

1 STATE OF OKLAHOMA

2 1st Session of the 51st Legislature (2007)

3 HOUSE BILL 1098

By: Bengé and Miller of the
House

4 and

5 Crutchfield, Johnson
6 (Mike), Adelson and Myers
7 of the Senate
8
9

10 AS INTRODUCED

11 An Act relating to education; making appropriations
12 to the State Board of Education; stating purposes;
13 authorizing certain expenditures for certain
14 purposes; specifying the apportionment of certain
15 funds which were appropriated; requiring development
16 of certain performance measures; providing for the
17 budgeting of funds in certain categories and
18 amounts; requiring transfer of funds to the School
19 Consolidation Assistance Fund; requiring transfer of
20 funds to the Teachers' Retirement System Dedicated
21 Revenue Revolving Fund; providing that certain
22 allocated funds be made available on a statewide
23 competitive application basis; requiring the
24 transfer of funds to the Teachers' Retirement System
of Oklahoma for the Teacher Retirement Credit;
requiring funds allocated for Education Leadership
Oklahoma to be transferred and expended for certain
purposes; specifying purposes for funds allocated
for Staff Development; authorizing use of funds for
school districts for certain purpose; stating
purposes for funds allocated for Alternative and
High Challenge Education; requiring certain funds be
allocated on a competitive basis; prohibiting
reduction in services and number of students in
certain circumstances; requiring transfer of Early
Intervention Funds; stating intent regarding cost
reimbursement for indirect administrative costs in

1 the Oklahoma Early Intervention Act; stating purpose
2 for funds allocated for the Early Childhood
3 Initiative; stating purpose for funds allocated for
4 the Parent Training Program; stating purpose for
5 funds allocated for the Advanced Placement Program;
6 limiting funding for administrative costs; requiring
7 expenditure of funds on certain Mathematics
8 Laboratories programs; requiring expenditure of
9 funds on certain Academic Achievement Awards
10 programs; requiring expenditure of funds on certain
11 student tracking programs; requiring transfer of
12 funds to the Charter Schools Incentive Fund;
13 requiring certain apportionment of funds allocated
14 for Instructional, Cooperative and Technological
15 Education; requiring funds to be awarded to certain
16 entities; requiring funds allocated for the funding
17 of Community Education Grants to be expended on a
18 contractual basis to certain consortium groups for
19 certain purposes; requiring funds allocated for the
20 Oklahoma Ambassador of Teaching to be used for
21 certain purposes; requiring the Oklahoma Cost
22 Accounting System to account for costs by curricular
23 subject area; requiring funds allocated for
24 Administrative and Support Functions of the State
Department of Education to be expended for certain
purposes; making specifications; 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; authorizing the State Board of
Education to request certain transfer of funds;
providing for certain proportional reduction of
funds; requiring budgeting of certain funds in
certain years; providing lapse dates; requiring
certain budgeting procedures; prohibiting certain
budgeting procedures; providing an effective date;
and declaring an emergency.

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

1 SECTION 1. There is hereby appropriated to the State Board of
2 Education from any monies not otherwise appropriated from the
3 General Revenue Fund of the State Treasury for the fiscal year
4 ending June 30, 2008, the sum of _____ Dollars (\$0.00) or
5 so much thereof as may be necessary for the financial support of
6 public schools.

7 SECTION 2. There is hereby appropriated to the State Board of
8 Education from any monies not otherwise appropriated from the
9 Education Reform Revolving Fund created in Section 41.29b of Title
10 62 of the Oklahoma Statutes, the sum of _____ Dollars
11 (\$0.00) or so much thereof as may be necessary for the financial
12 support of public schools.

13 SECTION 3. The State Board of Education is hereby authorized to
14 expend during the fiscal year ending June 30, 2008, from the Common
15 Education Technology Revolving Fund of the State Treasury, the sum
16 of _____ Dollars (\$0.00) or so much thereof as may be
17 necessary for the financial support of public schools.

