

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 SUBCOMMITTEE RECOMMENDATION
4 FOR ENGROSSED

5 SENATE BILL NO. 256

6 By: Ford of the Senate

7 and

8 Denney of the House

9 SUBCOMMITTEE RECOMMENDATION

10 An Act relating to charter schools; amending 70 O.S.
11 2001, Section 3-142, as last amended by Section 39 of
12 Enrolled Senate Bill No. 553 of the 1st Session of
13 the 53rd Oklahoma Legislature, which relates to
14 charter school funding; providing that charter
15 schools are eligible for government lease rates;
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 39 of Enrolled Senate Bill No. 553 of the
21 1st Session of the 53rd Oklahoma Legislature, is amended to read as
22 follows:

23 Section 3-142. A. For purposes of funding, a charter school
24 sponsored by a board of education of a school district shall be
considered a site within the school district in which the charter

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

1 be assessed on the State Aid allocation amount and shall not be
2 assessed on any other appropriated amounts.

3 B. The weighted average daily membership for the first year of
4 operation of a charter school shall be determined initially by
5 multiplying the actual enrollment of students as of August 1 by
6 1.333. The charter school shall receive revenue equal to that which
7 would be generated by the estimated weighted average daily
8 membership calculated pursuant to this subsection. At midyear, the
9 allocation for the charter school shall be adjusted using the first
10 quarter weighted average daily membership for the charter school
11 calculated pursuant to subsection A of this section.

12 C. A charter school shall be eligible to receive any other aid,
13 grants or revenues allowed to other schools. A charter school
14 sponsored by the board of education of a technology center school
15 district, a higher education institution, the State Board of
16 Education, or a federally recognized Indian tribe shall be
17 considered a local education agency for purposes of funding. A
18 charter school sponsored by a board of education of a school
19 district shall be considered a local education agency for purposes
20 of federal funding.

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

1 E. Any charter school which chooses to lease property shall be
2 eligible to receive current government lease rates.

3 SECTION 2. This act shall become effective July 1, 2011.

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

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