$15,024,682.00) or so much thereof as may be necessary for Administrative and Support Functions of the State Department of Education.

SECTION 5. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Fifteen Million Six Hundred Twenty-two Thousand Nine Hundred Ninety-four Dollars (\$15,622,994.00) or so much thereof as may be necessary for the support of public school activities.

SECTION 6. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Four Million Four Hundred Thirty-three Thousand Fifteen Dollars (\$4,433,015.00) or so much thereof as may be necessary for the Purchase of Textbooks.

SECTION 7. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1995, the sum of Four Million Dollars (\$4,000,000.00) or so much thereof for the transfer to the "Protested Ad Valorem Tax Revolving Fund" created pursuant to Section 4 of Enrolled House Bill No. 2102 of the 2nd Session of the 45th Oklahoma Legislature. The provisions of this section shall be effective upon the enactment of House Bill No. 2102 of the 2nd Session of the 45th Oklahoma Legislature.

SECTION 8. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Two Million Six Hundred Eighty-one Thousand Eight Hundred Ninety-nine Dollars (\$2,681,899.00) or

so much thereof as may be necessary for the Administrative and Support Functions of the State Department of Education.

SECTION 9. Beginning July 1, 1996, the support of public school activities by the State Board of Education payable from monies appropriated by Sections 2 and 3 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, as amended by Sections 1 and 3 of this act, Sections 4 through 8 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, Section 9 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, as amended by Section 4 of this act, Section 3 of Enrolled Senate Bill No. 834 of the 2nd Session of the 45th Oklahoma Legislature, Section 3 of Enrolled House Bill No. 2824 of the 2nd Session of the 45th Oklahoma Legislature, and Sections 5 through 8 of this act:

1. Funds appropriated and authorized by Sections 2 and 3 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, as amended by Sections 1 and 3 of this act, Section 2 of this act, and Sections 4 and 5 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature:

Local and State Supported Financial

Support of Public Schools	\$1,438,211,834.00
SUBTOTAL, PARAGRAPH 1	\$1,438,211,834.00

2. Funds appropriated by Sections 5 through 7 of this act, Sections 6 through 8 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, Section 3 of Enrolled Senate Bill No. 834 of the 2nd Session of the 45th Oklahoma Legislature, and Section 3 of Enrolled House Bill No. 2824 of the 2nd Session of the 45th Oklahoma Legislature:

Purchase of Textbooks	\$18,591,456.00
Psychometric Services	887,042.00
Staff Development	6,610,422.00
Advanced Placement Incentives	2,000,000.00
Teacher Consultant Stipends	957,978.00
School Lunch Matching	3,488,754.00
School Lunch Programs	3,190,614.00
Homebound Children	1,192,928.00

Alternative and High Challenge Education	12,357,477.00
Adult Education Matching	862,956.00
Driver Education	1,604,631.00
Early Intervention	6,357,990.00
Hissom Compliance	316,447.00
Tax Protest Escrow Account	4,000,000.00
Community Education Grants	300,000.00
Parent Training Program	2,459,144.00
Special Education Assistance	479,073.00
School/Community Network for Arts-in- Education	129,468.00
Instructional, Cooperative and Technological Education	853,136.00
Summer Arts Institute	300,000.00
AG in the Classroom	46,646.00
Office of Accountability	213,000.00
1996-97 Mid-Term Supplemental	15,082,197.00
Student Identification System	<u>1,500,000.00</u>
SUBTOTAL, PARAGRAPH 2	\$83,781,359.00

3. Funds appropriated by Section 9 of Enrolled Senate Bill No. 837 of the 2nd Session of the 45th Oklahoma Legislature, as amended by Section 4 of this act and Section 8 of this act:

Administrative and Support Functions of the State Department of Education	\$ 17,706,581.00
SUBTOTAL, PARAGRAPH 3	<u>\$ 17,706,581.00</u>
TOTAL State School Aid and Programs	\$1,539,699,774.00

SECTION 10. For the fiscal year ending June 30, 1997, the State Board of Education shall budget all funds in the following categories:

<u>Category</u>	<u>Total</u>
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$ 16,379,335.00
Professional and Personal Services Contracts	15,908,000.00
Purchase of Equipment	2,000,000.00
Expenditure of Federal Funds	<u>325,000,000.00</u>

TOTAL

\$1,868,449,774.00

SECTION 11. Of the funds allocated in subparagraph 1 of Section 9 of this act, the amount of Forty-two Million Thirty Thousand Eight Hundred Twenty-seven Dollars (\$42,030,827.00) is for the purpose of funding the increased employer contribution rate for the Teachers' Retirement System of Oklahoma for the 1997 fiscal year.

SECTION 12. Funds allocated in Section 9 of this act, except for Financial Support of Public Schools, Purchase of Textbooks, Psychometric Services, Staff Development, Teacher Consultant Stipends, School Lunch Matching, School Lunch Programs, Homebound Children, Adult Education Matching, Driver Education, Early Intervention, Comprehensive School Based Services Grants in Alternative and High Challenge Education, Special Education Assistance, Alternative Education Academies, Administrative Support Functions and Hisson Compliance shall be made available on a statewide competitive application basis.

