

1 funding; deleting waiver option for elementary school
2 districts; requiring alternative education programs
3 to be operational by certain date; modifying duties
4 of the technical assistance provider; deleting
5 certain contingent alternative education program
6 provisions; deleting alternative education annual
7 plan reporting, professional development and
8 expansion requirements; authorizing the State Board
9 of Education to award Alternative Approaches
10 Incentive Grants; listing criteria for the grants;
11 requiring grant applications to designate purposes
12 for funds; directing the technical assistance program
13 to make a report on funding utilization; repealing 70
14 O.S. 2011, Sections 1210.561, 1210.562 and 1210.565,
15 which relate to grants for alternative education and
16 payment for alternative education teachers; providing
17 an effective date; and declaring an emergency.

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

19 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.566, is
20 amended to read as follows:

21 Section 1210.566 A. ~~Each year by December 1, every school~~
22 ~~district that serves middle school, junior high school and secondary~~
23 ~~school students shall conduct and report to the State Department of~~
24 ~~Education a needs assessment to identify those students in grades~~
~~six through twelve who are most at risk of not completing a high~~
~~school education for a reason other than that identified in Section~~
~~13-101 of this title, including students under the age of nineteen~~
~~(19) who reside in the district and have dropped out of school or~~
~~are or have been suspended from school. Districts shall utilize~~
~~data and information from juvenile justice agencies and the Office~~

1 ~~of Accountability in conducting the needs assessments. The results~~
2 ~~of the needs assessments shall be reported to the State Department~~
3 ~~of Education in a format specified by the Department.~~

4 B. ~~By May 1, 1995~~ August 1 of each year, every school district
5 ~~as specified in subsection A of this section~~ shall develop and
6 electronically submit to the State Department of Education through
7 the student identification system, established pursuant to Section
8 18-200.1 of this title, a proposed plan approved by the district
9 board of education, for meeting the needs of the students at risk of
10 not completing a high school education ~~as identified through the~~
11 ~~needs assessment required in subsection A of this section by~~
12 ~~establishing, continuing or expanding alternative education programs~~
13 and meeting the needs of students identified for receiving
14 educational services through Academy Programs, Specialty Programs
15 and Targeted Support Services pursuant to Section 1210.568 of this
16 title. The district shall include parents, students, teachers, law
17 enforcement representatives, judicial system representatives, social
18 service representatives, technology center school district
19 representatives, and others deemed appropriate by the board of
20 education in the development of the proposed plan. If the school
21 district overlaps a technology center school district or districts,
22 the plan shall be coordinated with the board of education of each
23 overlapped technology center school district.

24

1 ~~C.~~ B. The proposed plan shall be placed on file at the office
2 of the school district superintendent where it shall be made
3 available to the public on request by no later than August 1 of each
4 year.

5 ~~D. By September 1, 1995, the State Board of Education shall~~
6 ~~prepare and submit to the Legislature and the Governor a proposed~~
7 ~~statewide plan, including a statement of needed funding, for the~~
8 ~~provision of alternative education to students in grades six through~~
9 ~~twelve who have been identified by school districts in their needs~~
10 ~~assessments as being at risk of not completing a high school~~
11 ~~education for a reason other than that identified in Section 13-101~~
12 ~~of this title. The plan should include provisions for cooperative~~
13 ~~agreements to provide services for students in alternative education~~
14 ~~programs and coordination with the State Board of Career and~~
15 ~~Technology Education.~~

16 SECTION 2. AMENDATORY 70 O.S. 2011, Section 1210.567, is
17 amended to read as follows:

18 Section 1210.567 A. Upon application of a district board of
19 education, the State Board of Education shall authorize an
20 abbreviated day schedule for an alternative school or alternative
21 education program that is or will be administered by the district
22 pursuant to the provisions of this act or for the education provided
23 for students in a residential or treatment facility located within
24 the district. A student assigned to the alternative school, an

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 alternative education program or receiving educational services in a
2 residential or treatment facility within the district who attends
3 for a full abbreviated day shall be counted in attendance for
4 purposes of computing average daily attendance and average daily
5 membership for the district.

