ENROLLED HOUSE
BILL NO. 1511

By: Settle and Begley of the House

and

Haney and Hobson of the Senate

An Act 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 for certain purpose; requiring the State Board of Education to adopt rules for the awarding of such funds; requiring the State Board to continue to administer the criterion-referenced test to certain students for certain purpose and under certain

condition; requiring results of such tests be returned and reported; providing for codification; providing an effective date; and declaring an emergency.

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

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

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

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

Section 52. REAPPROPRIATION AND REDESIGNATION The amount 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~~ 1998, from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, ~~1998~~ 1999, to perform the duties imposed upon the Oklahoma Educational Television Authority by law, ~~and reappropriated and redesignated by Section 22, Chapter 280, O.S.L. 1998,~~ is hereby reappropriated to the Board of Trustees of the Oklahoma School of Science and Mathematics and redesignated for the purpose of funding outreach pilot programs implementing advanced science and math curriculum at local school sites, less expenditures and encumbrances adjusted by transfer on July 1, 1999.

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

Section 37. 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, 2000, 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 provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

Budgetary Limitation	Amount
Full-time-equivalent Employees	~~558.0~~ 546.0

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

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

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

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

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

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

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

Section 41. Of the ~~five hundred fifty-eight (558.0)~~ five hundred forty-six (546.0) full-time-equivalent employees authorized in Section 37 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 8. AMENDATORY Section 42 of Enrolled House Bill No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is amended to read as follows:

Section 42. Of the ~~five hundred fifty-eight (558.0)~~ five hundred forty-six (546.0) full-time-equivalent employees authorized in Section 37 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 9. AMENDATORY Section 43 of Enrolled House Bill No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is amended to read as follows:

Section 43. Of the ~~five hundred fifty-eight (558.0)~~ five hundred forty-six (546.0) full-time-equivalent employees authorized in Section 37 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 10. AMENDATORY Section 61 of Enrolled House Bill No. 1510 of the 1st Session of the 47th Oklahoma Legislature, is amended to read as follows:

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

Category	Appropriation	Total
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	1,491,503.00	1,572,791.00
TOTAL	~~$4,315,788.00~~ $4,135,788.00	$4,415,788.00

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

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

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

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

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

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

Section 3517.2 A. The governance, supervision, management and control of the Enid Higher Education Program is hereby transferred from the Board of Trustees for the Enid Higher Education Program to the Board of Regents of Oklahoma Colleges, and all interests in real property, facilities, equipment and appurtenances, state-appropriated monies and all duties, obligations and liabilities of the Enid Higher Education Program and any and all obligations of the Board of Trustees of the Enid Higher Education Program for and on behalf of the Enid Higher Education Program are hereby transferred to the Board of Regents of Oklahoma Colleges. Obligations for any and all plans for tenure or retirement of employees of the Enid Higher Education Program, either through the Enid Higher Education Program or the Board of Trustees for the Enid Higher Education Program, shall be assumed by the Board of Regents of Oklahoma Colleges.

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

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

Section 18. ~~A.~~ There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2000, the sum of ~~Twelve Million Dollars ($12,000,000.00)~~ Five Million Five Hundred One Thousand Five Hundred Forty-seven Dollars ($5,501,547.00) which shall be ~~subject to the restrictions in subsection B of this section~~ expended pursuant to Section 3 of Enrolled Senate Bill No. 150 of the 1st Session of the 47th Oklahoma Legislature.

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

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

SECTION 17. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated 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 Six Hundred Fifty-seven Thousand Two Hundred Twenty-one Dollars ($657,221.00) or so much thereof as may be necessary for allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Constitution of the State of Oklahoma for the education and general operating budgets of the institutions and for other programs, construction, renovations or repairs administered by the Oklahoma State Regents for Higher Education.

SECTION 18. There is hereby appropriated to the Oklahoma State Regents for Higher Education from any monies not otherwise appropriated 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 Three Hundred Twenty-eight Thousand Forty Dollars ($328,040.00) or so much thereof as may be necessary for allocation by the Oklahoma State Regents for Higher Education pursuant to the provisions of Article XIII-A of the Constitution of the State of Oklahoma for the education and general operating budgets of the institutions and for other programs, construction, renovations or repairs administered by the Oklahoma State Regents for Higher Education.

SECTION 19. AMENDATORY 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), is amended to read as follows:

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

SECTION 20. Any deposit of funds made pursuant to Section 3 of Enrolled House Bill No. 1513 of the 1st Session of the 47th Oklahoma Legislature, and any appropriations made pursuant to Enrolled House

Bill No. 1513 of the 1st Session of the 47th Oklahoma Legislature, such amounts shall be exempt from the budgetary limits of the State Board of Education, the State Department of Vocational and Technical Education, the Office of the State Treasurer and the Oklahoma Tax Commission.

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

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

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

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

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

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

Passed the House of Representatives the 28th day of May, 1999.

_____

Speaker of the House of Representatives

Passed the Senate the 28th day of May, 1999.

_____

President of the Senate