SECTION 13. The funds allocated in Section 9 of this act for Parent Training Program as authorized in Section 10-105.3 of Title 70 of the Oklahoma Statutes, shall be used as follows: Seventy-four Thousand Six Hundred Thirty-four Dollars (\$74,634.00) shall be expended for the salaries, benefits, technical assistance and administrative costs incurred by the State Board of Education for contracting technical assistance in field operations for the coordination of the Oklahoma Parents as Teachers Program; Two Million One Hundred Seventy-three Thousand Eight Hundred Seventy Dollars (\$2,173,870.00) shall be expended for the continuation and expansion of the Oklahoma Parents as Teachers Program; Eighteen Thousand Six Hundred Fifty-eight Dollars (\$18,658.00) shall be expended for program evaluation conducted by the Child Service Demonstration Center; One Hundred Fifty Thousand Dollars (\$150,000.00) shall be expended for the establishment of the Oklahoma Parents as Teachers Program in public housing projects; Forty-one Thousand Nine Hundred Eighty-two Dollars (\$41,982.00) shall be expended for the early childhood technical assistance provided by the State Department of Education.

SECTION 14. The funds allocated in Section 9 of this act for Alternative and High Challenge Education shall be used for purposes of establishing and initiating education programs at the local school district level and for encouraging the local districts to participate in innovative educational programs and no less than Ten Million Five Hundred Fifty Thousand Dollars (\$10,550,000.00) shall be expended to meet the provisions of the Alternative Education Academies as created in Sections 1210.563 and 1210.564 of Title 70 of the Oklahoma Statutes and Section 24 of Enrolled Senate Bill No. 801 of the 2nd Session of the 45th Oklahoma Legislature. The remaining funds allocated shall be provided to school districts on a competitive application basis pursuant to the provisions of the rules promulgated by the State Board of Education.

SECTION 15. Funds allocated in Section 9 of this act for Psychometric Services shall be provided to school districts by the State Board of Education on a contractual basis for the continuance of Psychometric Services as funded by the program in the prior year.

SECTION 16. The funds allocated in Section 9 of this act for Staff Development are provided for teacher training, in-service teacher education and staff development plans. The funds for Staff Development shall be used to fund the Professional Development Centers as follows: Ninety-two Thousand Seven Hundred Eighty-five Dollars (\$92,785.00) to Ardmore (10-I-019), Ninety-two Thousand Seven Hundred Eighty-five Dollars (\$92,785.00) to Lawton (16-I-008), Ninety-two Thousand Seven Hundred Eighty-five Dollars (\$92,785.00) to Norman (14-I-029), Ninety-two Thousand Seven Hundred Eighty-five Dollars (\$92,785.00) to Stillwater (60-I-016), Ninety-two Thousand Seven Hundred Eighty-five Dollars (\$92,785.00) to Woodward (77-I-001), Ninety-two Thousand Seven Hundred Eighty-five Dollars (\$92,785.00) to Bartlesville (74-I-030), and Ninety-two Thousand Seven Hundred Eighty-five Dollars (\$92,785.00) to McAlester (61-I-080). The remainder shall be allocated as follows: Nine Hundred Thousand Dollars (\$900,000.00) for teacher stipends pursuant to Section 7 of Enrolled Senate Bill No. 1100 of Req. No. 2989Page 8

the 2nd Session of the 45th Oklahoma Legislature; Five Hundred Thousand Dollars (\$500,000.00) for Arts and Humanities Institutions pursuant to Section 8 of Enrolled Senate Bill No. 1100 of the 2nd Session of the 45th Oklahoma Legislature; Two Hundred Fifty Thousand Dollars (\$250,000.00) for Northeastern State University Great Expectations Summer Institute pursuant to Senate Bill No. 1100 of the 2nd Session of the 45th Oklahoma Legislature; and the remaining funds shall be allocated on an average daily attendance basis pursuant to Section 6 of Enrolled Senate Bill No. 1100 of the 2nd Session of the 45th Oklahoma Legislature. Five percent (5%) of the funds allocated by average daily attendance for Staff Development may be used by local districts for the administration of the staff development program.

SECTION 17. A portion of the funds allocated in Section 9 of this act for Instructional, Cooperative and Technical Education shall be apportioned as follows:

1. Four Hundred Sixty-three Thousand Four Hundred Sixty-seven Dollars (\$463,467.00) for Small School Cooperative shall be awarded on a competitive application basis pursuant to the provisions of Section 18-125 of Title 70 of the Oklahoma Statutes. Up to Two Hundred Fifty Thousand Dollars (\$250,000.00) may be used for telecommunications purposes. No cooperative program shall receive more than a total of Sixty Thousand Dollars (\$60,000.00) each year from the allocation set out in this section. Each calculated award shall be reduced by twenty-five percent (25%) for each district participating whose second preceding year per-child revenue, less federal revenue, is greater than one hundred fifty percent (150%) of the state average, and;

2. Fifty-five Thousand Eight Hundred Fifty-two Dollars (\$55,852.00) shall be expended on a contractual basis to the Chickasha Public School District (26-I-001) for the purpose of room and board payments for students at the Jane Brooks School for the Deaf, pursuant to contracts between the Chickasha School District and the Jane Brooks School for the Deaf; and

3. Fifty-three Thousand Three Hundred Seventy-eight Dollars (\$53,378.00) shall be expended on a contractual basis for the Oklahoma Science and Engineering Fair; and

4. Two Hundred Eighty Thousand Three Hundred Forty-four Dollars (\$280,344.00) shall be expended on a competitive application basis to an institution of the Oklahoma State System of Higher Education for the purpose of implementing telecommunications curriculum statewide.

