

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1807

By: Shumate

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5  
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2001,  
8 Section 3-142, as last amended by Section 4, Chapter  
9 257, O.S.L. 2007 (70 O.S. Supp. 2008, Section 3-142),  
10 which relates to charter school funding; making  
11 charter schools eligible to request bond issue  
12 funding for purchasing, repairing, or improving  
13 certain property; specifying ownership of certain  
14 property; directing a sponsoring school district to  
15 offer certain opportunity to charter schools;  
16 providing an effective date; and declaring an  
17 emergency.

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

19 SECTION 1. AMENDATORY 70 O.S. 2001, Section 3-142, as  
20 last amended by Section 4, Chapter 257, O.S.L. 2007 (70 O.S. Supp.  
21 2008, Section 3-142), is amended to read as follows:

22 Section 3-142. A. For purposes of funding, a charter school  
23 sponsored by a board of education of a school district shall be  
24 considered a site within the school district in which the charter  
school is located. The student membership of the charter school  
shall be considered separate from the student membership of the  
district in which the charter school is located for the purpose of

1 calculating weighted average daily membership pursuant to Section  
2 18-201.1 of this title and state aid pursuant to Section 18-200.1 of  
3 this title. For charter schools sponsored by a board of education  
4 of a school district, the sum of the separate calculations for the  
5 charter school and the school district shall be used to determine  
6 the total State Aid allocation for the district in which the charter  
7 school is located. A charter school shall receive from the  
8 sponsoring school district, the State Aid revenue generated by its  
9 students for the applicable year, less up to five percent (5%) of  
10 the total, which may be retained by the school district as a fee for  
11 administrative services rendered. For charter schools sponsored by  
12 the board of education of a technology center school district or a  
13 higher education institution, the State Aid allocation for the  
14 charter school shall be distributed by the State Board of Education.  
15 Not more than five percent (5%) of the total allocation may be  
16 charged by the sponsor as a fee for administrative services  
17 rendered. The State Board of Education shall determine the policy  
18 and procedure for making payments to a charter school.

19 B. The weighted average daily membership for the first year of  
20 operation of a charter school shall be determined initially by  
21 multiplying the actual enrollment of students as of August 1 by  
22 1.333. The charter school shall receive revenue equal to that which  
23 would be generated by the estimated weighted average daily  
24 membership calculated pursuant to this subsection. At midyear, the

1 allocation for the charter school shall be adjusted using the first  
2 quarter weighted average daily membership for the charter school  
3 calculated pursuant to subsection A of this section.

4 C. A charter school shall be eligible to receive any other aid,  
5 grants or revenues allowed to other schools. A charter school  
6 sponsored by the board of education of a technology center school  
7 district or a higher education institution shall be considered a  
8 local education agency for purposes of funding.

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

13 E. A charter school sponsored by a board of education of a  
14 school district shall be eligible to receive funds from bond issues  
15 made by the school district for purchasing school buildings, making  
16 repairs or improvements to school buildings occupied or leased by  
17 the charter school, or purchasing school furniture or fixtures for  
18 the charter school. Any real or personal property bought, repaired,  
19 or improved with school bond issue proceeds shall be the property of  
20 the school district. Prior to submitting a bond issue for approval  
21 by the voters, the sponsoring board of education of a school  
22 district shall offer the charter school an opportunity to submit  
23 projects to be included in the question of issuing the bonds.

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

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

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