

STATE OF OKLAHOMA

1st Session of the 47th Legislature (1999)

CONFERENCE COMMITTEE SUBSTITUTE
FOR ENGROSSED

HOUSE BILL NO. 1511

By: Settle and Begley of the
House

and

Haney and Hobson of the
Senate

CONFERENCE COMMITTEE SUBSTITUTE

An Act relating to relating to education entities; amending Section 21 of Enrolled House Bill No. 1540 of the 1st Session of the 47th Oklahoma Legislature, which relates to the Oklahoma Educational Television Authority reappropriation and redesignation; changing revenue source; amending Section 52 of Enrolled House Bill No. 1510 of the 1st Session of the 47th Oklahoma Legislature, which relates to the Oklahoma Educational Television Authority reappropriation and redesignation; changing revenue source; amending Sections 37, 38, 39, 40, 41, 42 and 43 of Enrolled House Bill No. 1510 of the 1st Session of the 47th Oklahoma Legislature, which relates to the State Department of Education; amending budgetary limitations regarding the number of full-time-equivalent employees; amending Section 61 of Enrolled House Bill No. 1510 of the 1st Session of the 47th Oklahoma Legislature, which relates to categories and amounts for the Commissioner of the Land Office; amending budgetary limitations; making appropriation to the Oklahoma State Regents for Higher Education; stating purpose; stating legislative intent; amending Sections 4 and 5, Chapter 276, O.S.L. 1996 (70 O.S. Supp. 1998, Sections 3517.1 and 3517.2), which relate to certain campuses; authorizing resources to the branch campus as provided by law; deleting requirement for certain locally provided accommodations; amending Section 18 of Enrolled Senate Bill No. 161 of the 1st Session of the 47th Oklahoma Legislature, which relates to the Oklahoma State Regents for Higher Education appropriation; amending appropriation amount; making an appropriation to the Oklahoma State Regents for Higher Education; stating purposes; amending 70 O.S. 1991, Section 4002.1, as amended by Section 122, Chapter 189, O.S.L. 1993 (70 O.S. Supp. 1998, Section 4002.1), which relates to providing exemption from legislative approval requirements for certain bonds; providing an exception for certain revenue bonds; providing for exemptions from certain budgetary limitations; authorizing the awarding of certain fund

1 for certain purpose; requiring the State Board of
2 Education to adopt rules for the awarding of such
3 funds; requiring the State Board to continue to
4 administer the criterion-referenced test to certain
5 students for certain purpose and under certain
6 condition; requiring results of such tests be
7 returned and reported; providing for codification;
8 providing an effective date; and declaring an
9 emergency.

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

11 SECTION 1. AMENDATORY Section 21 of Enrolled House Bill
12 No. 1540 of the 1st Session of the 47th Oklahoma Legislature, is
13 amended to read as follows:

14 Section 21. REAPPROPRIATION AND REDESIGNATION The amount
15 of Two Hundred Sixty-seven Thousand Dollars (\$267,000.00) originally
16 appropriated to the Oklahoma Educational Television Authority by
17 Section ~~19~~ 10, Chapter ~~297~~ 105, O.S.L. ~~1997~~ 1998, from any monies
18 not otherwise appropriated from the General Revenue Fund of the
19 State Treasury, for the fiscal year ending June 30, ~~1998~~ 1999, to
20 perform the duties imposed upon the Oklahoma Educational Television
21 Authority by law, ~~and reappropriated and redesignated by Section 22,~~
22 ~~Chapter 280, O.S.L. 1998, for one-half (1/2) of the cost of the~~
23 ~~purchase and installation of digital satellite equipment,~~ is hereby
24 reappropriated and redesignated for engineering, tower and frequency
25 studies related to conversion to digital satellite broadcasting, as
26 adjusted by transfer, less any amount that has been expended upon
27 the effective date of this act.

28 SECTION 2. AMENDATORY Section 52 of Enrolled House Bill
29 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
30 amended to read as follows:

31 Section 52. REAPPROPRIATION AND REDESIGNATION The amount
32 of One Hundred Eighty-nine Thousand One Hundred Seventy-five Dollars
(\$189,175.00) originally appropriated to the Oklahoma Educational
Television Authority by Section ~~19~~ 10, Chapter ~~297~~ 105, O.S.L. ~~1997~~

1 1998, from any monies not otherwise appropriated from the General
2 Revenue Fund of the State Treasury, for the fiscal year ending June
3 30, ~~1998~~ 1999, to perform the duties imposed upon the Oklahoma
4 Educational Television Authority by law, and ~~reappropriated and~~
5 ~~redesignated by Section 22, Chapter 280, O.S.L. 1998~~, is hereby
6 reappropriated to the Board of Trustees of the Oklahoma School of
7 Science and Mathematics and redesignated for the purpose of funding
8 outreach pilot programs implementing advanced science and math
9 curriculum at local school sites, less expenditures and encumbrances
10 adjusted by transfer on July 1, 1999.

