

STATE OF OKLAHOMA

2nd Session of the 47th Legislature (2000)

HOUSE BILL HB2491

By: Leist

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 1991, Section 18-114.7, as last amended by Section 2, Chapter 380, O.S.L. 1998 (70 O.S. Supp. 1999, Section 18-114.7), which relates to minimum teacher salary schedule; increasing the salary schedule; amending Section 7, Chapter 380, O.S.L. 1998, as amended by Section 3, Chapter 334, O.S.L. 1999 (70 O.S. Supp. 1999, Section 26-105), which relates to the Education Flexible Benefits Allowance Act; increasing the flexible benefit allowance for certified personnel and support personnel; amending Section 44, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 1210.5E), which relates to remediation in mathematics; deleting contingency language; modifying remediation program to include reading; making appropriations to the State Board of Education; stating purpose of appropriations; making appropriations to the State Board of Education for contribution to the Teacher's Retirement Fund of Oklahoma; making appropriations to the State Board of Education for certain remediation programs; making appropriations to the State Board of Education for the Bond Enhancement Fund; making appropriations to the State Board of Education for the Common Education Technology Fund; making appropriations to the State Board of Education for alternative education funding; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 18-114.7, as last amended by Section 2, Chapter 380, O.S.L. 1998 (70 O.S. Supp. 1999, Section 18-114.7), is amended to read as follows:

Section 18-114.7. A. Beginning with the ~~1998-99~~ 2000-2001 school year, teachers in the public schools of Oklahoma shall receive in salary and/or fringe benefits not less than the amounts specified in the following schedule:

MINIMUM SALARY SCHEDULE

Years of Experience	Bachelor's Degree	Master's Degree	Doctor's Degree
0	\$24,060	\$25,166	\$26,272
1	\$25,221	\$26,327	\$27,433
2	\$25,553	\$26,659	\$27,765
3	\$25,885	\$26,991	\$28,097
4	\$26,217	\$27,323	\$28,429
5	\$26,549	\$27,655	\$28,761
6	\$26,881	\$27,987	\$29,093
7	\$27,213	\$28,319	\$29,425
8	\$27,545	\$28,651	\$29,757
9	\$27,877	\$28,983	\$30,089
10	\$28,209	\$29,315	\$30,421
11	\$28,541	\$29,647	\$30,753
12	\$28,873	\$29,979	\$31,085
13	\$29,205	\$30,311	\$31,417
14	\$29,537	\$30,643	\$31,749
15	\$29,869	\$30,975	\$32,081
16	\$30,201	\$31,307	\$32,413
17	\$30,533	\$31,639	\$32,745
18	\$30,865	\$31,971	\$33,077
19	\$31,197	\$32,303	\$33,409
20	\$31,529	\$32,635	\$33,741
21	\$31,861	\$32,967	\$34,073
22	\$32,193	\$33,299	\$34,405
23	\$32,525	\$33,631	\$34,737
24	\$32,857	\$33,963	\$35,069
25	\$33,189	\$34,295	\$35,401
<u>0</u>	<u>\$27,560</u>	<u>\$30,560</u>	<u>\$33,560</u>
<u>1</u>	<u>\$28,060</u>	<u>\$31,060</u>	<u>\$34,060</u>
<u>2</u>	<u>\$28,560</u>	<u>\$31,560</u>	<u>\$34,560</u>
<u>3</u>	<u>\$29,060</u>	<u>\$32,060</u>	<u>\$35,060</u>

