

STATE OF OKLAHOMA

2nd Session of the 48th Legislature (2002)

HOUSE BILL HB2429

By: Mass and Bonny of the House

and

Haney and Hobson of the
Senate

AS INTRODUCED

An Act relating to the State Board of Education; making appropriations to the State Board of Education; stating purposes; specifying the apportionment of certain funds which were appropriated; providing for the budgeting of funds in certain categories and amounts; providing that certain allocated funds be made available on a statewide competitive application basis; providing exceptions; requiring the transfer of funds for the Teacher Retirement Credit to the Teachers' Retirement System of Oklahoma; requiring funds allocated for the Virtual Internet School in Oklahoma Network (VISION) Act to be used for certain purposes; stating purposes for funds allocated for the Parent Training Program; stating purpose for funds allocated for the Advanced Placement Program; limiting funding for administrative costs; stating purposes for funds allocated for Alternative and High Challenge Education; requiring certain funds be allocated on a competitive application basis; requiring funds allocated for Psychometric Services to be provided to school districts on a contractual basis for certain time period; specifying purposes for funds allocated for Staff Development; authorizing use of funds for school districts for certain purpose; requiring certain apportionment of funds allocated for Instructional, Cooperative and Technological Education; requiring funds to be awarded to certain nonprofit arts center; giving priority to certain arts centers; requiring funds allocated for the funding of Community Education Grants to be expended on a contractual basis to certain consortium groups for certain purposes; requiring the transfer of certain funds allocated for Education Leadership Oklahoma to be transferred and expended for certain purposes; requiring funds allocated for the Oklahoma Ambassador of Teaching to be used for certain purposes; authorizing the providing of screening to certain students for Scotopic Sensitivity Syndrome; amending 70 O.S. 2001, Section 16-114, which relates to textbook allocation; updating statutory language; amending 70 O.S. 2001, Section 18-103.1, which relates to regional education service centers; updating fiscal references; amending 70 O.S. 2001, Section 26-105, which relates to the flexible benefit allowance for school district employees; changing

flexible benefit allowance amount; prohibiting the reduction of salary levels of certain instructional staff except under certain conditions; requiring funds allocated for Administrative and Support Functions of the State Department of Education to be expended for certain purposes; requiring the Oklahoma Cost Accounting System to account for costs by curricular subject area; providing for duties and compensation of employees of the State Department of Education; providing budgetary limitations; providing designations for the State Department of Education's full-time-equivalent employees; providing for responsibilities of certain designated employees of the Department; requiring the reduction or withholding of State Aid funds for certain purposes; providing for certain proportional reduction of funds; requiring certain funds to be expended by certain date; providing lapse date; authorizing certain funds be expended after certain date for certain purpose and under certain conditions; 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, 2003, the sum of _____ Dollars (\$0.00) 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 Mineral Leasing Fund of the State Treasury for the fiscal year ending June 30, 2002, the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 3. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Education Reform Revolving Fund created in Section 41.29b of Title 62 of the Oklahoma Statutes, _____ Dollars (\$0.00) or so

much thereof as may be necessary for the financial support of public schools.

SECTION 4. The State Board of Education is hereby authorized to expend during the fiscal year ending June 30, 2003, from the Common Education Technology Revolving Fund of the State Treasury, the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary for the financial support of public schools.

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, 2003, the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary for the support of public school activities.

SECTION 6. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Special Cash Fund of the State Treasury the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary for the purchase of textbooks.

SECTION 7. 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, 2003, the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary for the Certified Employee Health Benefit Allowance.

SECTION 8. 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, 2003, the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary for the Support Personnel Health Benefit Allowance.

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, 2003, the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary for the Administrative and Support Functions of the State Department of Education.

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, 2003, the sum of _____ Dollars (\$0.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of Accountability by law.

SECTION 11. Beginning July 1, 2002, the support of public school activities by the State Board of Education payable from monies appropriated and authorized by Sections __ through __ of Enrolled House Bill No. ____ of the 2nd Session of the 48th Oklahoma Legislature, appropriated by Sections __ through __ of this act and reappropriated by Sections __ through __ of this act, shall be apportioned as follows:

1. Funds appropriated and authorized by Sections __ through __ of Enrolled House Bill No. ____ of the 2nd Session of the 48th Oklahoma Legislature and Sections __ through __ of this act:

Local and State Supported Financial

Support of Public Schools	\$0.00
SUBTOTAL, PARAGRAPH 1	\$0.00

2. Funds appropriated by Sections __ through __ of Enrolled House Bill No. ____ of the 2nd Session of the 48th Oklahoma Legislature, appropriated in Sections __ through __ and Section __ of this act and reappropriated by Section __ of this act:

Purchase of Textbooks	\$0.00
Psychometric Services	0.00
Staff Development	0.00
Advanced Placement Incentives	0.00
Teacher Consultant Stipends	0.00