6 B. A district board of education may authorize enrollment on a
7 part-time basis utilizing Internet-based courses for students who
8 have dropped out of school or are or have been suspended from
9 school. State Aid shall be calculated for such students based upon
10 the percentage of the total school day in which the student is
11 enrolled multiplied by the appropriate grade level weight pursuant
12 to Section 18-201.1 of this title, ~~provided such student was~~
13 ~~enrolled at any time in a public school in this state during the~~
14 ~~previous three (3) school years.~~

15 C. A district board of education shall hire only licensed or
16 certified teachers to teach in an alternative education program or
17 alternative education school offered by the district or to teach
18 students who are in a residential or treatment facility.

19 ~~D. No later than August 1, 1994, the State Board of Education~~
20 ~~in consultation with the Oklahoma Commission for Teacher Preparation~~
21 ~~shall promulgate rules by which a certified teacher who is qualified~~
22 ~~to teach in an alternative education program or alternative school~~
23 ~~as determined by the district board of education offering the~~
24 ~~alternative education program or alternative school or who teaches~~

1 ~~students in a residential or treatment facility may be certified to~~
2 ~~teach subjects in which the teacher does not hold certification.~~

3 ~~The rules shall provide:~~

4 1. ~~The certification may be granted only upon application of a~~
5 ~~district board of education offering an alternative education~~
6 ~~program or alternative school pursuant to the provisions of this act~~
7 ~~or upon application of a district board of education offering a~~
8 ~~residential or treatment facility; and~~

9 2. ~~The teacher's certification in subjects in which the teacher~~
10 ~~does not otherwise hold certification pursuant to the provisions of~~
11 ~~this section shall be valid only for purposes of teaching in the~~
12 ~~alternative education program or alternative school offered by the~~
13 ~~district board or in a residential or treatment facility located~~
14 ~~within the district making application.~~

15 SECTION 3. AMENDATORY 70 O.S. 2011, Section 1210.568, is
16 amended to read as follows:

17 Section 1210.568 A. Beginning with the first semester of the
18 ~~1996-1997~~ 2014-2015 school year, the State Board of Education shall
19 implement a three-tiered statewide system of ~~alternative education~~
20 ~~programs which shall be phased in within seven (7) years. The~~
21 ~~statewide system shall include but not be limited to Alternative~~
22 ~~Approaches grant programs, funded pursuant to Section 1210.561 of~~
23 ~~this title, and alternative academies or alternative programs~~
24 ~~implemented pursuant to this section~~ support consisting of Academy

1 Programs, Specialty Programs and Targeted Support Services as
2 follows:

3 1. Academy Programs are designed for public school students in
4 grades nine through twelve identified as exhibiting characteristics
5 placing the student at risk of dropping out of school. The purpose
6 of the Academy Program is to provide intervention services to
7 identified students in grades nine through twelve whose needs are
8 best met in a nontraditional learning environment. Academies may be
9 offered by an individual local education agency or may be offered
10 jointly by local education agencies, charter schools, career
11 technology centers or entities formed by interlocal cooperative
12 agreements pursuant to Section 5-117b of this title;

13 2. Specialty Programs are designed for public school students
14 in grades nine through twelve identified as exhibiting
15 characteristics placing the student at risk of dropping out of
16 school. The purpose of Specialty Programs is to provide intensive
17 support in a nontraditional learning environment to students whose
18 circumstances place them at extremely high risk for dropping out of
19 school. These circumstances include, but are not limited to,
20 pregnancy and parenting status, serious medical conditions, unstable
21 home environment, substance abuse, involvement in the juvenile court
22 and/or child welfare system and out-of-school suspensions.
23 Specialty Program options include, but are not limited to,
24 challenge-based programming models, teen parenting programs with

1 childcare provided, restorative justice programming models and
2 educational programming in residential facilities. Specialty
3 Programs may be offered by an individual local education agency or
4 may be offered jointly by local education agencies, charter schools,
5 career technology centers or entities formed by interlocal
6 cooperative agreements pursuant to Section 5-117b of this title; and

7 3. Targeted Support Services are designed for public school
8 students in grades kindergarten through twelve identified as
9 exhibiting characteristics placing the student at risk of dropping
10 out of school.