18 SECTION 4. There is hereby appropriated to the State Board of
19 Education, from any monies not otherwise appropriated from the
20 Mineral Leasing Fund of the State Treasury for the fiscal year
21 ending June 30, 2008, the sum of _____ Dollars (\$0.00) or so
22 much thereof as may be necessary for the financial support of public
23 schools.

24

1 SECTION 5. There is hereby appropriated to the State Board of
2 Education, from any monies not otherwise appropriated from the
3 Mineral Leasing Fund of the State Treasury for the fiscal year
4 ending June 30, 2006, the sum of _____ Dollars (\$0.00) or so
5 much thereof as may be necessary for the financial support of public
6 schools.

7 SECTION 6. There is hereby appropriated to the State Board of
8 Education from the Oklahoma Education Lottery Trust Fund of the
9 State Treasury for the fiscal year ending June 30, 2008, the sum of
10 _____ Dollars (\$0.00) or so much thereof as may be necessary
11 for financial support of public schools.

12 SECTION 7. There is hereby appropriated to the State Board of
13 Education from any monies not otherwise appropriated from the
14 General Revenue Fund of the State Treasury for the fiscal year
15 ending June 30, 2008, the sum of _____ Dollars (\$0.00) or
16 so much thereof as may be necessary for the support of public school
17 activities.

18 SECTION 8. There is hereby appropriated to the State Board of
19 Education from any monies not otherwise appropriated from the
20 Special Cash Fund of the State Treasury the sum of _____
21 Dollars (\$0.00) or so much thereof as may be necessary for the
22 purchase of textbooks.

23 SECTION 9. There is hereby appropriated to the State Board of
24 Education from any monies not otherwise appropriated from the

1 General Revenue Fund of the State Treasury for the fiscal year
2 ending June 30, 2008, the sum of _____ Dollars (\$0.00) or so
3 much thereof as may be necessary for administrative and support
4 functions of the State Department of Education.

5 SECTION 10. There is hereby appropriated to the State Board of
6 Education from any monies not otherwise appropriated from the
7 Oklahoma Education Lottery Trust Fund of the State Treasury for the
8 fiscal year ending June 30, 2008, the sum of _____ Dollars
9 (\$0.00) or so much thereof as may be necessary for transfer to the
10 School Consolidation Assistance Fund.

11 SECTION 11. There is hereby appropriated to the State Board of
12 Education from any monies not otherwise appropriated from the
13 Oklahoma Education Lottery Trust Fund of the State Treasury for the
14 fiscal year ending June 30, 2008, the sum of _____ Dollars
15 (\$0.00) or so much thereof as may be necessary for transfer to the
16 Teachers' Retirement System Dedicated Revenue Revolving Fund.

17 SECTION 12. For the fiscal year ending June 30, 2008, the
18 support of public school activities by the State Board of Education
19 payable from monies appropriated and authorized by Sections 1
20 through 9 of this act shall be apportioned as follows:

21 1. Funds appropriated and authorized by Sections 1 through 6 of
22 this act:

23 Local and State-supported Financial Support
24 of Public Schools.....\$0.00

1	SUBTOTAL, PARAGRAPH 1.....	\$0.00
2	2. Funds appropriated by Sections 7 and 8 of this act:	
3	Certified Employee Salary Increase.....	\$0.00
4	Certified Employee Health Benefit	
5	Allowance.....	\$0.00
6	Support Personnel Health Benefit	
7	Allowance.....	\$0.00
8	Teachers' Retirement Credit.....	\$0.00
9	Education Leadership Oklahoma.....	\$0.00
10	Mentor Teacher Stipends.....	\$0.00
11	Staff Development.....	\$0.00
12	Purchase of Textbooks and	
13	Instructional Materials.....	\$0.00
14	Alternative and High Challenge	
15	Education.....	\$0.00
16	Early Intervention.....	\$0.00
17	Early Childhood Initiative.....	\$0.00
18	Parent Training Program.....	\$0.00
19	Advanced Placement Incentives.....	\$0.00
20	Middle School Mathematics	
21	Laboratories.....	\$0.00
22	School Lunch Matching.....	\$0.00
23	School Lunch Programs.....	\$0.00
24	Academic Achievement Awards.....	\$0.00