Teacher Salary Increase	0.00
Teacher Retirement Credit	0.00
Certified Employee Health Benefit Allowance	0.00
Support Personnel Health Benefit Allowance	0.00
School Lunch Matching	0.00
School Lunch Programs	0.00
Homebound Children	0.00
Alternative and High Challenge Education	0.00
Adult Education Matching	0.00
Driver Education	0.00
Early Intervention	0.00
Community Education Grants	0.00
Parent Training Program	0.00
Special Education Assistance	0.00
School/Community Network for Arts-in-Education	0.00
Instructional, Cooperative and Technological Education	0.00
Summer Arts Institute	0.00
AG in the Classroom	0.00
Office of Accountability	0.00
Oklahoma Ambassador of Teaching	0.00
Education Leadership Oklahoma	0.00
Vision Project	<u>0.00</u>
SUBTOTAL, PARAGRAPH 2	\$0.00
3. Funds appropriated by Section ___ of Enrolled House Bill No. _____ of the 2nd Session of the 48th Oklahoma Legislature and Section ___ of this act and reappropriated by Sections ___ and ___ of this act:	
Administrative and Support Functions of the	
State Department of Education	\$0.00
SUBTOTAL, PARAGRAPH 3	<u>0.00</u>
TOTAL State School Aid and Programs	\$0.00

SECTION 12. For the fiscal year ending June 30, 2003, 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	\$0.00
Professional and Personal Services Contracts	0.00
Purchase of Equipment	0.00
Expenditure of Federal Funds	<u>0.00</u>
TOTAL	\$0.00

SECTION 13. Funds allocated in Section ___ 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, and Administrative and Support Functions shall be made available on a statewide competitive application basis.

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

SECTION 15. Of the funds allocated in Section ___ of this act, _____ Dollars (\$0.00) shall be expended to implement the provisions of the Virtual Internet School in Oklahoma Network (VISION) Act, which provides for the establishment of the Virtual Internet School in Oklahoma Network Pilot Program.

SECTION 16. The funds allocated in Section ___ 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-three Thousand Twenty Dollars (\$43,020.00) shall be expended for the early childhood technical assistance provided by the State Department of Education.

SECTION 17. The funds allocated in Section ___ 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 18. The funds allocated in Section ___ 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 Ninety-one Thousand Seven Hundred Ninety-two Dollars (\$19,091,792.00) 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-eight Thousand Seven Hundred Twenty-seven Dollars (\$17,868,727.00) 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 19. The funds allocated in Section ___ 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 20. The funds allocated in Section ___ 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 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 Eight Hundred Seventy-five Thousand Dollars (\$875,000.00) 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 Five Million Three Hundred Fifty-five Thousand Five Hundred Seventy-five Dollars (\$5,355,575.00) shall be used for costs associated with multiple ongoing assessments and remediation as contained in Section 1210.508 of Title 70 of the Oklahoma Statutes. The sum of One Million Three Hundred Fourteen Thousand Dollars (\$1,314,000.00) shall be used for staff development seminars which focus on learning differences of students based on neurodevelopmental factors that affect learning. 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 21. A portion of the funds allocated in Section ___ of this act for Instructional, Cooperative and Technological Education shall be apportioned as follows:

1. Five Hundred Thirteen Thousand Five Hundred Sixty-two Dollars (\$513,562.00) for Small School Cooperatives 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 and other purposes as determined by the State Department of Education. 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. Four Hundred Five Thousand Eight Hundred Seventy Dollars (\$405,870.00) 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; and

6. Forty Thousand Dollars (\$40,000.00) shall be awarded to a nonprofit arts center located in Oklahoma that has been selected by the John F. Kennedy Performing Arts Center for a Special Educator Professional Development Program. The State Board of Education shall give priority to any art center which received funding in the prior year if the operations of the arts center is deemed satisfactory by the Board.

SECTION 22. Of the funds allocated in Section ___ of this act specifically for the purpose of funding Community Education Grants, the sum of Fifty Thousand Dollars (\$50,000.00) 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 23. Of the funds appropriated to the State Board of Education in Section ___ of this act and allocated in Section ___ of this act specifically for the purpose of funding Education Leadership Oklahoma, the sum of Seven Hundred Twenty-seven Thousand Three Hundred Dollars (\$727,300.00) 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 ___ of this act specifically for the purpose of funding Education Leadership Oklahoma, the sum of One Million Seven Hundred Seventy Thousand Four Hundred Forty-four Dollars (\$1,770,444.00) shall be transferred to the Oklahoma 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 24. Funds allocated in Section ___ of this act for the 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 25. In accordance with the Reading Sufficiency Act, the State Board of Education shall provide as part of ongoing assessments and remediation, the option of screening elementary students for Scotopic Sensitivity Syndrome who attend elementary sites that have been identified by the State Board of Education in the Third-Grade Reading Report Card as having above average number of third grade students reading below the third grade level.