<u>4</u>	<u>\$29,560</u>	<u>\$32,560</u>	<u>\$35,560</u>
<u>5</u>	<u>\$30,060</u>	<u>\$33,060</u>	<u>\$36,060</u>
<u>6</u>	<u>\$30,560</u>	<u>\$33,560</u>	<u>\$36,560</u>
<u>7</u>	<u>\$31,060</u>	<u>\$34,060</u>	<u>\$37,060</u>
<u>8</u>	<u>\$31,560</u>	<u>\$34,560</u>	<u>\$37,560</u>
<u>9</u>	<u>\$32,060</u>	<u>\$35,060</u>	<u>\$38,060</u>
<u>10</u>	<u>\$32,560</u>	<u>\$35,560</u>	<u>\$38,560</u>
<u>11</u>	<u>\$33,060</u>	<u>\$36,060</u>	<u>\$39,060</u>
<u>12</u>	<u>\$33,560</u>	<u>\$36,560</u>	<u>\$39,560</u>
<u>13</u>	<u>\$34,060</u>	<u>\$37,060</u>	<u>\$40,060</u>
<u>14</u>	<u>\$34,560</u>	<u>\$37,560</u>	<u>\$40,560</u>
<u>15</u>	<u>\$35,060</u>	<u>\$38,060</u>	<u>\$41,060</u>
<u>16</u>	<u>\$35,560</u>	<u>\$38,560</u>	<u>\$41,560</u>
<u>17</u>	<u>\$36,060</u>	<u>\$39,060</u>	<u>\$42,060</u>
<u>18</u>	<u>\$36,560</u>	<u>\$39,560</u>	<u>\$42,560</u>
<u>19</u>	<u>\$37,060</u>	<u>\$40,060</u>	<u>\$43,060</u>
<u>20</u>	<u>\$37,560</u>	<u>\$40,560</u>	<u>\$43,560</u>
<u>21</u>	<u>\$38,060</u>	<u>\$41,060</u>	<u>\$44,060</u>
<u>22</u>	<u>\$38,560</u>	<u>\$41,560</u>	<u>\$44,560</u>
<u>23</u>	<u>\$39,060</u>	<u>\$42,060</u>	<u>\$45,060</u>
<u>24</u>	<u>\$39,560</u>	<u>\$42,560</u>	<u>\$45,560</u>
<u>25</u>	<u>\$40,060</u>	<u>\$43,060</u>	<u>\$46,060</u>

When determining the Minimum Salary Schedule, "fringe benefits" shall mean all or part of hospital or medical benefits, and sickness, accident, health or life insurance, and retirement benefits, excluding the contributions made pursuant to subsection A of Section 17-108.1 of this title and the flexible benefit allowance made pursuant to Section 7 26-105 of this ~~act~~ title from the flexible benefit allowance funds disbursed by the State Board of Education and the State Board of Vocational and Technical Education pursuant to Section 6 26-104 of this ~~act~~ title. Any of the degrees referred to in this section shall be from a college recognized by

the State Board of Education. The State Board of Education shall accept teaching experience from out-of-state school districts that are accredited by the State Board of Education or appropriate state accrediting agency for said districts. For the purpose of state salary increments and retirement, no teacher shall be granted credit for more than five (5) years' active duty in the military service, or out-of-state teaching experience as a certified teacher or its equivalent. Nothing in this section shall prohibit boards of education from crediting more years of experience on local salary schedules than those allowed for state purposes. The State Board of Education shall recognize, for purposes of certification and salary increments, the years of experience of a certified teacher who teaches in the Department of Corrections' educational program beginning with fiscal year 1981. The State Board of Education shall recognize for purposes of certification and salary increments the years of experience of a Vocational Rehabilitation Counselor under the Department of Human Services if such counselor was employed as a certified teacher by the State Department of Education when the Division of Vocational Rehabilitation was transferred from the State Board for Vocational Education or the State Board of Education to the Oklahoma Public Welfare Commission on July 1, 1968.

B. The State Board of Education shall recognize for purposes of certification and salary increments all of the years of experience

a:

1. Vocational Rehabilitation Counselor completed while employed by the Department of Human Services if such counselor was certified as a teacher or was eligible for certification as a teacher in Oklahoma;

2. Certified teacher completed while employed by the Department of Human Services Child Study Center at University Hospital, if the teacher was certified as a teacher in Oklahoma; and

3. Certified school psychologist or psychometrist completed while employed as a doctoral intern, psychological assistant, or psychologist with any agency of the State of Oklahoma if such experience primarily involved work with persons of school or pre-school age and if such person was, at the time the experience was acquired, certified as, or eligible for certification as, a school psychologist or psychometrist.

SECTION 2. AMENDATORY Section 7, Chapter 380, O.S.L. 1998, as amended by Section 3, Chapter 334, O.S.L. 1999 (70 O.S. Supp. 1999, Section 26-105), is amended to read as follows:

Section 26-105. A. At a minimum, the flexible benefit allowance may be used by a school district employee that is participating in the cafeteria plan to purchase major medical health care plan coverage offered by the school district through a cafeteria plan, or the excess flexible benefit allowance may be used to purchase any of the additional benefits offered by the school district. A school district employee that is not participating in the school district sponsored cafeteria plan, may elect to receive the flexible benefit allowance as taxable compensation.

