

STATE OF OKLAHOMA

2nd Session of the 46th Legislature (1998)

CONFERENCE COMMITTEE SUBSTITUTE

FOR ENGROSSED

SENATE BILL NO. 901

By: Haney and Hobson of the  
Senate

and

Hamilton and Settle of  
the House

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to education; appropriating certain monies to the State Board of Education for the financial support of public schools and public school activities; appropriating certain monies to the Board for Certified Employee Health Benefit Allowance; appropriating certain monies to the Board for the Support Personnel Health Benefit Allowance; making appropriations contingent on enactment of certain legislation; appropriating certain monies to the Board for certain Administrative and Support Functions; reappropriating monies for out-of-home placement and redesignating them for the Special Education Assistance Fund; reappropriating monies for out-of-home placement and redesignating them for the Advanced Placement Incentives; reappropriating monies for Staff Development and redesignating them for the Parent Training Program; reappropriating monies for the Student Identification System and redesignating them for the Common Education Classroom Technology Funds; stating intent to appropriate certain monies from the Constitutional Reserve Fund to be used for implementing the Board's Technology in the Classroom Plan; specifying expenditure of certain appropriated funds; requiring Board to budget all funds in certain categories and amounts; specifying purpose of certain allocations; requiring certain funds to be made available on a statewide competitive application basis; specifying transfer of certain funds to the Oklahoma Teacher Retirement System; specifying expenditure of certain funds for Parent Training Programs; specifying purpose and expenditure of certain funds for the Advanced Placement Program; limiting administrative costs; specifying purpose and expenditure of certain funds for Alternative and High Challenge Education; requiring certain funds to be provided on a competitive application basis; 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 Technological Education; providing for expenditures for certain community education contract services; providing for expenditure of certain funds for education leadership; specifying expenditure of certain funds for Oklahoma Ambassador of Teaching; amending 70 O.S. 1991,

Section 18-103.1, as last amended by Section 21, Chapter 299, O.S.L. 1997 (70 O.S. Supp. 1997, Section 18-103.1), which relates to regional education service centers; modifying certain dates; prohibiting certain salary reductions; providing exception; authorizing expenditure of certain funds for implementation of certain accounting system; requiring expenditure of certain funds for continued development of certain tests; requiring expenditure of certain funds for participation in the National Assessment of Educational Progress; authorizing expenditure of certain funds for contracting with certain entity; directs certain funds to be used to meet required Employee Benefit Allowance and Dependent Coverage; directs certain funds for reimbursement of testing costs; providing duties and compensation of employees; providing budget limitations; specifying number of certain employees; requiring certain report; providing for responsibilities of certain employees; authorizing reduction or withholding of certain funds in certain circumstances; authorizing proportionate reduction of funds; requiring certain funds to 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. 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, 1999, the sum of Forty Million One Hundred Fifteen Thousand Dollars (\$40,115,000.00) 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 General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Eight Million Eighty Thousand Nine Hundred Thirty-three Dollars (\$8,080,933.00) or so much thereof as may be necessary for the support of public school activities.

SECTION 3. Contingent upon the enactment of Enrolled Senate Bill No. 902 of the 2nd Session of the 46th Oklahoma Legislature, there is hereby appropriated to the State Board of Education from monies not otherwise appropriated from the General Revenue Fund of

the State Treasury for the fiscal year ending June 30, 1999, the sum of Twenty-nine Million Four Hundred Fifty Thousand Three Hundred Sixty-six Dollars (\$29,450,366.00) or so much thereof as may be necessary for the Certified Employee Health Benefit Allowance.

SECTION 4. Contingent upon the enactment of Enrolled Senate Bill No. 902 of the 2nd Session of the 46th Oklahoma Legislature, there is hereby appropriated to the State Board of Education from monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1999, the sum of Twenty-two Million Nine Hundred Seventy-six Thousand Two Hundred Forty-four Dollars (\$22,976,244.00), or so much thereof as may be necessary for the Support Personnel Health Benefit Allowance.