11 B. Beginning with the first semester of the ~~2002-2003~~ 2014-2015
12 school year, all school districts of this state shall provide
13 ~~alternative education programs~~ at least one Academy Program or
14 Specialty Program that conform ~~conforms~~ conforms to the requirements of
15 statutes and rules applicable to alternative education. ~~A program~~
16 programs. All Academy Programs and Specialty Programs shall provide
17 documentation of how the Programs are meeting all requirements to
18 the State Department of Education in a manner prescribed by the
19 Department.

20 C. Programs implemented pursuant to this section shall:

21 1. Allow class sizes and student/teacher ratios which are
22 conducive to effective learning for at-risk students, not to exceed
23 fifteen students per classroom teacher. Credit recovery labs shall
24 not exceed twenty students per classroom teacher;

1 2. Incorporate appropriate structure, curriculum, and
2 interaction and reinforcement strategies designed to provide
3 effective instruction that meets or exceeds Oklahoma graduation
4 requirements;

5 3. Include an intake and screening process developed by the
6 school district to determine eligibility of students. The intake
7 and screening process shall include the following:

8 a. a meeting with the identified student and the parent
9 or legal guardian of the student, and

10 b. evidence that placement is not punitive in nature but
11 a partnership between the school district, student and
12 parent or legal guardian;

13 4. Demonstrate that teaching faculty are appropriately licensed
14 or certified teachers and have been selected on the basis of a
15 record of successful work with at-risk students;

16 ~~5. Demonstrate that teaching faculty have been selected on the~~
17 ~~basis of a record of successful work with at-risk students or~~
18 ~~personal and educational factors that qualify them for work with at-~~
19 ~~risk students;~~

20 ~~6.~~ Reflect appropriate collaborative efforts with state
21 agencies and local agencies, local businesses and other community-
22 based organizations serving youth;

1 ~~7.~~ 6. Provide courses that meet all the academic curricula
2 standards adopted by the State Board of Education and additional
3 remedial courses, as necessary;

4 ~~8.~~ Offer individualized instruction;

5 ~~9.~~ State clear and measurable program goals and objectives;

6 ~~10.~~ 7. Include counseling and social services components based
7 upon the individual needs of each student, with the provision that
8 providers of services are not required to be certified as school
9 counselors;

10 ~~11.~~ 8. Require a ~~plan leading to graduation~~ an Individualized
11 Graduation Plan be developed for each student in ~~the program~~ an
12 Academy Program or Specialty Program which will allow the student to
13 ~~participate in graduation exercises for the school district after~~
14 ~~meeting the requirements of the school district as specified in the~~
15 ~~individual graduation plan for that student; provided, for students~~
16 ~~who enter the ninth grade in or prior to the 2007-08 school year,~~
17 ~~the plan shall specifically address whether the student is required~~
18 ~~to meet the graduation requirements established in Section 11-103.6~~
19 ~~of this title~~ progress toward the goal of fulfilling Oklahoma high
20 school graduation requirements and transitioning effectively into
21 postsecondary educational opportunities;

22 ~~12.~~ 9. Offer life skills instruction;

1 ~~13.~~ 10. Provide opportunities for arts education to students,
2 including Artists in Residence programs coordinated with the
3 Oklahoma Arts Council;

4 ~~14.~~ 11. Provide a proposed annual budget to be submitted to the
5 State Board of Education by July 1 of each year;

6 ~~15.~~ 12. ~~Include an evaluation component including an annual~~
7 ~~written self-evaluation~~ Provide evaluation information as required
8 by the State Department of Education;

