

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 SENATE BILL 1989

By: Laughlin

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2001,
8 Section 18-201.1, as last amended by Section 10,
9 Chapter 432, O.S.L. 2005 (70 O.S. Supp. 2007, Section
10 18-201.1), which relates to calculation of foundation
aid; modifying teacher experience and degree index
amounts; providing an effective date; and declaring
an emergency.

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

14 SECTION 1. AMENDATORY 70 O.S. 2001, Section 18-201.1, as
15 last amended by Section 10, Chapter 432, O.S.L. 2005 (70 O.S. Supp.
16 2007, Section 18-201.1), is amended to read as follows:

17 Section 18-201.1 A. Beginning with the 1997-98 school year,
18 and each school year thereafter, the weighted membership of a school
19 district for calculation of Foundation Aid purposes pursuant to
20 paragraph 1 of subsection D of Section 18-200.1 of this title shall
21 be the sum of the weighted pupil grade level calculation, the
22 weighted pupil category calculation, the weighted district
23 calculation and the weighted teacher experience and degree
24 calculation. The weighted membership of a school district for

1 calculation of Salary Incentive Aid purposes pursuant to paragraph 3
2 of subsection D of Section 18-200.1 of this title shall be the sum
3 of the weighted pupil grade level calculation, the weighted pupil
4 category calculation, the weighted district calculation, and the
5 weighted teacher experience and degree calculation.

6 B. The weighted calculations provided for in subsection A of
7 this section shall be based on the highest weighted average daily
8 membership of the first nine (9) weeks of the current school year,
9 the preceding school year or the second preceding school year of a
10 school district, unless otherwise specified. The highest of the
11 three (3) weighted average daily memberships shall be used
12 consistently in all of the calculations. The average daily
13 membership data used for all calculations in paragraphs 1, 2, 3 and
14 4 of this subsection shall be the same as used in the calculation of
15 the State Aid Formula. The weighted calculations provided for in
16 subsection A of this section shall be determined as follows:

17 1. The weighted pupil grade level calculation shall be
18 determined by taking the highest average daily membership and
19 assigning weights to the pupils according to grade attended as
20 follows:

21	GRADE LEVEL	WEIGHT
22	a. Half-day early childhood programs	.7
23	b. Full-day early childhood programs	1.3
24	c. Half-day kindergarten	1.3

1	d. Full-day kindergarten	1.5
2	e. First and second grade	1.351
3	f. Third grade	1.051
4	g. Fourth through sixth grade	1.0
5	h. Seventh through twelfth grade	1.2
6	i. Out-of-home placement	1.50

7 Multiply the membership of each subparagraph of this paragraph by
8 the weight assigned to such subparagraph of this paragraph and add
9 the totals together to determine the weighted pupil grade level
10 calculation for a school district. Determination of the pupils
11 eligible for the early childhood program weight shall be pursuant to
12 the provisions of Section 1-114 of this title. The pupils eligible
13 for the out-of-home placement pupil weight shall be students who are
14 not residents of the school district in which they are receiving
15 education pursuant to the provisions of subsection D of Section 1-
16 113 of this title. Such weight may be claimed by the district
17 providing educational services to such student for the days that
18 student is enrolled in that district. If claimed, the out-of-home
19 placement weight shall be in lieu of the pupil grade level and any
20 pupil category weights for that student. Provided, if a student
21 resides in a juvenile detention center that is restricted to less
22 than twelve (12) beds, the out-of-home placement pupil weight for
23 such students shall be calculated as follows: for a center with six

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1 (6) beds - 3.0; for a center with eight (8) beds - 2.3 and for a
2 center with ten (10) beds - 1.80.

3 2. The weighted pupil category calculation shall be determined
4 by assigning a weight to the pupil category as follows:

5	CATEGORY	WEIGHT
6	a. Vision Impaired	3.8
7	b. Learning Disabilities	.4
8	c. Deaf or Hard-of-Hearing	2.9
9	d. Deaf and Blind	3.8
10	e. Educable Mentally Handicapped	1.3
11	f. Emotionally Disturbed	2.5
12	g. Gifted	.34
13	h. Multiple Handicapped	2.4
14	i. Physically Handicapped	1.2
15	j. Speech Impaired	.05
16	k. Trainable Mentally Handicapped	1.3
17	l. Bilingual	.25
18	m. Special Education Summer Program	1.2
19	n. Economically Disadvantaged	.25
20	o. Optional Extended School Year	