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, 1999, the sum of One Million Two Hundred Thirty-nine Thousand Eight Hundred Thirty-eight Dollars (\$1,239,838.00) or so much thereof as may be necessary for the Administrative and Support Functions of the State Department of Education.

SECTION 6. REAPPROPRIATION AND REDESIGNATION The amount of One Hundred Thousand Dollars (\$100,000.00), originally appropriated to the State Board of Education by Section 2, Chapter 299, O.S.L. 1997, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, and allocated by Section 9, Chapter 299, O.S.L. 1997, for Out-of-Home Placement, is hereby reappropriated to the State Board of Education for Special Education Assistance as provided for in paragraph 2 of Section 11 of this act, less expenditures and encumbrances as adjusted by transfer on July 1, 1998.

SECTION 7. REAPPROPRIATION AND REDESIGNATION The amount of Five Hundred Thousand Dollars (\$500,000.00), originally appropriated to the State Board of Education by Section 2, Chapter 299, O.S.L. 1997, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, and allocated

by Section 9, Chapter 299, O.S.L. 1997, for the Staff Development, is hereby reappropriated to the State Board of Education for Advanced Placement Initiatives as provided for in paragraph 2 of Section 11 of this act, less expenditures and encumbrances as adjusted by transfer on July 1, 1998.

SECTION 8. REAPPROPRIATION AND REDESIGNATION The amount of Five Hundred Thousand Dollars (\$500,000.00), originally appropriated to the State Board of Education by Section 2, Chapter 299, O.S.L. 1997, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, and allocated by Section 9, Chapter 299, O.S.L. 1997, for Staff Development, is hereby reappropriated to the State Board of Education for the Parent Training Program as provided for in paragraph 2 of Section 11 of this act, less expenditures and encumbrances as adjusted by transfer on July 1, 1998.

SECTION 9. REAPPROPRIATION AND REDESIGNATION The amount of Two Million Five Hundred Twenty Thousand Two Hundred Sixty-seven Dollars (\$2,520,267.00), originally appropriated to the State Board of Education by Section 2, Chapter 299, O.S.L. 1997, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1998, and allocated by Section 9, Chapter 299, O.S.L. 1997, for the Student Identification System, is hereby reappropriated to the State Board of Education for transfer to the Common Education Classroom Technology Fund as created in Enrolled House Bill No. 3120 of the 2nd Session of the 46th Oklahoma Legislature, less expenditures and encumbrances as adjusted by transfer on July 1, 1998.

SECTION 10. The Legislature recognizes that to be competitive, Oklahoma must have a lifelong learning environment in which the tools of technology support teaching and learning. It is the intent of the Legislature to appropriate to the Oklahoma State Board of Education Seventeen Million Sixty-one Thousand One Hundred Sixty-nine Dollars (\$17,061,169.00) from the Constitutional Reserve Fund during the 2nd Regular Session of the 46th Oklahoma Legislature, all of which shall be used only for the purpose of implementing the State Board of Education's Technology Req. No. 3212Page 4

in the Classroom Plan, as authorized in Enrolled House Bill No. 3120 of the 2nd Session of the 46th Oklahoma Legislature.

SECTION 11. Beginning July 1, 1998, the support of public school activities by the State Board of Education payable from monies appropriated and authorized by Sections 2 through 9 of Enrolled House Bill No. 3050 of the 2nd Session of the 46th Oklahoma Legislature and appropriated, reappropriated and redesignated by Sections 1 through 9 of this act shall be apportioned as follows:

1. Funds appropriated and authorized by Sections 2 through 4 of Enrolled House Bill No. 3050 of the 2nd Session of the 46th Oklahoma Legislature and Section 1 of this act:

Local and State Supported Financial

Support of Public Schools	\$1,529,134,833.00
SUBTOTAL, PARAGRAPH 1	\$1,529,134,833.00

2. Funds appropriated by Sections 5 through 8 of Enrolled House Bill No. 3050 of the 2nd Session of the 46th Oklahoma Legislature and appropriated, reappropriated and redesignated in Sections 2 through 9 of this act:

