

STATE OF OKLAHOMA

2nd Session of the 49th Legislature (2004)

HOUSE BILL HB2468:

Gilbert

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2001, Section 3-142, which relates to charter schools; authorizing funding to be withheld under certain circumstances; 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. 2001, Section 3-142, is amended to read as follows:

Section 3-142. A. For purposes of funding, a charter school shall be considered a site within the local school district in which the charter school is located and the student membership of the charter school shall be included in the average daily membership of the local school district. A charter school shall receive, for each student, the local school district's average local and county revenue which is chargeable in the State Aid formula, state dedicated revenue, and state-appropriated funds per average daily membership generated by its students for the applicable year, less up to five percent (5%) of the total, which may be retained by the school district as a fee for administrative services rendered. Funding may be withheld by the school district for students who are absent without excuse for ten (10) consecutive days after the first nine (9) weeks of the current school year. The State Board of Education shall determine the policy and procedure for making payments to a charter school.

B. For the first year of operation, a charter school shall receive State Aid support equal to the average student expenditure for the preceding school year for the school district in which the charter school is located. The average daily membership for the first year of operation of a charter school shall be determined initially using an estimated student count based on actual registration of students before the beginning of the school year. After the first nine (9) weeks in session for the first year of operation, the charter school shall revise the average daily membership to equal the actual average daily membership of the charter school. If the average daily membership was overestimated or underestimated, the budget of the school shall be revised.

C. A charter school shall be eligible to receive any other aid, grants or revenues allowed to other schools.

D. A charter school, in addition to the money received from the state, may receive money from any other source. Any unexpended nonstate funds, excluding local revenue, may be reserved and used for future purposes.

SECTION 2. This act shall become effective July 1, 2004.

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.

49-2-7183

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