21 Program

As determined by
the State Board
of Education

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1 Except as otherwise provided, multiply the number of pupils approved
2 in the school year with the highest average daily membership in each
3 category by the weight assigned to such category and add the totals
4 together to determine the weighted pupil category calculation for a
5 school district. For the 1996-97 school year, the number to be
6 multiplied by the weight assigned to the gifted category in
7 subparagraph g of this paragraph shall be the lesser of (1) the sum
8 of the number of students who scored in the top three percent (3%)
9 on any national standardized test of intellectual ability plus the
10 number of students identified as gifted pursuant to subparagraphs a
11 through d of paragraph 1 of Section 1210.301 of this title or (2)
12 the sum of the number of students who scored in the top three
13 percent (3%) on any national standardized test of intellectual
14 ability plus eight percent (8%) of the total average daily
15 membership of the school district for the preceding school year.
16 For the 1997-98 school year and subsequent school years, the number
17 to be multiplied by the weight assigned to the gifted category in
18 subparagraph g of this paragraph shall be the lesser of (1) the sum
19 of the number of students who scored in the top three percent (3%)
20 on any national standardized test of intellectual ability plus the
21 number of students identified as gifted pursuant to subparagraphs a
22 through d of paragraph 1 of Section 1210.301 of this title, or (2)
23 the sum of the number of students who scored in the top three
24 percent (3%) on any national standardized test of intellectual

1 ability plus eight percent (8%) of the total average daily
2 membership of the school district for the first nine (9) weeks of
3 the school year.

4 3. The weighted district calculation shall be determined by
5 determining the calculations for each school district for both the
6 small school district formula and the district sparsity - isolation
7 formula, applying whichever is the greater of the calculations of
8 the two formulas and then applying the restrictions pursuant to
9 subparagraph c of this paragraph.

10 a. Small school district formula: $529 \text{ minus the average}$
11 $\text{daily membership divided by } 529 \text{ times } .2 \text{ times total}$
12 $\text{average daily membership.}$

13 The small school district formula calculation shall
14 apply only to school districts whose highest average
15 daily membership is less than 529 pupils. School
16 districts which are consolidated or annexed after July
17 1, 2003, pursuant to the Oklahoma School Voluntary
18 Consolidation and Annexation Act shall have the
19 weighted district size calculation for the three (3)
20 school years following the fiscal year in which such
21 consolidation occurred calculated to be the sum of the
22 individual consolidated districts computed as if the
23 consolidation had not taken place. Thereafter, any
24 such district which is consolidated pursuant to the

1 Oklahoma School Voluntary Consolidation and Annexation
2 Act shall not qualify for the weighted district
3 calculation unless the district can satisfy the
4 specifications herein. Subject to the provisions of
5 subparagraph c of this paragraph, the resulting number
6 shall be counted as additional students for the
7 purpose of calculating State Aid.

8 b. District sparsity - isolation formula:

9 The district sparsity - isolation formula calculation
10 shall apply only to school districts:

11 (1) whose total area in square miles is greater than
12 the average number of square miles for all school
13 districts in this state; and

14 (2) whose areal density is less than one-fourth (1/4)
15 of the state average areal density. Areal
16 density shall be determined by dividing the
17 school district's average daily membership by the
18 school district's total area in square miles.

19 The district sparsity - isolation formula calculation
20 shall be calculated as follows:

21 The school district student cost factor multiplied by
22 the school district area factor. The resulting
23 product shall be multiplied by the school district's
24 average daily membership. Subject to the provisions

1 of subparagraph c of this paragraph, the resulting
2 number shall be counted as additional students for the
3 purpose of calculating State Aid.

4 The school district student cost factor shall be
5 calculated as follows:

6 The school district's average daily membership shall
7 be categorized into the following grade level groups
8 and applied to the appropriate formulas as computed
9 below:

10 Grade Level Group

11 Grades K-5 Divide 74 by the sum of the Grade
12 Level ADM plus 23, add .85 to the
13 quotient, then multiply the sum by
14 the Grade Level ADM.

15 Grades 6-8 Divide 122 by the sum of the Grade
16 Level ADM plus 133, add .85 to the
17 quotient, then multiply the sum by
18 the Grade Level ADM.

19 Grades 9-12 Divide 292 by the sum of the Grade
20 Level ADM plus 128, add .78 to the
21 quotient, then multiply the sum by
22 the Grade Level ADM.

23 The sum of the grade level group's average daily
24 membership shall be divided by the school district's

1 average daily membership. The number one (1.0) shall
2 be subtracted from the resulting quotient.

3 The school district area cost factor shall be
4 calculated as follows:

5 Subtract the state average district area from the
6 district area, then divide the remainder by the state
7 average district area;

8 however, the district area cost factor shall not
9 exceed one (1.0).

10 The State Board of Education shall define geographical
11 barriers whose location in a school district would
12 inhibit the district from consolidation or annexation.