SECTION 18. For the use of the funds allocated in Section 9 of this act for the Student Identification System by August 15, 1996, the State Board of Education shall develop and release a request for proposal for consultation services for the development of bids for the student identification system. The Board shall accept a bid for consultation services no later than October 1, 1996. The Board shall develop and release a request for proposal for development and implementation, personnel training and maintenance of the student identification system by December 1, 1996. The Board shall accept bids in an open, competitive bidding process until February 1, 1997. The Board shall review all bids and proposals and make recommendations to the Governor and Legislature by March 1, 1997. In considering the bids and proposals the Board shall take into consideration the cost of developing, implementing, maintaining and updating the system for the state and the cost to the school districts.

SECTION 19. AMENDATORY 70 O.S. 1991, Section 18-103.1, as last amended by Section 30, Chapter 267, O.S.L. 1995 (70 O.S. Supp. 1995, 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 required to operate the services described in this section. The Board is hereby directed to provide such services to all Oklahoma school districts. For the regional education service centers or programs designated for

funding by this section, the Board, without approval of the Oklahoma Legislature, shall not cease the operation or maintenance or reduce the funding below the ~~1995~~ 1996 fiscal year general revenue funds budgeted for that purpose for the ~~1995~~ 1996 fiscal year. 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 this title, and to operate their satellites. Funds provided for the ~~1996~~ 1997 fiscal year for the Child Service Demonstration Center and Region X from funds allocated to the Child Service Demonstration Center and ~~Region X~~ for administrative and support functions of the State Department of Education shall ~~be allocated at a level of the 1995 fiscal year levels~~ include the sum of One Hundred Ninety-eight Thousand Ninety-five Dollars (\$198,095.00) from previous years' allocations.

SECTION 20. AMENDATORY 70 O.S. 1991, Section 18-200, as last amended by Section 3 of Enrolled House Bill No. 2055 of the 2nd Session of the 45th Oklahoma Legislature, is amended to read as follows:

Section 18-200. A. It is the intent of the Legislature that the sole purpose of this section is to provide an equitable funding formula for all the school districts of this state. The Legislature, recognizing the responsibility to guarantee an adequate and equitable educational program for the school children of this state, declares that on and after July 1, 1990, the amount of State Aid each district shall receive shall be the sum of the Foundation Aid, the Salary Incentive Aid and the Transportation Supplement, as adjusted pursuant to the provisions of subsection F of this section and Section 18-112.2 of this title; provided, no district having per pupil revenue in excess of three hundred percent (300%) of the average per pupil revenue of all districts shall receive any State Aid or Supplement in State Aid. Per pupil

revenue shall be determined by dividing the district's second preceding year's total weighted average daily membership (ADM) into the district's second preceding year total revenues excluding federal revenue, insurance loss payments, reimbursements, recovery of overpayments and refunds, unused reserves, prior expenditures recovered, prior year surpluses, and less the amount of any transfer fees paid in that year.

B. Foundation Aid, the Transportation Supplement and Salary Incentive Aid shall be calculated as follows:

1. Foundation Aid shall be determined by subtracting the amount of the Foundation Program Income from the cost of the Foundation Program and adding to this difference the Transportation Supplement.

a. The Foundation Program shall be a district's weighted average daily membership as determined by the provisions of subsection A of Section 18-201 of this title and paragraphs 1, 2 and 3 of subsection B of Section 18-201 of this title, multiplied by the Base Foundation Support Level. For the ~~1995-96~~ 1996-97 school year, the Base Foundation Support Level shall be ~~One Thousand One Hundred Sixty-five Dollars (\$1,165.00)~~ One Thousand One Hundred Ninety-five Dollars (\$1,195.00).

b. The Foundation Program Income shall be the sum of the following:

(1) The adjusted assessed valuation of the school district during the next preceding year multiplied by ~~fifteen (15)~~ the mills levied pursuant to subsection (c) of Section 9 of Article X of the Oklahoma Constitution if applicable as adjusted in subsection (c) of Section 8A of Article X of the Oklahoma Constitution, and

(2) Seventy-five percent (75%) of the amount received by the school district from the proceeds of the county levy during the second

preceding fiscal year, as levied pursuant to subsection (b) of Section 9 of Article X of the Oklahoma Constitution, and

- (3) Motor Vehicle Collections, and
- (4) Gross Production Tax, and
- (5) State Apportionment, and
- (6) R.E.A. Tax.

The items listed in divisions (3), (4), (5), and (6) of this subparagraph shall consist of the amounts actually collected from such sources during the second preceding fiscal year calculated on a per capita basis on the unit provided for by law for the distribution of each such revenue. Adjustments made to millage pursuant to subsection (c) of Section 8A of Article X of the Oklahoma Constitution shall be considered when determining the adjusted assessed valuation for use in the calculation of the Foundation Program Income beginning with the 1995-96 school year.

2. The Transportation Supplement shall be equal to the average daily haul times the per capita allowance times the appropriate transportation factor.