11 SECTION 3. AMENDATORY Section 37 of Enrolled House Bill
12 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
13 amended to read as follows:

14 Section 37. The duties and compensation of employees, not
15 otherwise prescribed by law, necessary to perform the duties imposed
16 upon the State Department of Education by law shall be set by the
17 State Board of Education. The State Department of Education for the
18 fiscal year ending June 30, 2000, shall be subject to the following
19 budgetary limitations on full-time-equivalent employees and
20 expenditures excluding expenditures for capital and special
21 projects, except as may be authorized pursuant to the provisions of
22 Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	558.0
	<u>546.0</u>

26 SECTION 4. AMENDATORY Section 38 of Enrolled House Bill
27 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
28 amended to read as follows:

29 Section 38. Of the ~~five hundred fifty-eight (558.0)~~ five
30 hundred forty-six (546.0) full-time-equivalent employees authorized
31 in Section 37 of this act, four (4.0) shall be employed to provide
32 services related to the Hisson Compliance Agreement.

1 SECTION 5. AMENDATORY Section 39 of Enrolled House Bill
2 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
3 amended to read as follows:

4 Section 39. Of the ~~five hundred fifty-eight (558.0)~~ five
5 hundred forty-six (546.0) full-time-equivalent employees authorized
6 in Section 37 of this act, ~~ninety-one (91.0)~~ seventy-nine (79.0)
7 shall be employed to provide services under the provisions of the
8 Oklahoma Early Intervention Act. Prior to February 1, 2000, the
9 Superintendent of Public Instruction shall file a report with the
10 Education Oversight Board on the Oklahoma Early Intervention
11 Program.

12 SECTION 6. AMENDATORY Section 40 of Enrolled House Bill
13 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
14 amended to read as follows:

15 Section 40. Of the ~~five hundred fifty-eight (558.0)~~ five
16 hundred forty-six (546.0) full-time-equivalent employees authorized
17 in Section 37 of this act, three (3.0) shall be designated for the
18 Parent Training Program as authorized in Section 19 of this act.

19 SECTION 7. AMENDATORY Section 41 of Enrolled House Bill
20 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
21 amended to read as follows:

22 Section 41. Of the ~~five hundred fifty-eight (558.0)~~ five
23 hundred forty-six (546.0) full-time-equivalent employees authorized
24 in Section 37 of this act, seven (7.0) shall be employed to provide
25 services under the provisions of the Oklahoma School Testing Program
26 Act pursuant to the provisions of Section 1210.508 of Title 70 of
27 the Oklahoma Statutes.

28 SECTION 8. AMENDATORY Section 42 of Enrolled House Bill
29 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
30 amended to read as follows:

31 Section 42. Of the ~~five hundred fifty-eight (558.0)~~ five
32 hundred forty-six (546.0) full-time-equivalent employees authorized

1 in Section 37 of this act, one (1.0) shall be designated as
 2 coordinator of support personnel concerns. Responsibilities of the
 3 coordinator shall include liaison with the Legislature, with
 4 organizations representing support personnel, and with the State
 5 Board of Education, and shall include dissemination of information
 6 to support personnel, including but not limited to retirement
 7 information.

8 SECTION 9. AMENDATORY Section 43 of Enrolled House Bill
 9 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
 10 amended to read as follows:

11 Section 43. Of the ~~five hundred fifty-eight (558.0)~~ five
 12 hundred forty-six (546.0) full-time-equivalent employees authorized
 13 in Section 37 of this act, eleven (11.0) shall be designated for the
 14 State Aid Section of Financial Services. These designated full-
 15 time-equivalent employees shall be responsible for processing data
 16 and other functions directly associated with the student
 17 identification system as authorized in subsection E of Section 18-
 18 200.1 of Title 70 of the Oklahoma Statutes.

19 SECTION 10. AMENDATORY Section 61 of Enrolled House Bill
 20 No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is
 21 amended to read as follows:

22 Section 61. For the fiscal year ending June 30, 2000, the
 23 Commissioners of the Land Office shall budget all funds in the
 24 following categories and amounts:

<u>Category</u>	<u>Appropriation</u>	<u>Total</u>
Financial	\$741,855.00	\$782,063.00
Minerals	826,970.00	917,934.00
Real Estate	1,075,460.00	1,143,000.00
Administration	<u>1,491,503.00</u>	<u>1,572,791.00</u>
TOTAL	\$4,315,788.00	\$4,415,788.00
	<u>\$4,135,788.00</u>	

1 SECTION 11. There is hereby appropriated to the Oklahoma State
2 Regents for Higher Education from any monies not otherwise
3 appropriated from the Special Cash Fund of the State Treasury, the
4 sum of Five Hundred Eighty-nine Thousand Six Hundred Forty-eight
5 Dollars (\$589,648.00) or so much thereof as may be necessary for the
6 allocation by the Oklahoma State Regents for Higher Education
7 pursuant to the provisions of Article XIII-A of the Constitution of
8 the State of Oklahoma for the education and general operation
9 budgets of the institutions and for other programs, construction,
10 renovations or repairs administered by the Oklahoma State Regents
11 for Higher Education.