13 The Board shall make available an application process,
14 review applications, and for districts the Board deems
15 necessary allow additional square miles to be used for
16 the purposes of calculations used for the weighted
17 district sparsity - isolation formula. Provided, that
18 the additional square miles allowed for geographical
19 barriers shall not exceed thirty percent (30%) of the
20 district's actual size.

21 c. State Aid funds which a district is calculated to
22 receive as a result of the weighted district
23 calculation shall be restricted as follows:

1 If, after the weighted district calculation is
2 applied, the district's projected per pupil revenue
3 exceeds one hundred fifty percent (150%) of the
4 projected state average per pupil revenue, then the
5 district's State Aid shall be reduced by an amount
6 that will restrict the district's projected per pupil
7 revenue to one hundred fifty percent (150%) of the
8 projected state average per pupil revenue. Provided,
9 in applying the restriction provided in this division,
10 the district's State Aid shall not be reduced by an
11 amount greater than by the amount of State Aid which
12 was generated by the weighted district calculation.
13 The July calculation of the projected per pupil
14 revenue shall be determined by dividing the highest of
15 the district's preceding two years average daily
16 membership (ADM) as weighted by the pupil grade level,
17 the pupil category, the district and the teacher
18 experience degree index calculations for projected
19 State Aid into the district's projected total revenues
20 including projected funds for the State Aid Formula
21 for the preceding year, net assessed valuation for the
22 preceding calendar year times thirty-nine (39) mills,
23 county revenues excluding the county four-mills
24 revenues for the second preceding year, other state

1 appropriations for the preceding year and the
2 collections for the preceding year of state
3 apportionment, motor vehicle revenue, gross production
4 tax and R.E.A. tax.

5 The December calculation of the projected per pupil
6 revenue shall be determined by dividing the highest of
7 the district's first nine (9) weeks of the current
8 school year or the two preceding school years average
9 daily membership (ADM) as weighted by the pupil grade
10 level, the pupil category, the district and the
11 teacher experience degree index calculations for
12 projected State Aid into the district's projected
13 total revenues including funds for the December
14 calculation of the current year State Aid Formula, net
15 assessed valuation for the current calendar year times
16 thirty-nine (39) mills, county revenues excluding the
17 county four-mills revenue for the preceding year,
18 other state appropriations for the preceding year and
19 the collections for the preceding year of state
20 apportionment, motor vehicle revenue, gross production
21 tax and R.E.A. tax.

22 The district's projected total revenues for each
23 calculation shall exclude the following collections
24 for the second preceding year: federal revenue,

insurance loss payments, reimbursements, recovery of overpayments and refunds, unused reserves, prior expenditures recovered, prior year surpluses, and other local miscellaneous revenues.

4. The weighted teacher experience and degree calculation shall be determined in accordance with the teacher experience and degree index. The State Department of Education shall determine an index for each state teacher by using data supplied in the school district's teacher personnel reports of the preceding year and utilizing the index as follows:

TEACHER EXPERIENCE - DEGREE INDEX			
EXPERIENCE	BACHELOR'S DEGREE	MASTER'S DEGREE	DOCTOR'S DEGREE
0 - 2	.7	.9 <u>.8</u>	1.1 <u>.9</u>
3 - 5	.8	1.0 <u>.9</u>	1.2 <u>1.0</u>
6 - 8	.9	1.1 <u>1.0</u>	1.3 <u>1.1</u>
9 - 11	1.0	1.2 <u>1.1</u>	1.4 <u>1.2</u>
12 - 15 <u>14</u>	1.1	1.3 <u>1.2</u>	1.5 <u>1.3</u>
Over 15 <u>- 17</u>	1.2	1.4 <u>1.3</u>	1.6 <u>1.4</u>
<u>18 - 20</u>	<u>1.3</u>	<u>1.4</u>	<u>1.5</u>
<u>21 - 23</u>	<u>1.4</u>	<u>1.5</u>	<u>1.6</u>
<u>Over 23</u>	<u>1.5</u>	<u>1.6</u>	<u>1.7</u>

The school district teacher index for each school district shall be determined by subtracting the weighted average state teacher from

1 the weighted average district teacher. Multiply the school district
2 teacher index if greater than zero by .7 and then multiply that
3 product by the sum of the district's weighted pupil grade level
4 calculation provided in paragraph 1 of this subsection and the
5 weighted pupil category calculation provided in subparagraph n of
6 paragraph 2 of this subsection to determine the weighted teacher
7 experience and degree calculation.

8 SECTION 2. This act shall become effective July 1, 2008.

9 SECTION 3. It being immediately necessary for the preservation
10 of the public peace, health and safety, an emergency is hereby
11 declared to exist, by reason whereof this act shall take effect and
12 be in full force from and after its passage and approval.

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