SECTION 26. AMENDATORY 70 O.S. 2001, Section 16-114, is amended to read as follows:

Section 16-114. Based upon legislative appropriations, the State Board of Education shall determine the textbook allocation to be distributed to each school district in the state. ~~For the 1997-98 school year, and each~~ Each year thereafter, the textbook allocation for each school district shall be calculated and distributed in July and adjusted in December. The initial allocation shall be calculated based on the audited end-of-year

average daily attendance of the preceding school year multiplied by Fifty-five Dollars (\$55.00). The initial allocation shall be calculated and distributed to each school district in July. The December adjustment shall be calculated by multiplying the audited first nine (9) weeks average daily attendance for that current school year by Fifty-five Dollars (\$55.00) and subtracting from that amount the amount of the initial allocation. The adjustment shall be calculated in December and distributed to each eligible school district no later than January 15. A school district shall receive an adjustment only if the adjustment figure as calculated in this section is greater than zero. The State Department of Education shall retain from the total amount appropriated for textbooks not less than one percent (1%) of the total amount to be used for the purpose of making the adjustments. If the amount appropriated, including the retained amount, is not sufficient to fully fund the adjusted allocation each school district eligible for an adjustment shall receive a proportionate reduction in funding. Any unused portion of the value of textbooks allowed to a school district shall be cumulative and may be retained by the school district the following fiscal year, in addition to the allocation it is entitled to receive during such fiscal year. All textbooks distributed to a school district that have been destroyed by fire or other hazard shall be replaced by the State Board of Education. The total cost of all additional textbooks delivered to school districts to replace those destroyed by fire or other hazard shall not exceed, for the entire state in any fiscal year, the aggregate sum of One Hundred Thousand Dollars (\$100,000.00), which sum shall be reserved for such purpose from any appropriation made to carry out the provision of this article for any fiscal year.

SECTION 27. AMENDATORY 70 O.S. 2001, 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. The Board, without approval of the Oklahoma Legislature, shall not cease the operation or maintenance or reduce the funding below the ~~2001~~ 2002 fiscal year general revenue funds budgeted for that purpose for the ~~2002~~ 2003 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 Regional Education Service Center Act and to operate their satellites. Funds provided for the ~~2002~~ 2003 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 ~~2002~~ 2003 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 28. AMENDATORY 70 O.S. 2001, 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, 2002, the flexible benefit allowance amount for certified personnel shall be no less than Sixty-nine Dollars and seventy-one cents (\$69.71) per month. For the fiscal year ending June 30, 2002, the flexible benefit allowance amount for support personnel shall be no less than ~~One Hundred Eighty-six Dollars and sixty-nine cents (\$186.69)~~ One Hundred Eighty-nine Dollars and sixty-nine cents (\$189.69) 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 29. The salary and fringe benefit level of certified instructional staff employed in the same school district in the 2001-02 school year shall not be decreased for the 2002-03 school year unless the hours or the duties of the employee are reduced proportionately.

SECTION 30. The amount of Two Hundred Three Thousand Four Hundred Dollars (\$203,400.00) of the funds allocated in Section ___ 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 31. The amount of Forty-eight Thousand Dollars (\$48,000.00) of the funds allocated in Section ___ 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 32. The amount of Two Hundred Forty-eight Thousand One Hundred Five Dollars (\$248,105.00) of the funds allocated in Section ___ 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 33. The amount of Three Hundred Thirty-three Thousand Dollars (\$333,000.00) of the funds allocated in Section ___ 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 Section 1210.515 of Title 70 of the Oklahoma Statutes.

SECTION 34. 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, 2003, 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:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	554.0

SECTION 35. Of the five hundred fifty-four (554.0) full-time-equivalent employees authorized in Section ___ of this act, eighty-seven and seventy-five one-hundredths (87.75) shall be employed to provide services under the provisions of the Oklahoma Early Intervention Act. Prior to February 1, 2003, the Superintendent of

Public Instruction shall file a report with the Education Oversight Board on the Oklahoma Early Intervention Program.

SECTION 36. Of the five hundred fifty-four (554.0) full-time-equivalent employees authorized in Section ___ of this act, three (3.0) shall be designated for the Parent Training Program as authorized in Section ___ of this act.

SECTION 37. Of the five hundred fifty-four (554.0) full-time-equivalent employees authorized in Section ___ 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 38. Of the five hundred fifty-four (554.0) full-time-equivalent employees authorized in Section ___ 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 39. Of the five hundred fifty-four (554.0) full-time-equivalent employees authorized in Section ___ 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 40. 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 41. 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 42. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2003 (hereafter FY-03) or may be budgeted for the fiscal year ending June 30, 2004 (hereafter FY-04). Funds budgeted for FY-03 may be encumbered only through June 30, 2003, and must be expended by November 15, 2003. Any funds remaining after November 15, 2003, and not budgeted for FY-04, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-04 may be encumbered only through June 30, 2004. Any funds remaining after November 15, 2004, 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-03, and not required to pay obligations for that fiscal year, may be budgeted for FY-04, 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-03 budget work program and after such revision has been approved by the Office of State Finance.

SECTION 43. Sections 5 through 42 of this act shall become effective July 1, 2002.

SECTION 44. Sections 1 through 4 of this act shall become effective August 1, 2002.

SECTION 45. 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.

48-2-15239 PC 6/12/15