1	Student Tracking and Reporting	
2	Pilot Program.....	\$0.00
3	Charter Schools Incentive Fund.....	\$0.00
4	Adult Education Matching.....	\$0.00
5	Driver Education.....	\$0.00
6	Instructional, Cooperative and	
7	Technological Education.....	\$0.00
8	Summer Arts Institute.....	\$0.00
9	School/Community Network for	
10	Arts-in-Education.....	\$0.00
11	AG in the Classroom.....	\$0.00
12	Community Education Grants.....	\$0.00
13	Oklahoma Ambassador of Teaching.....	\$0.00
14	SUBTOTAL, PARAGRAPH 2.....	\$0.00
15	3. Funds appropriated by Section 9 of this act:	
16	Administrative and Support Functions of the	
17	State Department of Education.....	\$0.00
18	SUBTOTAL, PARAGRAPH 3.....	<u>\$0.00</u>
19	TOTAL State School Aid and Programs.....	\$0.00

20 The agency shall develop outcome-based performance measures for
21 each budget category.

22 SECTION 13. For the fiscal year ending June 30, 2008, the State
23 Board of Education shall budget all funds in the following
24 categories and amounts:

1	<u>Category</u>	<u>Total</u>
2	Payroll, Salaries or Wages, Including	
3	Tax-sheltered Deferment Contracts and	
4	Longevity Payments Authorized by	
5	State Statutes	\$0.00
6	Professional and Personal Services	
7	Contracts	0.00
8	Purchase of Equipment	0.00
9	Lease-Purchase Agreements	0.00
10	Expenditure of Federal Funds	<u>0.00</u>
11	TOTAL	\$0.00

12 SECTION 14. The funds appropriated in Section 10 of this act in
13 the amount of _____ Dollars (\$0.00) shall be
14 transferred to the School Consolidation Assistance Fund.

15 SECTION 15. The funds appropriated in Section 11 of this act in
16 the amount of _____ Dollars (\$0.00) shall be transferred to
17 the Teachers' Retirement System Dedicated Revenue Revolving Fund.

18 SECTION 16. Funds allocated in Section 12 of this act for
19 Parent Training Program, Advanced Placement Incentives, Middle
20 School Mathematics Laboratories and Community Education shall be
21 made available on a statewide competitive application basis as
22 specified.

23 SECTION 17. The funds allocated in Section 12 of this act
24 specifically for the purpose of funding the Teachers' Retirement

1 Credit shall be transferred to the Teachers' Retirement System of
2 Oklahoma.

3 SECTION 18. The funds allocated in Section 12 of this act for
4 the purpose of funding Education Leadership Oklahoma shall be
5 expended as follows:

6 1. _____ Dollars (\$0.00) shall be
7 transferred to the Education Leadership Oklahoma Revolving Fund
8 created in Section 6-204.3 of Title 70 of the Oklahoma Statutes and
9 shall be expended for the purpose of providing assistance and
10 scholarships;

11 2. _____ Dollars (\$0.00) shall be transferred
12 to the Oklahoma National Board Certification Revolving Fund created
13 in Section 6-204.4 of Title 70 of the Oklahoma Statutes for the
14 purpose of awarding annual bonuses as directed; and

15 3. _____ Dollars (\$0.00) shall be
16 transferred to the Oklahoma School Psychologist, Speech-Language
17 Pathologist, and Audiologist National Certification Revolving Fund
18 created in Section 6-206.1 of Title 70 of the Oklahoma Statutes for
19 the purpose of awarding annual bonuses as directed.

