

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 3170

By: Hickman

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2001,
8 Section 13-107, which relates to federal funds for
9 special education; clarifying statutory language;
10 directing the State Board of Education to develop a
11 certain funding mechanism; limiting funding for out-
12 of-state residential placements to certain school
13 districts; requiring prior approval; and declaring an
14 emergency.

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

16 SECTION 1. AMENDATORY 70 O.S. 2001, Section 13-107, is
17 amended to read as follows:

18 Section 13-107. A. The State Board of Education is hereby
19 empowered to accept and disburse any grants or funds that may be
20 matched by or received from the federal government for the education
21 of exceptional children and to make necessary rules ~~and regulations~~
22 for such purpose.

23 B. The State Board of Education shall develop a funding
24 mechanism for the disbursement of federal funds to reimburse local
educational agencies for the excessive costs of high-need students.

1 Excess cost funding for out-of-state residential placements for
2 students with special needs who have an individual education program
3 (IEP) that calls for an out-of-state residential placement in order
4 to provide a free and appropriate public education shall only be
5 provided to school districts that are located in counties that have
6 a border contiguous with another state. Prior approval by the State
7 Department of Education shall be required for funding for out-of-
8 state residential placement.

9 SECTION 2. 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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