- a. The average daily haul shall be the number of children in a district who are legally transported and who live one and one-half (1 1/2) miles or more from school;
- b. The per capita allowance shall be determined using the following chart:

	PER CAPITA		PER CAPITA
DENSITY FIGURE	ALLOWANCE	DENSITY FIGURE	
ALLOWANCE			
.3000 - .3083	\$167.00	.9334 - .9599	\$99.00
.3084 - .3249	\$165.00	.9600 - .9866	\$97.00
.3250 - .3416	\$163.00	.9867 - 1.1071	\$95.00
.3417 - .3583	\$161.00	1.1072 - 1.3214	\$92.00
.3584 - .3749	\$158.00	1.3215 - 1.5357	\$90.00
.3750 - .3916	\$156.00	1.5358 - 1.7499	\$88.00

.3917 - .4083	\$154.00	1.7500 - 1.9642	\$86.00
.4084 - .4249	\$152.00	1.9643 - 2.1785	\$84.00
.4250 - .4416	\$150.00	2.1786 - 2.3928	\$81.00
.4417 - .4583	\$147.00	2.3929 - 2.6249	\$79.00
.4584 - .4749	\$145.00	2.6250 - 2.8749	\$77.00
.4750 - .4916	\$143.00	2.8750 - 3.1249	\$75.00
.4917 - .5083	\$141.00	3.1250 - 3.3749	\$73.00
.5084 - .5249	\$139.00	3.3750 - 3.6666	\$70.00
.5250 - .5416	\$136.00	3.6667 - 3.9999	\$68.00
.5417 - .5583	\$134.00	4.0000 - 4.3333	\$66.00
.5584 - .5749	\$132.00	4.3334 - 4.6666	\$64.00
.5750 - .5916	\$130.00	4.6667 - 4.9999	\$62.00
.5917 - .6133	\$128.00	5.0000 - 5.5000	\$59.00
.6134 - .6399	\$125.00	5.5001 - 6.0000	\$57.00
.6400 - .6666	\$123.00	6.0001 - 6.5000	\$55.00
.6667 - .6933	\$121.00	6.5001 - 7.0000	\$53.00
.6934 - .7199	\$119.00	7.0001 - 7.3333	\$51.00
.7200 - .7466	\$117.00	7.3334 - 7.6667	\$48.00
.7467 - .7733	\$114.00	7.6668 - 8.0000	\$46.00
.7734 - .7999	\$112.00	8.0001 - 8.3333	\$44.00
.8000 - .8266	\$110.00	8.3334 - 8.6667	\$42.00
.8267 - .8533	\$108.00	8.6668 - 9.0000	\$40.00
.8534 - .8799	\$106.00	9.0001 - 9.3333	\$37.00
.8800 - .9066	\$103.00	9.3334 - 9.6667	\$35.00
.9067 - .9333	\$101.00	9.6668 or more	\$33.00

c. The formula transportation factor shall be 1.39.

3. Salary Incentive Aid shall be determined as follows:

a. Multiply the Incentive Aid guarantee by the district's weighted average daily membership as determined by the provisions of subsection A of Section 18-201 of this title and paragraphs 1, 2, 3 and 4 of subsection B of Section 18-201 of this title. For the ~~1995-96~~ 1996-97 school year, the Incentive Aid guarantee shall be ~~Fifty-six Dollars and fifty-one cents (\$56.51)~~ Fifty-eight Dollars and seventeen cents (\$58.17).

- b. Divide the district's adjusted assessed valuation by one thousand (1,000) and subtract the quotient from the product of subparagraph a of this paragraph. The remainder shall not be less than zero (0).
- c. Multiply the number of mills levied for general fund purposes above the fifteen (15) mills required to support Foundation Aid pursuant to division (1) of subparagraph b of paragraph 1 of this subsection, not including the county four-mill levy, by the remainder of subparagraph b of this paragraph. The product shall be the Salary Incentive Aid of the district.

C. Until the 1996-97 school year, any school district with a membership that is at least one and one-half percent (1 1/2%) greater than the highest average daily membership of the preceding two (2) years of the school district shall receive a midterm supplement in State Aid to be determined as follows:

1. For each school year, for each additional pupil in membership which equals or exceeds the one and one-half percent (1 1/2%) increase over the highest average daily membership of the preceding two (2) years, the district shall receive funding to be determined as follows:

- a. Multiply each additional pupil in membership as provided in this paragraph by the Base Foundation Support Level for the current school year, and
- b. Multiply each additional pupil in membership as provided in this paragraph by the Incentive Aid guarantee for the current school year times twenty (20), and
- c. Sum the products of subparagraphs a and b of this paragraph.

Data used for the calculation for the midterm supplement shall be that which is reported on the Accrediting Report of the school district and received by the State Department of Education by October 15th of the school year for which the midterm supplement

is to be paid as compared to the average daily membership for the higher of the two (2) preceding years.

The data contained in the Accrediting Report for all qualifying school districts shall be audited by the State Department of Education. If a district does not qualify for a midterm supplement using the Accrediting Report data they may request an audit of the data by the State Department of Education. If, based on the post-audit data, the district is entitled to receive a midterm supplement, or if any school district's post-audit midterm supplement calculation differs from the amount of the supplement paid, the State Department of Education shall adjust the district's State Aid payments during the remainder of the school year for which the midterm supplement was paid in order to reconcile the supplement with the post-audit calculation.

2. Pupils shall not be included in the membership calculation if such pupils are enrolled for the current year in a grade level which was not taught in that school district during the preceding school year.

3. School districts which have been involved in any annexation or consolidation with other school districts during the school year for which the midterm supplement is to be calculated, or in the preceding school year, shall qualify for midterm growth as if annexed or consolidated membership had been enrolled in the current district for the preceding two (2) years.

