

1 STATE OF OKLAHOMA

2 2nd Session of the 52nd Legislature (2010)

3 HOUSE BILL 3113

By: Hilliard

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2001,
8 Section 18-108, as last amended by Section 9, Chapter
9 432, O.S.L. 2005 (70 O.S. Supp. 2009, Section 18-
10 108), which relates to the provision of free public
kindergarten; modifying the beginning school year in
which free full-day kindergarten shall be provided;
and providing an effective date.

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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 18-108, as
15 last amended by Section 9, Chapter 432, O.S.L. 2005 (70 O.S. Supp.
16 2009, Section 18-108), is amended to read as follows:

17 Section 18-108. A. It is the intent of the Legislature to
18 provide a free public kindergarten for every five-year-old child in
19 this state.

20 B. Each day during which a child attends a kindergarten for two
21 and one-half (2 1/2) hours or more shall be counted as one hundred
22 percent (100%) of one (1) day of average daily attendance. Each day
23 a kindergarten student is on the membership roll in a school
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1 district shall be counted as one hundred percent (100%) of one (1)
2 day of average daily membership.

3 C. It shall be the duty of every school district in this state
4 to provide and offer kindergarten free of tuition for every child
5 residing in such district who attains the age of five (5) years on
6 or before the first day of September during the school year such
7 kindergarten is offered, provided that this duty may be satisfied by
8 transferring kindergarten children to other school districts which
9 accept them and provide kindergarten for such children, or by
10 contracting for classroom space with a licensed public or licensed
11 private child care provider based upon selection criteria
12 established by the district.

13 D. A kindergarten program may be offered jointly by school
14 districts that have formed interlocal cooperative agreements
15 pursuant to Section 5-117b of this title.

16 E. Beginning with the ~~2011-2012~~ 2013-2014 school year, it shall
17 be the duty of every school district in this state to provide and
18 offer a full six-hour day of kindergarten free of tuition for every
19 child residing in the district who attains the age of five (5) years
20 on or before the first day of September during the school year
21 kindergarten is offered, provided that this duty may be satisfied by
22 intra-district transfer to a school offering full-day kindergarten,
23 by transferring kindergarten children to other school districts
24 which will accept them and can provide kindergarten for such

1 children, or by contracting for classroom space with a licensed
2 public or licensed private child care provider based upon selection
3 criteria established by the district. A school district shall be
4 exempt from the provisions of this subsection if the school district
5 has voted indebtedness through the issuance of bonds or approval by
6 voters of issuance of new bonds for more than eighty-five percent
7 (85%) of the maximum allowable, pursuant to the provisions of
8 Section 26 of Article X of the Oklahoma Constitution, at any time
9 within the previous five (5) years.

10 F. The requirement to attend kindergarten provided in Section
11 10-105 of this title may be satisfied by attendance in either a
12 half-day or full-day program. Membership in a kindergarten for
13 either two and one-half (2 1/2) hours or six (6) hours per school
14 day shall be counted as one (1) day for average daily membership
15 purposes. For purposes of State Aid, the pupil grade level weight
16 for a two-and-one-half-hour day of kindergarten shall be 1.3, and
17 for a six-hour full day of kindergarten shall be 1.5.

18 SECTION 2. This act shall become effective November 1, 2010.

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52-2-8944 AM 01/05/10