Purchase of Textbooks	\$ 19,196,448.00
Psychometric Services	887,042.00
Staff Development	13,056,019.00
Advanced Placement Incentives	4,200,000.00
Teacher Consultant Stipends	1,037,713.00
Teacher Retirement Credit	33,481,700.00
Certified Employee Health Benefit Allowance	29,450,366.00
Support Personnel Health Benefit Allowance	22,976,244.00
School Lunch Matching	3,576,496.00
School Lunch Programs	3,190,614.00
Homebound Children	1,192,928.00
Alternative and High Challenge Education	21,349,797.00
Adult Education Matching	1,309,045.00
Driver Education	1,604,631.00
Early Intervention	9,729,237.00
Hissom Compliance	241,447.00

Community Education Grants	425,000.00
Parent Training Program	2,959,144.00
Special Education Assistance	1,183,750.00
School/Community Network for Arts-in- Education	129,468.00
Instructional, Cooperative and Technological Education	1,153,136.00
Summer Arts Institute	300,000.00
AG in the Classroom	50,001.00
Office of Accountability	230,000.00
Common Education Classroom Technology Fund	2,520,267.00
Oklahoma Ambassador of Teaching	48,000.00
Education Leadership Oklahoma	<u>750,000.00</u>
SUBTOTAL, PARAGRAPH 2	\$176,228,493.00

3. Funds appropriated by Section 9 of Enrolled House Bill No. 3050 of the 2nd Session of the 46th Oklahoma Legislature and Section 5 of this act:

Administrative and Support Functions of the State Department of Education	\$ 19,363,576.00
SUBTOTAL, PARAGRAPH 3	<u>19,363,576.00</u>
TOTAL State School Aid and Programs	\$1,724,726,902.00

SECTION 12. For the fiscal year ending June 30, 1999, the State Board of Education shall budget all funds in the following categories and amounts:

<u>Category</u>	<u>Total</u>
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	\$ 18,592,108.00
Professional and Personal Services Contracts	19,750,000.00
Purchase of Equipment	2,000,000.00
Expenditure of Federal Funds	<u>325,000,000.00</u>
TOTAL	\$2,057,169,962.00

SECTION 13. Funds allocated in Section 11 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 and Support Functions and Hisson Compliance shall be made available on a statewide competitive application basis.

SECTION 14. The funds allocated in Section 11 of this act specifically for the purpose of funding the Teacher Retirement Credit shall be transferred to the Oklahoma Teacher Retirement System.

SECTION 15. The funds allocated in Section 11 of this act for the 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 Six Hundred Seventy-three Thousand Eight Hundred Seventy Dollars (\$2,673,870.00) 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 16. The funds allocated in Section 11 of this act specifically for the purpose of funding the Advanced Placement Program shall be used for one-time equipment or materials, grants, subsidized training, school incentives, exam fee reimbursement, and administrative costs. Funds for administrative costs shall not exceed Fifty-five Thousand Dollars (\$55,000.00).

SECTION 17. The funds allocated in Section 11 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. No less than Nineteen Million Eighty-four Thousand Three Hundred Dollars (\$19,084,300.00) 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 Alternative Academies created as directed by Section 1210.568 of Title 70 of the Oklahoma Statutes. The funds shall be expended as follows: Seventeen Million Eight Hundred Sixty-one Thousand Two Hundred Thirty-five Dollars (\$17,861,235.00) for programs; Nine Hundred Forty Thousand Sixty-five Dollars (\$940,065.00) for program evaluation, technical assistance and staff development conducted by the technical assistance provider contracted by the State Board of Education as provided for in Section 1210.568 of Title 70 of the Oklahoma Statutes; Two Hundred Thousand Dollars (\$200,000.00) for an arts component; and Eighty-three Thousand Dollars (\$83,000.00) for the salaries, benefits and administrative costs incurred by the State Board of Education in administering the Alternative Education Academies and Alternative Academies. 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 18. Funds allocated in Section 11 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 19. The funds allocated in Section 11 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

