

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 1186

By: Sears and Martin (Scott) of  
the House

4 and

5 Myers and Jolley of the  
6 Senate

7  
8 AS INTRODUCED

9  
10 An Act relating to schools; amending 70 O.S. 2001,  
11 Section 1210.569, as amended by Section 27, Chapter  
12 434, O.S.L. 2003 (70 O.S. Supp. 2010, Section  
13 1210.569), which relates to student needs  
14 assessments; modifying reporting requirements; and  
15 providing an effective date.

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

17 SECTION 1. AMENDATORY 70 O.S. 2001, Section 1210.569, as  
18 amended by Section 27, Chapter 434, O.S.L. 2003 (70 O.S. Supp. 2010,  
19 Section 1210.569), is amended to read as follows:

20 Section 1210.569 A. Each school district shall be required to  
21 update and submit on an annual basis the student needs assessment  
22 and alternative education plan outlined in Section 1210.566 of this  
23 title. The alternative education plan of each school district shall  
24 provide for specific professional development programs for the  
teachers teaching in or working with an alternative education

1 program. The annual needs assessment data shall be incorporated by  
2 the State Board of Education into an annual report which shall be  
3 submitted to the Speaker of the House of Representatives, the  
4 President Pro Tempore of the Senate and the Governor. The report  
5 shall include a listing by school district of the number of students  
6 funded and the reported number of students served in an alternative  
7 education program.

8 B. By July 1 of each year, each school district shall submit an  
9 expenditure report to the State Department of Education listing all  
10 of the expenditures made by the school district for the alternative  
11 education program for the previous year.

12 C. Upon implementation of this subsection as provided for in  
13 subsections D and E of this section, each urban school district as  
14 defined in Section 1210.568 of this title and as identified by the  
15 State Department of Education as having a high population of  
16 elementary grade students who are at-risk and in need of alternative  
17 education shall expand the annual student needs assessment and  
18 alternative education plan as required in subsection A of this  
19 section to include a needs assessment and education plan for  
20 elementary students who are at-risk and in need of alternative  
21 education.

22 D. Implementation of subsection C of this section shall be  
23 contingent upon the appropriation by the Legislature of state funds  
24 for the specific purpose of implementing subsection C of this

1 section. Nothing in this section shall prevent the State Board of  
2 Education or a school district board of education from utilizing  
3 private, local, or federal funds to implement subsection C of this  
4 section.

5 E. Implementation of subsection C of this section shall be  
6 delayed until the current expenditure per pupil in average daily  
7 attendance in public elementary and secondary schools in unadjusted  
8 dollars for the 1998-99 school year or any school year thereafter  
9 for Oklahoma, as reported by the National Center for Education  
10 Statistics annually in the Digest of Education Statistics, reaches  
11 at least ninety percent (90%) of the regional average expenditure  
12 for that same year, and funds are provided. For purposes of this  
13 subsection, the regional average expenditure shall consist of the  
14 current expenditure per pupil in average daily attendance in public  
15 elementary and secondary schools in unadjusted dollars for each of  
16 the following states: Arkansas, Colorado, Kansas, Missouri, New  
17 Mexico, Oklahoma, and Texas, averaged together. By January 1 of  
18 each year, the State Board of Education shall report, in either  
19 written or electronic form, whether or not the ninety-percent  
20 expenditure level has been reached based on information reported  
21 annually in the Digest of Education Statistics by the National  
22 Center for Education Statistics. Subsection C of this section shall  
23 be implemented on July 1 after the first January 1 report verifies

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1 that the ninety-percent expenditure level has been reached and funds  
2 have been provided for the specific purposes of the section.

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

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