20 The remaining funds in the Education Leadership Oklahoma
21 Revolving Fund shall be used to provide program development and
22 evaluation by the Oklahoma Commission for Teacher Preparation and
23 curriculum enhancement and monitoring programs for teacher
24

1 applicants on a contractual basis with an institution within The
2 Oklahoma State System of Higher Education.

3 SECTION 19. The funds allocated in Section 12 of this act for
4 Staff Development shall be expended for teacher training, in-service
5 teacher education and staff development plans as follows:

6 1. _____ Dollars (\$0.00) for scholarships
7 to the Great Expectations Summer Institutes for Teachers offered by
8 an institution within The Oklahoma State System of Higher Education
9 pursuant to the provisions of Section 6-194.2 of Title 70 of the
10 Oklahoma Statutes;

11 2. _____ Dollars (\$0.00) shall be
12 transferred to the Professional Development Institutes Revolving
13 Fund created in Section 6-204.5 of Title 70 of the Oklahoma Statutes
14 and shall be expended for the purpose of developing, offering and
15 administering professional development institutes in reading for
16 elementary school teachers as directed in Section 6-200 of Title 70
17 of the Oklahoma Statutes;

18 3. _____ Dollars (\$0.00) for costs
19 associated with multiple ongoing assessments and remediation
20 pursuant to the provisions of Section 1210.508D of Title 70 of the
21 Oklahoma Statutes;

22 4. _____ Dollars (\$0.00) for a
23 comprehensive professional development program for teachers and
24 other school personnel on neurodevelopmentally based student

1 learning differences. The program shall provide research-based
2 knowledge and skills training to help educators recognize,
3 understand and manage students with differences in learning. The
4 Board shall select a public, private, or nonprofit provider on a
5 competitive bid basis to conduct the program;

6 5. _____ Dollars (\$0.00) to
7 continue research-based professional development for teachers
8 through the Oklahoma Technical Assistance Center;

9 6. _____ Dollars (\$0.00) for the
10 purpose of expanding the number of elementary schools which utilize
11 the Oklahoma A+ Schools Art Program offered through an institution
12 within The Oklahoma State System of Higher Education;

13 7. _____ Dollars (\$0.00) for the purpose of
14 implementing the Oklahoma Mathematics Improvement Program
15 established pursuant to the provisions of Section 6-207 of Title 70
16 of the Oklahoma Statutes; and

17 8. Any remainder shall be allocated on an average daily
18 attendance basis for the purpose of teacher education staff
19 development pursuant to rules promulgated by the State Board of
20 Education. Not more than five percent (5%) of the funds allocated
21 by average daily attendance for Staff Development may be used by
22 local districts for the administration of the staff development
23 program.

24

1 SECTION 20. The funds allocated in Section 12 of this act for
2 Alternative and High Challenge Education shall be expended for the
3 purpose of operating the statewide system of alternative education
4 programs as provided in Section 1210.568 of Title 70 of the Oklahoma
5 Statutes, and for encouraging school districts to participate in
6 innovative alternative education programs. The funds shall be
7 expended as follows:

8 1. _____ Dollars (\$0.00) for
9 programs;

10 2. _____ Dollars (\$0.00) for program
11 evaluation, technical assistance and staff development conducted by
12 the technical assistance provider contracted as provided for in
13 Section 1210.568 of Title 70 of the Oklahoma Statutes;

14 3. _____ Dollars (\$0.00) for an arts
15 component;

16 4. _____ Dollars (\$0.00) for a
17 Truancy Diversion Program in a large urban county selected by the
18 State Department of Education;

19 5. _____ Dollars (\$0.00) for the
20 salaries, benefits and administrative costs incurred by the State
21 Board of Education in administering the Alternative Education
22 Programs and Alternative Academies; and

23 6. Any remaining funds shall be provided to school districts on
24 a competitive application basis pursuant to the rules promulgated by

1 the State Board of Education. Salary increases provided to
2 certified or noncertified personnel within a school district shall
3 be made without a reduction in the services provided or number of
4 students served in the district's alternative education statewide
5 academy programs.

