

1 STATE OF OKLAHOMA

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

3 SENATE BILL 2212

By: Ford

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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. 2009, Section 3-142),
10 which relates to funding of charter schools;
11 establishing certain charter schools as local
12 education agencies for certain purpose; providing an
13 effective date; and declaring an emergency.

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

15 SECTION 1. AMENDATORY 70 O.S. 2001, Section 3-142, as
16 last amended by Section 4, Chapter 257, O.S.L. 2007 (70 O.S. Supp.
17 2009, Section 3-142), is amended to read as follows:

18 Section 3-142. A. For purposes of funding, a charter school
19 sponsored by a board of education of a school district shall be
20 considered a site within the school district in which the charter
21 school is located. The student membership of the charter school
22 shall be considered separate from the student membership of the
23 district in which the charter school is located for the purpose of
24 calculating weighted average daily membership pursuant to Section
18-201.1 of this title and state aid pursuant to Section 18-200.1 of

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

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

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

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

14 SECTION 2. This act shall become effective July 1, 2010.

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

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