

STATE OF OKLAHOMA

1st Session of the 47th Legislature (1999)

HOUSE BILL NO. 1740

By: Case

AS INTRODUCED

An Act relating to schools; amending Section 9, Chapter 408, O.S.L. 1997 (17 O.S. Supp. 1998, Section 139.109), which relates to certain funds; creating the School Safety Telecommunications Fund; transferring certain monies from other funds to such Fund; providing for administration and purpose of the Fund; limiting expenditures of Fund; amending 70 O.S. 1991, Section 5-117.4, as amended by Section 5, Chapter 307, O.S.L. 1995 (70 O.S. Supp. 1998, Section 5-117.4), which relates to district school improvement plans; adding to such plans; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 9, Chapter 408, O.S.L. 1997 (17 O.S. Supp. 1998, Section 139.109), is amended to read as follows:

Section 139.109 A. There is hereby created within the Oklahoma Corporation Commission the "Oklahoma E911 Emergency Service Fund". Beginning September 1, 1997, each local exchange telecommunications service provider shall annually contribute fifty cents (\$.50) per retail local exchange access line to the Oklahoma E911 Emergency Service Fund until the total amount contributed by all providers to the Fund equals Five Million Dollars (\$5,000,000.00). The contribution amount for each service provider shall be based upon the number of retail local exchange access lines of that service provider in service on July 1 of each applicable year. The Oklahoma E911 Emergency Service Fund shall be administered by the Oklahoma Corporation Commission and used to defray the cost of purchasing and installing equipment for enhanced 911 emergency systems across the state. Preference for funding shall be given first to those systems

established in areas of the state which do not have access to 911 emergency service before July 1, 1997, and second to areas of the state which do not have access to enhanced 911 emergency services. Funding from the E911 Emergency Service Fund shall not be used for ongoing operating costs of any emergency telephone service system. To qualify for funding, the emergency telephone service system shall have been or be in the process of being approved as provided for in the Nine-One-One Emergency Number Act. Local exchange telecommunications service providers serving fifteen percent (15%) or more of the access lines in the state may not apply for recovery of the contributions made to the E911 Emergency Service Fund from the Oklahoma Universal Service Fund created in Section ~~6~~ 139.106 of this ~~act~~ title. ~~All~~ Except as provided for in subsection E of this section, all monies in the Oklahoma E911 Emergency Service Fund shall be expended only for the purposes set forth in this subsection.

B. There is hereby created within the Oklahoma Department of Vocational and Technical Education the "Oklahoma Telecommunications Technology Training Fund". Beginning September 1, 1997, each local exchange telecommunications service provider shall annually contribute seventy-five cents (\$.75) per retail local exchange access line to the Oklahoma Telecommunications Technology Training Fund until the total amount contributed by all providers to the Fund equals Seven Million Dollars (\$7,000,000.00). The contribution amount for each service provider shall be based upon the number of retail local exchange access lines of that service provider in service on July 1 of each applicable year. The Oklahoma Telecommunications Technology Training Fund shall be administered by the Oklahoma Department of Vocational and Technical Education working in conjunction with OneNet, and shall be used to provide statewide teacher training in the most effective use of telecommunications and distance learning technology for the

enhancement of education throughout the state. Local exchange telecommunications service providers serving fifteen percent (15%) or more of the access lines in the state may not apply for recovery of the contributions made to the Oklahoma Telecommunications Technology Training Fund from the Oklahoma Universal Service Fund created in Section ~~6~~ 139.106 of this ~~act~~ title. ~~All~~ Except as provided for in subsection E of this section, all monies in the Oklahoma Telecommunications Technology Training Fund shall be expended only for the purposes set forth in this subsection.

C. The following services are hereby declared to be Special Universal Services and such services shall be provided only after funding for the Oklahoma Universal Service Fund is implemented as set forth in this act:

1. Each not-for-profit hospital in the state shall, upon written request, receive one incoming, toll-free phone number and up to a total of five access lines, free of charge, to allow incoming, toll-free calls from any location within the geographic area served by the hospital;

2. Each public school building wherein classrooms are contained and each public library in the state shall, upon written request, receive one incoming, toll-free phone number and up to a total of five access lines, free of charge, to allow incoming, toll-free calls from any location within the geographic area served by the school or the public library;

3. Each public school building wherein classrooms are contained and each public library in the state shall, upon written request, receive one access line, free of charge, with the ability to connect to an Internet service provider at 56 kbps, in the most economically efficient manner for the carrier, or an equivalent dollar credit to be applied by the public school or public library toward similar services provided by the same carrier, for the purpose of accessing the Internet. In no case shall the Oklahoma Universal Service Fund

reimburse an entity for an Internet subscriber fee or charges incurred as a result of services accessed via the Internet; and

4. Each county seat in the state shall, upon written request of the board of county commissioners, receive one incoming, toll-free phone number and up to a total of five access lines, free of charge, to allow incoming, toll-free calls from any location within the geographic area served by the county seat.

D. To the extent Special Universal Services are purchased from a telecommunications service provider by another carrier, the Special Universal Services are for the exclusive use of the not-for-profit hospital, public school, public library or county government. Under no circumstances shall the not-for-profit hospital, public school, public library or county government sell, repackage or share Special Universal Services with any other entity.

E. There is hereby created within the State Department of Education the "School Safety Telecommunications Fund". On July 1 of each year Two Million Dollars (\$2,000,000.00) shall be transferred from the Oklahoma E911 Emergency Fund created in subsection A of this section to the Fund and Two Million Dollars (\$2,000,000.00) shall be transferred from the Oklahoma Telecommunications Technology Training Fund created in subsection B of this section to the Fund. The School Safety Telecommunications Fund shall be administered by the State Department of Education. The Fund shall be used for site grants statewide to provide electronic communications to each classroom for telecommunications access in case of any violent behavior exhibited in the classroom. Preference for funding shall be given first to those school sites most prone to incidents of violent behavior. School sites may apply for grants to the State Department of Education by July 1 of each year for that year's funding. All monies in the School Safety Telecommunications Fund shall be expended only for the purpose set forth in this subsection.

SECTION 2. AMENDATORY 70 O.S. 1991, Section 5-117.4, as amended by Section 5, Chapter 307, O.S.L. 1995 (70 O.S. Supp. 1998, Section 5-117.4), is amended to read as follows:

Section 5-117.4 A. Each local board of education shall, after convening an advisory planning committee which includes teachers and parents, and after holding at least one public hearing, adopt a four-year school improvement plan for the district. Each plan shall include stated goals that clearly delineate educational expectations, and shall be updated on an annual basis. The plan shall also include a specific program of improvement through academic skill reinforcement and/or remediation pursuant to the provisions of the Oklahoma School Testing Program Act. Such plan shall include an evaluation of the instructional program in the basic skills areas as specified in paragraphs 1 and 2 of subsection A of Section 11-103 of this title and specific plans whereby schools within the district will initiate the planning process of meeting or exceeding the accreditation requirements in Section 3-104.4 of this title. The four-year school improvement plan shall include a consideration of the feasibility of participation in any programs which consist of state exemption from educational-related statutes or rules and a program to include electronic communication to each classroom for telecommunications access in case of any violent behavior exhibited in the classroom.

B. The school improvement plan shall be submitted to the State Board of Education as provided in Section 3-104.2 of this title.

SECTION 3. This act shall become effective July 1, 1999.

SECTION 4. 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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