6 SECTION 21. The funds allocated in Section 12 of this act for
7 Early Intervention shall be transferred to the fund designated
8 within the Office of State Finance as the Early Intervention Fund
9 250. It is the intent of the Legislature that funding available for
10 SoonerStart Early Intervention Services be expended for direct
11 services to eligible infants, toddlers and their families. The
12 State Department of Education shall not contract, pay or reimburse
13 for administrative cost recovery personnel, accounting, and
14 management information system costs, maintenance and operations at
15 the state or local level or indirect costs which do not comply with
16 the requirements of Section 13-125 of Title 70 of the Oklahoma
17 Statutes.

18 SECTION 22. The funds allocated in Section 12 of this act for
19 the Early Childhood Initiative shall be expended for the purpose of
20 funding the early childhood program pursuant to the provisions of
21 Section _____ of Title 70 of the Oklahoma Statutes.

22 SECTION 23. The funds allocated in Section 12 of this act for
23 the Parent Training Program, as authorized in Section 10-105.3 of
24 Title 70 of the Oklahoma Statutes, shall be expended as follows:

1 1. _____ Dollars (\$0.00) shall be
2 expended for the salaries, benefits, technical assistance and
3 administrative costs incurred by the State Board of Education in
4 contracting for technical assistance in field operations for the
5 coordination of the Oklahoma Parents as Teachers Program;

6 2. _____ Dollars (\$0.00) shall be
7 expended for the continuation and expansion of the Oklahoma Parents
8 as Teachers Program;

9 3. _____ Dollars (\$0.00) shall be
10 expended for program evaluation conducted by the Oklahoma Technical
11 Assistance Center;

12 4. _____ Dollars (\$0.00) shall be
13 expended for the establishment of the Oklahoma Parents as Teachers
14 Program in public housing projects; and

15 5. _____ Dollars (\$0.00) shall be
16 expended for the early childhood technical assistance and field
17 operations provided by the State Department of Education.

18 SECTION 24. The funds allocated in Section 12 of this act for
19 the Advanced Placement Incentives shall be expended for one-time
20 equipment or materials, grants, subsidized training, school
21 incentives, exam fee reimbursement, and administrative costs. The
22 amount of funds expended for administrative costs shall not exceed
23 _____ Dollars (\$0.00).

24

1 SECTION 25. The funds allocated in Section 12 of this act for
2 Middle School Mathematics Laboratories shall be expended for the
3 purpose of funding Middle School Mathematics Laboratories
4 established pursuant to the provisions of Section 1210.558 of Title
5 70 of the Oklahoma Statutes.

6 SECTION 26. The funds allocated in Section 12 of this act for
7 Academic Achievement Awards shall be expended for the purpose of
8 funding awards pursuant to the provisions of Section 3-152.1 of
9 Title 70 of the Oklahoma Statutes.

10 SECTION 27. The funds allocated in Section 12 of this act for
11 the Student Tracking and Reporting Pilot Program shall be expended
12 for the purpose of funding the Student Tracking and Reporting Pilot
13 Program pursuant to the provisions of Section 3-161 of Title 70 of
14 the Oklahoma Statutes.

15 SECTION 28. The funds allocated in Section 12 of this act for
16 the Charter Schools Incentive Fund shall be transferred to the
17 Charter Schools Incentive Fund for use pursuant to the provisions of
18 Section 3-144 of Title 70 of the Oklahoma Statutes.