4. For any district qualifying for the midterm supplement, if the funds received pursuant to the provisions of Section 18-112.2 of this title are in excess of the funds to be received pursuant to the provisions of this subsection, the district shall receive no midterm supplement. If the funds received pursuant to the provisions of Section 18-112.2 of this title are less than the funds to be received pursuant to the provisions of this subsection, the midterm supplement shall be the difference between these two amounts.

5. Any district which qualifies for a midterm supplement shall have deducted from the supplement an amount equal to the amount of carryover in the district's general fund as of June 30

of the preceding fiscal year that is in excess of the standards set out in subsection F of this section.

6. If funds appropriated to the State Board of Education for the purpose of paying the midterm supplement in State Aid are not sufficient to fully fund the amount determined by this subsection, each school district which qualifies for such funding shall receive a proportionate reduction in funding.

D. For the 1996-97 school year, any school district with membership that is greater than the average daily membership of the preceding two (2) years of the school district shall receive a midterm supplement in State Aid to be determined as follows:

1. For each additional pupil in membership which equals or exceeds one and one-half percent (1 1/2%) increase over the highest average daily membership of the preceding two (2) years, the district shall receive funding to be determined as follows:

- a. multiply each additional pupil in membership as provided in this paragraph by the Base Foundation Support Level for the current school year, and
- b. multiply each additional pupil in membership as provided in this paragraph by the Incentive Aid guaranteed for the current school year times twenty (20), and
- c. sum the products of subparagraphs a and b of this paragraph.

2. The amount required to fund all additional pupils in membership as calculated in paragraph 1 of this subsection shall be subtracted from the amount appropriated to the State Board of Education for the purpose of paying the midterm supplement in State Aid for the 1996-97 school year. The remaining amount shall be distributed to districts as determined in paragraph 3 of this subsection.

3. For each additional pupil in membership under one and one-half percent (1 1/2%) increase over the highest average daily membership of the preceding two (2) years, the district shall receive midterm supplement funding to be determined as follows:

- a. divide the remaining amount of appropriated funds as determined in paragraph 2 of this subsection by the additional pupils in membership which did not qualify for funding based on the criteria set forth in paragraph 1 of this subsection,
- b. the resulting product shall be the per pupil amount to be distributed to the district.

The amount calculated in paragraph 1 and paragraph 3 of this subsection shall be the total midterm supplement to be distributed to each qualifying school district.

Current school year data used for the calculation for the midterm supplement as provided for in this subsection shall be that which is reported on the Accrediting Report for the school district and received by the State Department of Education by October 15 of the school year for which the midterm supplement is to be paid.

The data contained in the Accrediting Report for all qualifying school districts shall be audited by the State Department of Education. If a district does not qualify for a midterm supplement using the Accrediting Report data, it may request an audit of the data by the State Department of Education no later than January 20 of that same year. If, based on the post-audit data, the district is entitled to receive a midterm supplement, the State Department of Education shall include the school district in the allocation of midterm supplement funding.

The midterm supplement shall be allocated to qualifying school districts with payments beginning the month following the month in which the audit is completed and shall be paid each month thereafter for the remainder of the fiscal year. Each monthly payment shall be approximately equal in amount.

4. Pupils shall not be included in the average daily membership calculation if such pupils are enrolled for the current year in a grade level which was not taught in the school district during the preceding school year.

5. School districts which have been involved in any annexation or consolidation with other school districts during the

school year for which the midterm supplement is to be calculated, or in the preceding school year, shall qualify for midterm growth as if annexed or consolidated membership had been enrolled in the current district for the preceding year.

6. For any district qualifying for the midterm supplement, if the funds received pursuant to the provisions of Section 18-112.2 of this title are in excess of the funds to be received pursuant to the provisions of this subsection, the district shall receive no midterm supplement. If the funds received pursuant to the provisions of Section 18-112.2 of this title are less than the funds to be received pursuant to the provisions of this subsection, the midterm supplement shall be the difference between these two amounts.

7. Any district which qualifies for a midterm supplement shall have deducted from the supplement an amount equal to the amount of carryover in the district's general fund as of June 30 of the preceding fiscal year that is in excess of the standards set out in subsection F of this section.

8. If funds appropriated to the State Board of Education for the purpose of paying for student growth as provided for in this subsection are not sufficient to fully fund the amount determined by the provisions of this subsection, each school district which qualifies for such funding shall receive a proportionate reduction in funding.

9. By June 30, 1998, the State Department of Education shall develop and all school districts shall have implemented a student identification system which is consistent with the provisions of subsections C and D of Section 3111 of Title 74 of the Oklahoma Statutes. The student identification system shall be used specifically for the purpose of reporting enrollment data by school sites and by school districts, the administration of the Oklahoma School Testing Program Act, the collection of appropriate and necessary data pursuant to the Oklahoma Educational Indicators Program, determining student enrollment, establishing a mobility rate or allocation of State Aid Formula and mid-year adjustments in funding for student growth. This enrollment data shall be

submitted to the State Department of Education in accordance with rules promulgated by the State Department of Education. Funding for the development, implementation, personnel training and maintenance of the student identification system shall be set out in a separate line item in the allocation section of the appropriation bill for the State Board of Education for each year.