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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 sum of Five Hundred Thousand Dollars (\$500,000.00) shall provide for scholarships to the Great Expectations Summer Institutes for Teachers offered by an institution within The Oklahoma State System of Higher Education pursuant to Section 6-194.2 of Title 70 of the Oklahoma Statutes. From the funds provided for the Great Expectations Summer Institutes for Teachers the State Board of Education shall establish an elementary level Great Expectations Demonstration Project. The Project shall be established at an elementary school in the state which is participating in the Great Expectations Program and has shown significant progress while under that Program. The sum of Two Million Eight Hundred Ninety Thousand Dollars (\$2,890,000.00) shall be transferred to the Professional Development Institutes Revolving Fund created in Section 6-204.5 of Title 70 of the Oklahoma Statutes and shall be expended for the purpose of developing, offering and administering Professional Development Institutes in Reading for elementary school teachers as directed in Section 6-200 of Title 70 of the Oklahoma Statutes. The sum of Four Million Seven Hundred Five Thousand Five Hundred Seventy-five Dollars (\$4,705,575.00) shall be used for costs associated with multiple on-going assessments and remediation as contained in Enrolled House Bill No. 2878 of the 2nd Session of the 46th Oklahoma Legislature. The remainder shall be allocated on an average daily attendance basis for the purpose of teacher education staff development pursuant to rules established by the State Board of Education. 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 20. A portion of the funds allocated in Section 11 of this act for Instructional, Cooperative and Technological 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; and

5. Three Hundred Thousand Dollars (\$300,000.00) shall be awarded to independent school districts which meet the average daily attendance required to obtain a small school incentive grant pursuant to Section 18-125 of Title 70 of the Oklahoma Statutes for costs incurred for expanding the number of grades.

SECTION 21. Of the funds allocated in Section 11 of this act specifically for the purpose of funding Community Education Grants, the sum of Twenty-five Thousand Dollars (\$25,000.00) shall be expended on a contractual basis to a community education consortium group which is associated with an institution in The Oklahoma State System of Higher Education, for the purpose of providing coordination services for community education programs, providing statistical data and information about community education programs to the State Board of Education and to enhance accountability of community education programs.

SECTION 22. Of the funds appropriated to the State Board of Education in Section 6 of Enrolled House Bill No. 3050 of the 2nd Session of the 46th Oklahoma Legislature and allocated in Section 11 of this act specifically for the purpose of funding Education Leadership Oklahoma, the sum of Three Hundred Fifty Thousand Dollars (\$350,000.00) shall be transferred to the Education Leadership Oklahoma Revolving Fund created in Section 6-204.3 of Title 70 of the Oklahoma Statutes and shall be expended for the purpose of providing assistance and scholarships. Of the funds allocated in Section 11 of this act specifically for the purpose of funding Education Leadership Oklahoma, the sum of Four Hundred Thousand Dollars (\$400,000.00) shall be transferred to the National Board Certification Revolving Fund created in Section 6-204.4 of Title 70 of the Oklahoma Statutes for the purpose of awarding annual bonuses as directed. The remaining funds in the Education Leadership Oklahoma Revolving Fund shall be used to provide program development and evaluation by the Oklahoma Commission for Teacher Preparation and curriculum enhancement and monitoring programs for teacher applicants on a contract basis with an institution within The Oklahoma State System of Higher Education.

SECTION 23. Funds allocated in Section 11 of this act for Oklahoma Ambassador of Teaching shall be used to enhance the Teacher of the Year Program and to assist the Teacher of the Year in acting as an ambassador for teaching.

SECTION 24. AMENDATORY 70 O.S. 1991, Section 18-103.1, as last amended by Section 21, Chapter 299, O.S.L. 1997 (70 O.S. Supp. 1997, 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 State 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 1997 fiscal year general revenue funds budgeted for that purpose for the ~~1997~~ 1998 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,~~ Regional Education Service Center Act and to operate their satellites. Funds provided for the ~~1998~~ 1999 fiscal year for the Child Service Demonstration Center and allocated to the Child Service Demonstration Center for Administrative and Support Functions of the State Department of Education shall be no less than Four Hundred Six Thousand Five Hundred Forty-four Dollars (\$406,544.00), and funds provided for the ~~1998~~ 1999 fiscal year for Region X and allocated to Region X for administrative and support functions of the State Department of Education shall be no less than Forty-two Thousand Five Hundred Thirty Dollars (\$42,530.00).