B. Each eligible school district employee shall be credited annually with a specified amount as a flexible benefit allowance which shall be available for the purchase of benefits. The amount of the flexible benefit allowance credited to each eligible school district employee shall be communicated to the employee prior to the enrollment period for each plan year. For the fiscal year ending June 30, 2000, the flexible benefit allowance amount for certified personnel shall be no less than ~~Fifty-seven Dollars and eighty-three cents (\$57.83)~~ One Hundred Thirty Dollars and ninety-five cents (\$130.95) per month. Except as otherwise provided for in Section 4 26-104 of this ~~act~~ title, for the fiscal year ending June 30, 2000, the flexible benefit allowance amount for support personnel shall be no less than ~~Eighty-seven Dollars and sixty-two cents (\$87.62)~~ One

Hundred Ninety-eight Dollars and forty-two cents (\$198.42) per month.

C. If a school district employee who is participating in the cafeteria plan elects benefits whose sum total is less than the flexible benefit allowance, the employee shall receive any excess flexible benefit allowance as taxable compensation. Such taxable compensation shall be paid in substantially equal amounts each pay period over the plan year. On termination during a plan year, a participating school district employee shall have no right to receive any such taxable cash compensation allocated to the portion of the plan year after the termination of the employee.

D. Each school district employee shall make an annual election of benefits under the plan during an enrollment period to be held prior to the beginning of each plan year. The enrollment period dates will be determined annually and will be announced by the school district, providing the enrollment period shall end no later than thirty (30) days before the beginning of the plan year. Each such school district employee shall make an irrevocable advance election for the plan year or the remainder thereof pursuant to such procedures as the school district shall prescribe.

E. The school district shall prescribe the forms that school district employees shall be required to use in making their elections, and may prescribe deadlines and other procedures for filing the elections.

F. School district employees hired after the closing of the enrollment period shall be allowed to make an election as provided in this act.

G. A school district shall have the option of providing a flexible benefit allowance to the superintendent of that school district in an amount not more than the amount of the flexible benefit allowance established for certified personnel in subsection

B of this section. Funding for the flexible benefit allowance for a superintendent shall be provided through local revenue.

SECTION 3. AMENDATORY Section 44, Chapter 320, O.S.L. 1999 (70 O.S. Supp. 1999, Section 1210.5E), is amended to read as follows:

Section 1210.5E ~~Contingent upon the provision of appropriated funds designated for such purpose, students~~ Students who do not perform satisfactorily on the mathematics or reading portion of either the norm-referenced or criterion-referenced tests required pursuant to Section 1210.508 of Title 70 of the Oklahoma Statutes shall be provided remediation. The remediation may include but not be limited to tutorial instruction after regular school hours, on Saturdays and during the summer. Such instruction shall not be counted toward the one-hundred-eighty-day school year required in Section 1-109 of ~~Title 70 of the Oklahoma Statutes~~ this title.

SECTION 4. 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, 2001, the sum of Six Hundred Seventeen Million Five Hundred Thousand Dollars (\$617,500,000.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 5. It is the intent of the Oklahoma Legislature that the funds appropriated in Section 4 of this act are for the purpose of funding salary increases for education personnel, flexible benefit allowance increases, mandated curriculum costs, student growth, and to increase the number of school counselors for public schools.

SECTION 6. 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, 2001, the sum of Twenty Five Million Dollars ((\$25,000,000.00) or so much thereof as may be necessary to provide

a direct contribution to the Oklahoma Teacher Retirement System. The funds appropriated in this section shall be transferred by the Board to the Teacher's Retirement System of Oklahoma.

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, 2001, the sum of Ten Million Dollars (\$10,000,000.00) or so much thereof as may be necessary to implement after school and summer remediation programs in mathematics and reading as provided for in Section 1210.5E of Title 70 of the Oklahoma Statutes.

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, 2001, the sum of Thirty Million Dollars (\$30,000,000.00) or so much thereof as may be necessary to fund the Bond Enhancement Fund created in House Bill ____ of the 2nd Session of the 47th Oklahoma Legislature.

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, 2001, the sum of Thirty Five Million Dollars (\$35,000,000.00) or so much thereof as may be necessary to assist school districts in purchasing technology. The State Board of Education shall transfer the money appropriated in this section to the Common Education Technology Fund established pursuant to Section 41.29c of Title 62 of the Oklahoma Statutes.

SECTION 10. 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, 2001, the sum of Forty Five Million Dollars (\$45,000,000.00) or so much thereof as may be necessary to fund

alternative education programs for students in grades six through twelve in the public school in the state.

SECTION 11. This act shall become effective July 1, 2000.

SECTION 12. 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.

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