E. 1. In the event that ad valorem taxes of a school district are determined to be uncollectible because of bankruptcy, clerical error, or a successful tax protest, and the amount of such taxes deemed uncollectible exceeds Fifty Thousand Dollars (\$50,000.00) or an amount greater than twenty-five percent (25%) of ad valorem taxes per tax year, or the valuation of a district is lowered by order of the State Board of Equalization, the school district's State Aid, for the school year that such ad valorem taxes are calculated in the State Aid Formula, shall be determined by subtracting the net assessed valuation of the property upon which taxes were deemed uncollectible from the assessed valuation of the school district and the state. Upon request of the local board of education, it shall be the duty of the county assessor to certify to the Director of Finance of the State Department of Education the net assessed valuation of the property upon which taxes were determined uncollectible.

2. In the event that the amount of funds a school district receives for reimbursement from the Ad Valorem Reimbursement Fund is less than the amount of funds claimed for reimbursement by the school district due to insufficiency of funds as provided in Section 193 of Title 62 of the Oklahoma Statutes, then the school district's assessed valuation for the school year that such ad valorem reimbursement is calculated in the State Aid Formula shall be adjusted accordingly.

F. Beginning with the 1992-93 school year, and for each year thereafter, notwithstanding the provisions of Section 18-112.2 of this title, a school district shall have its State Aid reduced by an amount equal to the amount of carryover in the district's general fund as of June 30 of the preceding fiscal year, that is in excess of the following standards:

Total Amount of General Fund Collections, Excluding Previous Year Cash Surplus as of June 30	Amount of General Fund Balance Allowable
Less than \$1,000,000	40%
\$1,000,000 - \$2,999,999	35%
\$3,000,000 - \$3,999,999	30%
\$4,000,000 - \$4,999,999	25%
\$5,000,000 - \$5,999,999	20%
\$6,000,000 - \$7,999,999	16%
\$8,000,000 - \$10,000,000	12%
More than \$10,000,000	8%

By February 1 the State Department of Education shall send by certified mail, with return receipt requested, to each School District Superintendent, Auditor and Regional Accreditation Officer a notice of and calculation sheet reflecting the general fund balance penalty to be assessed against that school district. Within thirty (30) days of receipt of this written notice the school district shall submit to the Department a written reply either accepting or protesting the penalty to be assessed against the district. If protesting, the school district shall submit with its reply the reasons for rejecting the calculations and documentation supporting those reasons. The Department shall review all school district penalty protest documentation and notify each district by March 15 of its finding and the final penalty to be assessed to each district. General fund balance penalties shall be assessed to all school districts by April 1. For the 1996-97 school year, any school district which receives proceeds from a tax settlement or mid-term supplemental for the 1994-95 or 1995-96 school year during the last two (2) months of the fiscal year ending June 30, 1996, shall be exempt from the penalties assessed in this paragraph, if the penalty would occur solely as a result of receiving funds from the tax settlement.

G. In order to provide startup funds for the implementation of early childhood programs, State Aid may be advanced to school districts that initially start early childhood instruction at a

school site. School districts that desire such advanced funding shall make application to the State Department of Education no later than September 15 of each year and advanced funding shall be awarded to the approved districts no later than October 30. Such advanced funding shall not exceed One Thousand One Hundred Forty-seven Dollars and sixty cents (\$1,147.60) per anticipated Head Start eligible student. The total amount of advanced funding shall be proportionately reduced from the monthly payments of the district's State Aid payments during the last six (6) months of the same fiscal year.

SECTION 21. The salary level of certified instructional staff employed in the same school district in the 1995-96 school year shall not be reduced for the 1996-97 school year unless the hours or the duties of the employee are reduced proportionately.

SECTION 22. The amount of Two Hundred Three Thousand Four Hundred Dollars (\$203,400.00) of the funds allocated in Section 9 of this act for Administrative and Support Functions of the State Department of Education shall be available for continued implementation of an Oklahoma Cost Accounting System. Said System shall account for costs by curricular subject area for the 1991-92 and subsequent school years.

SECTION 23. The amount of Two Hundred Fifty Thousand Eight Hundred Ninety-seven Dollars (\$250,897.00) of the funds allocated in Section 9 of this act for Administrative and Support Functions for the State Department of Education shall be expended for the lease-purchase of the mainframe computer upgrade.

SECTION 24. The amount of Four Hundred Seventy-four Thousand Eight Hundred Ninety-six Dollars (\$474,896.00) of the funds allocated in Section 9 of this act for Administrative and Support Functions of the State Department of Education shall be expended for the continued development of the criterion-referenced test as required by Section 1210.508 of Title 70 of the Oklahoma Statutes. Said funds shall be limited to expenditures incurred for the further development of a criterion-referenced test as adopted by the State Board of Education.

SECTION 25. The amount of Forty-eight Thousand One Hundred Five Dollars (\$48,105.00) of the funds allocated in Section 9 of this act for Administrative and Support Functions of the State Department of Education shall be available for contracting with the Oklahoma Alliance for Geographic Education to provide in-service training and material for geography instruction.

SECTION 26. The amount of Sixty-two Thousand Forty-four Dollars (\$62,044.00) of the funds allocated in Section 9 of this act for Administrative and Support Functions of the State Department of Education shall be used to match federal funds for Adult Education.

SECTION 27. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Department of Education by law shall be set by the State Board of Education. The State Department of Education for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provision of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	545.0
Lease-Purchase Agreement	\$250,897.00

SECTION 28. Of the five hundred forty-five (545.0) full-time-equivalent employees authorized in Section 27 of this act, eight (8.0) shall be employed to provide services related to the Hisson Compliance Agreement.