19 SECTION 29. The funds allocated in Section 12 of this act for
20 Instructional, Cooperative and Technological Education shall be
21 apportioned as follows:

22 1. _____ Dollars (\$0.00) shall be expended on a
23 contractual basis to the Chickasha Public School District (26-I-001)
24 for the purpose of room and board payments for students at the Jane

1 Brooks School for the Deaf, pursuant to contracts between the
2 Chickasha School District and the Jane Brooks School for the Deaf;

3 2. _____ Dollars (\$0.00) shall be expended on a
4 contractual basis for the Oklahoma Science and Engineering Fair;

5 3. _____ Dollars (\$0.00) shall be awarded to
6 independent school districts which meet the average daily attendance
7 required to obtain a small school incentive grant pursuant to the
8 provisions of Section 18-125 of Title 70 of the Oklahoma Statutes
9 for costs incurred for expanding the number of grades; and

10 4. _____ Dollars (\$0.00) shall be awarded to a
11 nonprofit arts center located in Oklahoma that has been selected by
12 the John F. Kennedy Performing Arts Center for a Special Educator
13 Professional Development Program. The State Board of Education
14 shall give priority to any arts center which received funding the
15 preceding year if the operations of the arts center are deemed
16 satisfactory by the Board.

17 SECTION 30. The funds allocated in Section 12 of this act for
18 Community Education Grants shall be awarded on a contractual basis
19 to a community education consortium group which is associated with
20 an institution in The Oklahoma State System of Higher Education, for
21 the purpose of providing coordination services for community
22 education programs, providing statistical data and information about
23 community education programs to the State Board of Education and to
24 enhance accountability of community education programs.

1 SECTION 31. The funds allocated in Section 12 of this act for
2 the Oklahoma Ambassador of Teaching shall be expended to enhance the
3 Teacher of the Year Program and to assist the Teacher of the Year in
4 acting as an ambassador for teaching.

5 SECTION 32. The amount of _____ Dollars (\$0.00)
6 of the funds allocated in Section 12 of this act for Administrative
7 and Support Functions of the State Department of Education shall be
8 expended for continued implementation of the Oklahoma Cost
9 Accounting System.

10 SECTION 33. The amount of _____ Dollars (\$0.00) of
11 the funds allocated in Section 12 of this act for Administrative and
12 Support Functions of the State Department of Education shall be
13 expended to ensure school district participation in the National
14 Assessment of Educational Progress.

15 SECTION 34. The amount of _____ Dollars (\$0.00) of
16 the funds allocated in Section 12 of this act for Administrative and
17 Support Functions of the State Department of Education shall be
18 expended for contracting with the Oklahoma Alliance for Geographic
19 Education to provide in-service training and material for geography
20 instruction.

21 SECTION 35. The amount of _____ Dollars (\$0.00) of
22 the funds allocated in Section 12 of this act for Administrative and
23 Support Functions of the State Department of Education shall be
24 expended for reimbursement of costs associated with the Eighth Grade

1 reading level proficiency test administered pursuant to the
2 provisions of Section 1210.515 of Title 70 of the Oklahoma Statutes.

3 SECTION 36. Of the funds allocated in Section 12 of this act
4 for Administrative and Support Functions of the State Department of
5 Education, the sum of _____ Dollars (\$0.00) shall be
6 expended for North Central Accreditation. The amount of funding
7 shall be sufficient to fund a minimum of four (4) full-time-
8 equivalent employees, to provide office space, to support all of the
9 daily operations of the office, and to allow the office to fully
10 function and perform its duties during the fiscal year ending June
11 30, 2008. North Central Subvention Funds shall not be used for
12 employee salaries.

13 SECTION 37. Of the funds allocated in Section 12 of this act
14 for Administrative and Support Functions of the State Department of
15 Education, the sum of _____ Dollars (\$0.00) shall be
16 expended for the purpose of implementing a student identification
17 system pursuant to the provisions of Section 18-200.1 of Title 70 of
18 the Oklahoma Statutes.

19 SECTION 38. Of the funds allocated in Section 12 of this act
20 for Administrative and Support Functions of the State Department of
21 Education, the sum of _____ Dollars (\$0.00) shall be
22 expended for the purpose of providing training for local district
23 school board members pursuant to the provisions of Sections 5-110
24 and 5-110.1 of Title 70 of the Oklahoma Statutes.