9 ~~16.~~ ~~Be appropriately~~ 13. Include research-based programming
10 designed to serve middle school, junior high school and secondary
11 school students in grades six through twelve who are most at risk of
12 not completing a high school education for a reason other than that
13 identified in Section 13-101 of this title; and

14 ~~17.~~ ~~Allow~~ 14. Include policies that allow students in the
15 alternative education program an Academy Program or Specialty
16 Program, who otherwise meet all of the participation requirements,
17 to participate in vocational programs and extracurricular activities
18 offered to students otherwise enrolled in the local education
19 agency, including but not limited to graduation exercises,
20 athletics, band, and clubs;

21 15. Include intervention strategies that are individualized to
22 address the needs and interests of each student, based upon the
23 information gained through the intake and screening process;
24

1 16. Include initial and ongoing professional development of
2 faculty and staff employed in Academy Programs and Specialty
3 Programs on effective strategies for providing appropriate
4 structure, curriculum, interaction and reinforcement to students at
5 risk of dropping out of school in accordance with State Board of
6 Education guidelines;

7 17. Pay the certified teacher providing direct instruction a
8 five-percent increment above the designated step for that teacher
9 within the adopted salary schedule of the district for the time
10 served in the Academy Program or Specialty Program. As funds are
11 available, districts may elect to pay teachers an additional
12 incentive pay of up to a five-percent increment based upon student
13 progress, improvement and successful completion of the program;

14 18. Serve a minimum of ten students per school year; and

15 19. Provide a minimum of four (4) hours of instructional time
16 per day and adequate opportunity for students to make substantial
17 progress toward graduation.

18 ~~C. The alternative education program of a school district shall~~
19 ~~be operational and serving students by September 15 of each school~~
20 ~~year~~ D. In addition to the requirements of subsection C of this
21 section, Specialty Programs shall also meet the following
22 requirements:

1 1. Provide professional development to faculty and staff in the
2 area of specialty services provided by the program, in accordance
3 with the guidelines adopted by the State Board of Education; and

4 2. Provide additional resources, training and transition as
5 needed for student graduation success.

6 E. Beginning in the 2014-15 school year, all public school
7 districts in the state that serve students in grades nine through
8 twelve shall submit electronically to the State Department of
9 Education an Alternative Education Implementation Plan form no later
10 than August 1 of each year.

11 F. In addition to Academy Programs and Specialty Programs,
12 beginning in the 2014-2015 school year, all public school districts
13 in the state shall identify students in grades kindergarten through
14 twelve who are considered at risk but do not meet the needs of an
15 Academy Program or Specialty Program. These students shall be
16 served within the traditional school setting and receive Targeted
17 Support Services pursuant to this subsection as follows:

18 1. The purpose of Targeted Support Services is to provide
19 prevention and early intervention to identified students in grades
20 kindergarten through twelve within the traditional school setting.
21 Targeted Support Services are supplemental to traditional school
22 offerings and should assist the identified student in making
23 satisfactory progress toward high school graduation;
24

1 2. Funding for Targeted Support Services shall come from funds
2 allocated to school districts for State Aid pursuant to Section 18-
3 200.1 of this title, funds allocated for reading remediation
4 pursuant to Section 1210.508D of this title, funds designated for
5 the Achieving Classroom Excellence Act of 2005 pursuant to Section
6 1210.526 of this title or other sources selected by the school
7 district. Funds allocated to a school district specifically for
8 alternative education shall not be used for Targeted Support
9 Services;

10 3. Targeted Support Services programming includes, but is not
11 limited to, tutoring services, mentoring services, graduation
12 assistance programming, expanded counseling services, work-based
13 learning opportunities, attendance monitoring, credit recovery
14 programming, extended school-day or school-year programming and
15 advisement classes; and

16 4. Based on the criteria of the Targeted Support Services,
17 students shall be identified according to local district policy,
18 which may include using the Oklahoma Student Information System.