SECTION 29. Of the five hundred forty-five (545.0) full-time-equivalent employees authorized in Section 27 of this act, sixty-seven (67.0) shall be employed to provide services under the provisions of the Oklahoma Early Intervention Act. Prior to February 1, 1997, the Superintendent of Public Instruction shall file a report with the Education Oversight Board on the Oklahoma Early Intervention Program.

SECTION 30. Of the five hundred forty-five (545.0) full-time-equivalent employees authorized in Section 27 of this act, three (3.0) shall be designated for the Parent Training Program as authorized in Section 9 of this act.

SECTION 31. Of the five hundred forty-five (545.0) full-time-equivalent employees authorized in Section 27 of this act, seven (7.0) shall be employed to provide services under the provisions of the Oklahoma School Testing Program Act pursuant to the Provisions of Section 1210.508 of Title 70 of the Oklahoma Statutes.

SECTION 32. Of the five hundred forty-five (545.0) full-time-equivalent employees authorized in Section 27 of this act, one (1.0) shall be designated as coordinator of support personnel concerns. Responsibilities of the coordinator shall include liaison with the Legislature, with organizations representing support personnel, and with the State Board of Education, and shall include dissemination of information to support personnel, including but not limited to retirement information.

SECTION 33. Of the five hundred forty-five (545.0) full-time-equivalent employees authorized in Section 27 of this act, eleven (11.0) shall be designated for the State Aid Section of Financial Services. These designated full-time-equivalent employees shall be responsible for processing the data generated by the student identification system as authorized in Enrolled House Bill No. 2055 of the 2nd Session of the 45th Oklahoma Legislature.

SECTION 34. State Aid funds shall be reduced or withheld by the State Board of Education in an amount necessary to require compliance with the provisions of this act.

SECTION 35. If funds appropriated in this act are not sufficient to fully fund the provisions of this act, each school district which qualifies for funds pursuant to the provisions of this act shall take a proportionate reduction of funds.

OKLAHOMA SCHOOL OF SCIENCE AND MATHEMATICS

SECTION 36. There is hereby appropriated to the Board of Trustees of the Oklahoma School of Science and Mathematics from any monies not otherwise appropriated from the General Revenue

Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Six Hundred Four Thousand One Hundred Twenty Dollars (\$604,120.00) or so much thereof as may be necessary for the duties imposed upon the Board of Trustees of the Oklahoma School of Science and Mathematics by law.

SECTION 37. REAPPROPRIATION The amount of Eighty-seven Thousand Four Hundred Forty-five Dollars (\$87,445.00), originally appropriated by Section 7, Chapter 187, O.S.L. 1990, from the General Revenue Fund of the State Treasury, is hereby reappropriated to the Board of Trustees of the Oklahoma School of Science and Mathematics for the original purpose, less expenditures and encumbrances as adjusted by transfer on July 1, 1996.

SECTION 38. For the fiscal year ending June 30, 1997, the Board of Trustees of the Oklahoma School of Science and Mathematics shall budget all funds in the following categories:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Statewide Enhancement in the Fields of Mathematics and Science		
\$4,010,557.00	\$4,683,074.00	

SECTION 39. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma School of Science and Mathematics by law shall be set by the Director. The salary of the Director shall not exceed Sixty Thousand Eight Hundred Sixty-two Dollars (\$60,862.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Oklahoma School of Science and Mathematics for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provision of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	49.0

OKLAHOMA COMMISSION FOR TEACHER PREPARATION

SECTION 40. There is hereby appropriated to the Oklahoma Commission for Teacher Preparation from any monies not otherwise

appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of One Million Five Hundred Thousand Dollars (\$1,500,000.00) or so much thereof as may be necessary for the duties imposed upon the Oklahoma Commission for Teacher Preparation by law.

SECTION 41. For the fiscal year ending June 30, 1997, the Commission for Teacher Preparation shall budget all funds in the following categories:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Preparation and Professional Development of Teachers and Administrators	\$1,646,715.00	\$1,846,715.00

SECTION 42. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Commission for Teacher Preparation by law shall be set by the Executive Director of the Oklahoma Commission for Teacher Preparation. The salary of the Executive Director shall not exceed Fifty-six Thousand Two Hundred Dollars (\$56,200.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Oklahoma Commission for Teacher Preparation for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provision of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	3.0

COMMISSIONERS OF THE LAND OFFICE

SECTION 43. For the fiscal year ending June 30, 1997, the Commissioners of the Land Office shall budget all funds in the following categories:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Financial	\$ 673,770.00	\$ 673,770.00
Minerals	1,033,746.00	1,033,746.00
Real Estate	1,272,272.00	1,368,272.00
Administration	<u>1,561,803.00</u>	<u>1,861,803.00</u>

TOTAL \$ 4,541,591.00 \$4,937,591.00

SECTION 44. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Commissioners of the Land Office by law shall be set by the Secretary of the Commission. The salary of the Secretary shall not exceed Sixty-four Thousand Seventy-six Dollars (\$64,076.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The salary of the Assistant Secretary shall not exceed ninety percent (90%) of the Secretary's salary per annum, payable monthly for the fiscal year ending June 30, 1997. The Commissioners of the Land Office for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provision of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	88.5

STATE BOARD OF VOCATIONAL AND TECHNICAL EDUCATION

SECTION 45. There is hereby appropriated to the State Board of Vocational and Technical Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1997, the sum of Three Million Five Hundred Ninety-six Thousand Six Hundred Ten Dollars (\$3,596,610.00) or so much thereof as may be necessary for the duties imposed upon the State Board of Vocational and Technical Education by law.