1 SECTION 39. The duties and compensation of employees, not
2 otherwise prescribed by law, necessary to perform the duties imposed
3 upon the State Department of Education by law shall be set by the
4 State Board of Education. The State Department of Education for the
5 fiscal year ending June 30, 2008, shall be subject to the following
6 budgetary limitations on full-time-equivalent employees and
7 expenditures excluding expenditures for capital and special
8 projects, except as may be authorized pursuant to the provisions of
9 Section 3603 of Title 74 of the Oklahoma Statutes:

<u>Budgetary Limitation</u>	<u>Amount</u>
Full-time-equivalent Employees	0.00

12 SECTION 40. Of the _____ (0.00) full-time-equivalent
13 employees authorized in Section 39 of this act, _____ (0.00)
14 shall be employed to provide services under the provisions of the
15 Oklahoma Early Intervention Act. Prior to February 1, 2008, the
16 Superintendent of Public Instruction shall file a report with the
17 Education Oversight Board on the Oklahoma Early Intervention
18 Program.

19 SECTION 41. Of the _____ (0.00) full-time-equivalent
20 employees authorized in Section 39 of this act, _____ (0.00)
21 shall be designated for the Parent Training Program as funded in
22 Section ___ of this act.

23 SECTION 42. Of the _____ (0.00) full-time-equivalent
24 employees authorized in Section 39 of this act, _____ (0.00)

1 shall be employed to provide services pursuant to the provisions of
2 the Oklahoma School Testing Program Act.

3 SECTION 43. Of the _____ (0.00) full-time-equivalent
4 employees authorized in Section 39 of this act, _____ (0.00)
5 shall be designated as coordinator of support personnel concerns.
6 Responsibilities of the coordinator shall include acting as liaison
7 with the Legislature, with organizations representing support
8 personnel, and with the State Board of Education, and disseminating
9 information to support personnel, including, but not limited to,
10 retirement information.

11 SECTION 44. Of the _____ (0.00) full-time-equivalent
12 employees authorized in Section 39 of this act, _____ (0.00)
13 shall be designated for the State Aid Section of the Financial
14 Services Division of the State Department of Education.

15 SECTION 45. State Aid funds shall be reduced or withheld by the
16 State Board of Education in an amount necessary to ensure compliance
17 with the provisions of this act.

18 SECTION 46. The State Board of Education is authorized to
19 request the Office of State Finance to transfer appropriated funds
20 to the appropriate dispensing fund.

21 SECTION 47. If funds appropriated in this act are not
22 sufficient to fully fund the provisions of this act, each school
23 district which qualifies for funds, excluding Financial Support of
24

1 Public Schools, pursuant to the provisions of this act shall take a
2 proportionate reduction.

3 SECTION 48. Appropriations made by this act, not including
4 appropriations made for capital outlay purposes, may be budgeted for
5 the fiscal year ending June 30, 2008 (hereafter FY-08) or may be
6 budgeted for the fiscal year ending June 30, 2009 (hereafter FY-09).
7 Funds budgeted for FY-08 may be encumbered only through June 30,
8 2008, and must be expended by November 15, 2008. Any funds
9 remaining after November 15, 2008, and not budgeted for FY-09, shall
10 lapse to the credit of the proper fund for the then current fiscal
11 year. Funds budgeted for FY-09 may be encumbered only through June
12 30, 2009. Any funds remaining after November 15, 2009, shall lapse
13 to the credit of the proper fund for the then current fiscal year.
14 These appropriations may not be budgeted in both fiscal years
15 simultaneously. Funds budgeted in FY-08, and not required to pay
16 obligations for that fiscal year, may be budgeted for FY-09, after
17 the agency to which the funds have been appropriated has prepared
18 and submitted a budget work program revision removing these funds
19 from the FY-08 budget work program and after such revision has been
20 approved by the Office of State Finance.

21 SECTION 49. This act shall become effective July 1, 2007.

22 SECTION 50. It being immediately necessary for the preservation
23 of the public peace, health and safety, an emergency is hereby
24

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

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