12 SECTION 12. It is the intent of the Legislature that the funds
13 appropriated in Section 11 of this act to the Oklahoma State Regents
14 for Higher Education be used for the benefit and maintenance of the
15 George Nigh Rehabilitation Institute.

16 SECTION 13. AMENDATORY Section 4, Chapter 276, O.S.L.
17 1996 (70 O.S. Supp. 1998, Section 3517.1), is amended to read as
18 follows:

19 Section 3517.1 A. The Oklahoma State Regents for Higher
20 Education shall make resident college credit courses and programs
21 available to the people of Woodward.

22 B. The State Regents for Higher Education shall provide classes
23 and programs through a campus of Northwestern Oklahoma State
24 University, which shall be established and located in Woodward. The
25 campus at Woodward of Northwestern Oklahoma State University shall
26 be governed by the Board of Regents of Oklahoma Colleges and
27 administered through Northwestern Oklahoma State University. ~~The~~
28 ~~people locally shall provide suitable physical plant accommodations~~
29 ~~for the campus at Woodward.~~ The Board of Regents of Oklahoma
30 Colleges may provide resources to the branch campus of Northwestern
31 Oklahoma State University to maintain its facilities in accordance
32 with its function and mission as provided by law.

1 SECTION 14. AMENDATORY Section 5, Chapter 276, O.S.L.
2 1996 (70 O.S. Supp. 1998, Section 3517.2), is amended to read as
3 follows:

4 Section 3517.2 A. The governance, supervision, management and
5 control of the Enid Higher Education Program is hereby transferred
6 from the Board of Trustees for the Enid Higher Education Program to
7 the Board of Regents of Oklahoma Colleges, and all interests in real
8 property, facilities, equipment and appurtenances, state-
9 appropriated monies and all duties, obligations and liabilities of
10 the Enid Higher Education Program and any and all obligations of the
11 Board of Trustees of the Enid Higher Education Program for and on
12 behalf of the Enid Higher Education Program are hereby transferred
13 to the Board of Regents of Oklahoma Colleges. Obligations for any
14 and all plans for tenure or retirement of employees of the Enid
15 Higher Education Program, either through the Enid Higher Education
16 Program or the Board of Trustees for the Enid Higher Education
17 Program, shall be assumed by the Board of Regents of Oklahoma
18 Colleges.

19 B. ~~From and after the effective date of this act, the~~ The Enid
20 Higher Education Program shall serve as the Enid campus of
21 Northwestern Oklahoma State University. ~~The people locally shall~~
22 ~~provide suitable physical plant accommodations for the Enid campus.~~
23 The Board of Regents of Oklahoma Colleges may provide resources to
24 the Enid Campus of Northwestern Oklahoma State University to
25 maintain its facilities in accordance with its function and mission
26 as provided by law.

27 SECTION 15. AMENDATORY Section 18 of Enrolled Senate
28 Bill No. 161 of the 1st Session of the 47th Oklahoma Legislature, is
29 amended to read as follows:

30 Section 18. ~~A.~~ There is hereby appropriated to the Oklahoma
31 State Regents for Higher Education from any monies not otherwise
32 appropriated from the General Revenue Fund of the State Treasury for

1 the fiscal year ending June 30, 2000, the sum of ~~Twelve Million~~
2 ~~Dollars (\$12,000,000.00)~~ Five Million Five Hundred One Thousand Five
3 Hundred Forty-seven Dollars (\$5,501,547.00) which shall be ~~subject~~
4 ~~to the restrictions in subsection B of this section~~ expended
5 pursuant to Section 3 of Enrolled Senate Bill No. 150 of the 1st
6 Session of the 47th Oklahoma Legislature.

7 ~~B. None of the funds appropriated in subsection A of this~~
8 ~~section shall be expended except as authorized by law, which~~
9 ~~authorization shall specifically provide for the expenditure of said~~
10 ~~funds.~~

11 SECTION 16. There is hereby appropriated to the Oklahoma State
12 Regents for Higher Education from any monies not otherwise
13 appropriated from the Special Cash Fund of the State Treasury, the
14 sum of Five Million Five Hundred Thirteen Thousand One Hundred
15 Ninety-two Dollars (\$5,513,192.00) or so much as may be necessary
16 for allocation by the Oklahoma State Regents for Higher Education
17 pursuant to the provisions of Article XIII-A of the Constitution of
18 the State of Oklahoma for the education and general operating
19 budgets of the institutions and for other programs, construction,
20 renovations or repairs administered by the Oklahoma State Regents
21 for Higher Education.