SECTION 46. There is hereby appropriated to the State Board of Vocational and Technical Education from the proceeds of the sale of bonds deposited in the Oklahoma Building Bonds of 1992 Fund (A) in the State Treasury the sum of Four Million Eight Hundred Nineteen Thousand Six Hundred Seven Dollars (\$4,819,607.00) or so much thereof as may be necessary for the duties imposed upon the State Board of Vocational and Technical Education by law.

SECTION 47. There is hereby appropriated to the State Board of Vocational and Technical Education from the proceeds of the sale of bonds deposited in the Oklahoma Building Bonds of 1992 Fund (B) in the State Treasury the sum of One Million Four Hundred Eighty-six Thousand Nine Hundred Eighty Dollars (\$1,486,980.00) or so much thereof as may be necessary for the duties imposed upon the State Board of Vocational and Technical Education by law.

SECTION 48. There is hereby appropriated to the State Board of Vocational and Technical Education from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury, the sum of Six Hundred Forty-six Thousand One Hundred Forty Dollars (\$646,140.00) or so much thereof for the transfer to the "Protested Ad Valorem Tax Revolving Fund" created pursuant to Section 4 of Enrolled House Bill No. 2102 of the 2nd Session of the 45th Oklahoma Legislature. The provisions of this section shall be effective upon the enactment of House Bill No. 2012 of the 2nd Session of the 45th Oklahoma Legislature.

SECTION 49. REAPPROPRIATION The amount of One Million Eighty-four Thousand Twenty-nine Dollars (\$1,084,029.00), originally appropriated by Section 62, Chapter 262, O.S.L. 1994, from the proceeds of the sale of bonds deposited in the Oklahoma Building Bonds of 1992 Fund (A) in the State Treasury, is hereby reappropriated to the State Board of Vocational and Technical Education for the original purpose, less expenditures and encumbrances as adjusted by transfer on July 1, 1996.

SECTION 50. For the fiscal year ending June 30, 1997, the State Board of Vocational and Technical Education shall budget all funds in the following categories:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Business/Industry/Adult		
Education	\$13,000,012.00	
		\$14,900,000.00
Local Schools Support	69,690,165.00	
		96,200,000.00
Central Services	11,885,845.00	
		19,100,000.00

Inmate and Skills Centers 3,734,213.00

5,800,000.00

TOTAL \$98,310,235.00

\$136,000,000.00

SECTION 51. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the Oklahoma Department of Vocational and Technical Education by law shall be set by the Board. The salary of the Director of the State Department of Vocational and Technical Education shall not exceed Eighty-three Thousand Eight Hundred Sixty-two Dollars (\$83,862.00) per annum, payable monthly for the fiscal year ending June 30, 1997. The Oklahoma Department of Vocational and Technical Education for the fiscal year ending June 30, 1997, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provision of Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	490.0

SECTION 52. A. Of the amount appropriated in Section 45 of this act the Oklahoma Department of Vocational and Technical Education shall provide grants in amounts not less than Four Thousand Dollars (\$4,000.00) and not more than Nine Thousand Dollars (\$9,000.00) in increments of Four Hundred Sixty Dollars (\$460.00) according to the formula adopted by the Oklahoma Department of Vocational and Technical Education for each vocational education teacher program approved for reimbursement by the Oklahoma Department of Vocational and Technical Education.

B. The salary of a vocational education teacher shall be calculated, subject to the approval of the Oklahoma Department of Vocational and Technical Education, on the basis of the months for which the teacher is actually employed, but shall not exceed two (2) months in addition to the school year as defined in Section 1-109 of Title 70 of the Oklahoma Statutes. For each additional month such teacher is employed, the additional salary shall be

calculated on the basis on one-tenth (1/10) of the base salary prescribed by the school district for a teacher of equal qualifications employed on a ten-month basis.

SECTION 53. Any monies allocated for the Opportunities Industrialization Center program shall be distributed on a performance-based contract submitted by the Opportunities Industrialization Center to the Director of the Oklahoma Department of Vocational and Technical Education. The Opportunities Industrialization Center shall be responsible for submitting financial reports on a monthly basis to the Oklahoma Department of Vocational and Technical Education for verification prior to the disbursement of the funds.

SECTION 54. Except as otherwise provided by law, appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 1997 (hereinafter FY-97), or may be budgeted for the fiscal year ending June 30, 1998 (hereinafter FY-98). Funds budgeted for FY-97 may be encumbered only through June 30, 1997, and must be expended by November 15, 1997. Any funds remaining after November 15, 1997, and not budgeted for FY-98, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-98 may be encumbered only through June 30, 1998. Any funds remaining after November 15, 1998, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-97, and not required to pay obligations for that fiscal year, may be budgeted for FY-98, after the agency has prepared and submitted a budget work program and after such revision has been approved by the Office of State Finance.

SECTION 55. The appropriations and authorization made by Sections 1 through 3 of this act for financial support of public schools shall become effective August 1, 1996.

SECTION 56. Sections 4 through 54 of this act shall become effective July 1, 1996.

SECTION 57. 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.

45-2-2989

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