SECTION 25. The salary level of certified instructional staff employed in the same school district in the 1997-98 school year  
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shall not be reduced for the 1998-99 school year unless the hours or the duties of the employee are reduced proportionately.

SECTION 26. The amount of Two Hundred Three Thousand Four Hundred Dollars (\$203,400.00) of the funds allocated in Section 11 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 27. The amount of Two Hundred Ninety-six Thousand Eight Hundred Sixty Dollars (\$296,860.00) of the funds allocated in Section 11 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 28. The amount of Forty-eight Thousand Dollars (\$48,000.00) of the funds allocated in Section 11 of this act for Administrative and Support Functions of the State Department of Education shall be expended to ensure school district participation in the National Assessment of Educational Progress.

SECTION 29. The amount of Forty-eight Thousand One Hundred Five Dollars (\$48,105.00) of the funds allocated in Section 11 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 30. Funds allocated in Section 11 of this act for Administrative and Support Functions of the State Department of Education shall be used for all Department employees, including Early Intervention employees, to meet the requirements for Employee Benefit Allowance and Dependent Coverage as authorized in Enrolled House Bill No. 2928 of the 2nd Session of the 46th Oklahoma Legislature.

SECTION 31. The amount of Three Hundred Thirty-three Thousand Dollars (\$333,000.00) of the funds allocated in Section 11 of this act for Administrative and Support Functions of the State Department of Education shall be used for reimbursement for costs associated with the Eighth Grade Reading Test pursuant to Enrolled House Bill No. 2889 of the 2nd Session of the 46th Oklahoma Legislature.

SECTION 32. 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, 1999, 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	552.0

SECTION 33. Of the five hundred fifty-two (552.0) full-time-equivalent employees authorized in Section 32 of this act, four (4.0) shall be employed to provide services related to the Hisson Compliance Agreement.

SECTION 34. Of the five hundred fifty-two (552.0) full-time-equivalent employees authorized in Section 32 of this act, eighty-five (85.0) shall be employed to provide services under the provisions of the Oklahoma Early Intervention Act. Prior to February 1, 1999, the Superintendent of Public Instruction shall file a report with the Education Oversight Board on the Oklahoma Early Intervention Program.

SECTION 35. Of the five hundred fifty-two (552.0) full-time-equivalent employees authorized in Section 32 of this act, three (3.0) shall be designated for the Parent Training Program as authorized in Section 15 of this act.

SECTION 36. Of the five hundred fifty-two (552.0) full-time-equivalent employees authorized in Section 32 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 37. Of the five hundred fifty-two (552.0) full-time-equivalent employees authorized in Section 32 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 38. Of the five hundred fifty-two (552.0) full-time-equivalent employees authorized in Section 32 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 data and other functions directly associated with the student identification system as authorized in subsection E of Section 18-200.1 of Title 70 of the Oklahoma Statutes.

SECTION 39. 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 40. 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.

SECTION 41. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 1999 (hereafter FY-99) or may be budgeted for the fiscal year ending June 30, 2000 (hereafter FY-00). Funds budgeted for FY-99 may be encumbered only through June 30, 1999, and must be expended by November 15, 1999. Any funds remaining after November 15, 1999, and not budgeted for FY-00, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-00 may be encumbered

only through June 30, 2000. Any funds remaining after November 15, 2000, 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-99, and not required to pay obligations for that fiscal year, may be budgeted for FY-00, after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-99 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 42. The appropriations made in Section 1 of this act for financial support of public schools shall become effective August 1, 1998.

SECTION 43. Sections 2 through 41 of this act shall become effective July 1, 1998.

SECTION 44. 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.

46-2-3174

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