22 SECTION 17. There is hereby appropriated to the Oklahoma State
23 Regents for Higher Education from any monies not otherwise
24 appropriated from the proceeds of the sale of bonds deposited in the
25 Oklahoma Building Bonds of 1992 Fund A in the State Treasury, the
26 sum of Six Hundred Fifty-seven Thousand Two Hundred Twenty-one
27 Dollars (\$657,221.00) or so much thereof as may be necessary for
28 allocation by the Oklahoma State Regents for Higher Education
29 pursuant to the provisions of Article XIII-A of the Constitution of
30 the State of Oklahoma for the education and general operating
31 budgets of the institutions and for other programs, construction,
32

1 renovations or repairs administered by the Oklahoma State Regents
2 for Higher Education.

3 SECTION 18. There is hereby appropriated to the Oklahoma State
4 Regents for Higher Education from any monies not otherwise
5 appropriated from the proceeds of the sale of bonds deposited in the
6 Oklahoma Building Bonds of 1992 Fund B in the State Treasury, the
7 sum of Three Hundred Twenty-eight Thousand Forty Dollars
8 (\$328,040.00) or so much thereof as may be necessary for allocation
9 by the Oklahoma State Regents for Higher Education pursuant to the
10 provisions of Article XIII-A of the Constitution of the State of
11 Oklahoma for the education and general operating budgets of the
12 institutions and for other programs, construction, renovations or
13 repairs administered by the Oklahoma State Regents for Higher
14 Education.

15 SECTION 19. AMENDATORY 70 O.S. 1991, Section 4002.1, as
16 amended by Section 122, Chapter 189, O.S.L. 1993 (70 O.S. Supp.
17 1998, Section 4002.1), is amended to read as follows:

18 Section 4002.1 Legislative approval expressed by concurrent
19 resolution, except as provided by Section 121 ~~of this act~~, Chapter
20 189, O.S.L. 1993, shall be required prior to commencing any action
21 in anticipation of issuance by a Board of Regents of revenue bonds
22 authorized by Section 4002 of Title 70 of the Oklahoma Statutes or
23 any other bonds authorized by law to be issued by such Boards. The
24 provisions of this section shall not apply to revenue bonds issued
25 for the purpose of refundings or defeasance of existing revenue
26 bonds.

27 SECTION 20. Any deposit of funds made pursuant to Section 3 of
28 Enrolled House Bill No. 1513 of the 1st Session of the 47th Oklahoma
29 Legislature, and any appropriations made pursuant to Enrolled House
30 Bill No. 1513 of the 1st Session of the 47th Oklahoma Legislature,
31 such amounts shall be exempt from the budgetary limits of the State
32 Board of Education, the State Department of Vocational and Technical

1 Education, the Office of the State Treasurer and the Oklahoma Tax
2 Commission.

3 SECTION 21. Of the monies appropriated in Section 16 of
4 Enrolled House Bill No. 1565 of the 1st Session of the 47th Oklahoma
5 Legislature not more than Fifty Thousand Dollars (\$50,000.00) may be
6 awarded to each charter school site for the purposes provided for in
7 Section 17 of Enrolled House Bill No. 1565 of the 1st Session of the
8 47th Oklahoma Legislature.

9 The State Department of Education shall adopt rules which
10 include objective criteria for awarding the funds to the charter
11 schools provided for in this section.

12 SECTION 22. NEW LAW A new section of law to be codified
13 in the Oklahoma Statutes as Section 1210.508-1 of Title 70, unless
14 there is created a duplication in numbering, reads as follows:

15 Contingent upon the availability of funds for the 1999-2000
16 school year, the State Board of Education shall continue to
17 administer the criterion-referenced test in Geography to students in
18 the eleventh grade in order to monitor the progress of Oklahoma
19 students as compared to the benchmark standard set in the 1997-1998
20 school year as was required by the Oklahoma School Testing Program
21 Act, Section 1210.505 et seq. of Title 70 of the Oklahoma Statutes.
22 Results of the criterion-referenced test in Geography shall continue
23 to be returned and reported pursuant to the requirements of the
24 Oklahoma School Testing Program Act.

25 SECTION 23. This act shall become effective July 1, 1999.

26 SECTION 24. It being immediately necessary for the preservation
27 of the public peace, health and safety, an emergency is hereby
28 declared to exist, by reason whereof this act shall take effect and
29 be in full force from and after its passage and approval.

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31 47-1-15197 PC 6/11/15

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