

1 STATE OF OKLAHOMA

2 1st Session of the 52nd Legislature (2009)

3 HOUSE BILL 1119

By: Miller and Martin (Scott)
of the House

4 And

5 Johnson (Mike) and Myers of
6 the Senate

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9 AS INTRODUCED

10 An Act relating to schools; amending 70 O.S. 2001,
11 Section 1210.710, as amended by Section 28, Chapter
12 434, O.S.L. 2003 (70 O.S. Supp. 2008, Section
13 1210.710), which relates to funding of elementary
school counselors; modifying reporting requirements;
providing an effective date; and declaring an
emergency.

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

17 SECTION 1. AMENDATORY 70 O.S. 2001, Section 1210.710, as
18 amended by Section 28, Chapter 434, O.S.L. 2003 (70 O.S. Supp. 2008,
19 Section 1210.710), is amended to read as follows:

20 Section 1210.710 A. It is hereby the intent of the Oklahoma
21 Legislature to provide funding to urban school districts to hire
22 school counselors at the elementary level. Preference for funding
23 shall be given to those urban school districts that have the highest
24 number of elementary students at-risk and in need of alternative

1 education. For purposes of this section, "urban school district"
2 means a school district with an average daily membership of thirty
3 thousand (30,000) or more.

4 B. Implementation of this section shall be contingent upon the
5 appropriation by the Legislature of state funds for the specific
6 purpose of implementing this section. Nothing in this section shall
7 prevent the State Board of Education or a school district board of
8 education from utilizing private, local, or federal funds to
9 implement this section.

10 C. Implementation of this section shall be delayed until the
11 current expenditure per pupil in average daily attendance in public
12 elementary and secondary schools in unadjusted dollars for the 1998-
13 99 school year or any school year thereafter for Oklahoma, as
14 reported by the National Center for Education Statistics annually in
15 the Digest of Education Statistics, reaches at least ninety percent
16 (90%) of the regional average expenditure for that same year, and
17 funds are provided. For purposes of this section, the regional
18 average expenditure shall consist of the current expenditure per
19 pupil in average daily attendance in public elementary and secondary
20 schools in unadjusted dollars for each of the following states:
21 Arkansas, Colorado, Kansas, Missouri, New Mexico, Oklahoma, and
22 Texas, averaged together. By January 1 of each year, the State
23 Board of Education shall report, in either written or electronic
24 form, whether or not the ninety-percent expenditure level has been

1 reached based on information reported annually in the Digest of
2 Education Statistics by the National Center for Education
3 Statistics. This section shall be implemented on July 1 after the
4 first January 1 report verifies that the ninety-percent expenditure
5 level has been reached and funds have been provided for the specific
6 purposes of this section.

7 SECTION 2. This act shall become effective July 1, 2009.

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

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