

STATE OF OKLAHOMA

1st Session of the 48th Legislature (2001)

SENATE BILL 735

By: Leftwich

AS INTRODUCED

An Act relating to school districts and municipalities; amending Section 5, Chapter 217, O.S.L. 1999 (11 O.S. Supp. 2000, Section 22-159), which relates to municipal support of public schools; prohibiting certain terms in certain agreements; prohibiting school districts from granting certain powers and duties to other entities; prohibiting making certain agreement part of certain other agreement; prohibiting certain contingent agreement; providing construction of certain language; prohibiting use of certain support to reduce state funding to school districts; providing for codification; and declaring an emergency.

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

SECTION 1. AMENDATORY Section 5, Chapter 217, O.S.L. 1999 (11 O.S. Supp. 2000, Section 22-159), is amended to read as follows:

Section 22-159. A. Municipalities may support any public school system located in whole or in part within the corporate limits of the municipality, including without limitation by the expenditure of municipal revenues for construction or improvement of public school facilities. In furtherance of municipal support for any public school system, as authorized by this section, the municipal governing body may take all actions necessary to effectuate such support.

B. Any agreement between a municipality and school district or between a school district and any other entity by which a municipality provides support for a school system shall be subject to the following conditions:

1. Such agreement shall not contain any terms that give the municipality powers related to educational or school policies;

2. Such agreement shall not be made contingent upon a school district's granting its powers to control educational and school policies to the municipality; and

3. Such agreement shall not be part of, or contingent upon, any other agreement between the school district and the municipality.

C. This section shall not be construed to prohibit agreements for use of school buildings by the municipality.

SECTION 2. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 18-200.1a of Title 70, unless there is created a duplication in numbering, reads as follows:

No monies or other things of value provided to a school district by a municipality shall be used by the State Board of Education to reduce state funding to the district.

SECTION 3. 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.

48-1-166

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