19 ~~D. Each alternative education program of a school district~~
20 ~~shall receive funding based on the combined number of dropouts and~~
21 ~~students within the district who have been referred to a county~~
22 ~~juvenile service unit, a county juvenile bureau or who have been~~
23 ~~committed to the custody of the Office of Juvenile Affairs. Each~~

1 ~~alternative education program shall receive incentive funding as~~
2 ~~follows:~~

3 ~~1. For the first year of operation, One Thousand Dollars~~
4 ~~(\$1,000.00) per student;~~

5 ~~2. For the second year of operation, Seven Hundred Fifty~~
6 ~~Dollars (\$750.00) per student; and~~

7 ~~3. For the third year of operation and each year thereafter,~~
8 ~~Seven Hundred Dollars (\$700.00) per student.~~

9 G. Statewide alternative education funding shall not be used to
10 supplant existing school district resources or to support programs
11 that do not meet all the criteria for the statewide alternative
12 education system. ~~No~~

13 H. Beginning in the 2014-2015 school year, all public
14 independent school districts which offer kindergarten through
15 twelfth grade shall receive funding for alternative education
16 programs for students identified for Academy Programs and Specialty
17 Programs based on the prior year October 1 student enrollment data
18 submitted to the State Department of Education. Each alternative
19 education program of a school district shall receive funding based
20 on the average daily membership of the school district and district
21 poverty level as measured by the proportion of students in the
22 district who qualify for the free or reduced-price school lunch
23 program. Notwithstanding the calculation of funding as provided for
24 in this subsection, no school district alternative education program

1 shall receive less than the total amount of funding the program
2 received during the 2013-2014 school year. In no case shall an
3 alternative education program receive less than a total of Ten
4 ~~Thousand Dollars (\$10,000.00)~~ Eight Thousand Dollars (\$8,000.00) per
5 school year.

6 ~~E. By September 15 of each school year, all~~ I. All statewide
7 alternative education funds received and expended for students
8 participating in an alternative education program shall be reported
9 to the State Department of Education by major object codes and by
10 program classifications pursuant to the Oklahoma Cost Accounting
11 System as adopted by the State Board of Education pursuant to
12 Section 5-135 of this title.

13 ~~F. Elementary school districts, as defined in Section 5-103 of~~
14 ~~this title, may request a waiver from the State Board of Education~~
15 ~~from the requirements of this section to implement and provide an~~
16 ~~alternative education program. Any elementary school district that~~
17 ~~has not received funding pursuant to the provisions of subsection D~~
18 ~~of this section shall be automatically granted a waiver. If a~~
19 ~~school district is granted a waiver, no statewide alternative~~
20 ~~education funding shall be allocated to the district.~~

21 ~~G.~~ J. The alternative education program of a school district
22 shall be operational and serving students by the start of each
23 school year with an approved implementation plan on file with the
24 State Department of Education by August 1 of each year.

1 K. 1. The State Board of Education shall contract for
2 technical assistance for operation of an Alternative Education
3 Technical Assistance Center. The technical assistance provider
4 shall be an entity located in Oklahoma that has been officially
5 recognized by the United States Department of Education to assess
6 and facilitate dissemination of validated educational programs in
7 Oklahoma. The technical assistance provider shall have priority, if
8 its operations are deemed satisfactory by the State Board of
9 Education and if funds are available, for annual renewal of the
10 contract.

11 2. The duties of the technical assistance provider shall
12 include, but shall not be limited to:

13 a. providing initial and ongoing training of personnel
14 who will educate at-risk populations through
15 alternative education programs,

16 b. providing technical assistance to school districts to
17 enhance the probability of success of their
18 alternative education programs,

19 c. evaluating state-funded alternative education
20 programs, and

21 d. ~~reporting to the State Board of Education the~~
22 ~~evaluation results of state-funded alternative~~
23 ~~education programs, and~~

24

1 ~~e.~~ providing in-depth program analysis and evaluation of
2 state-funded alternative education programs.

3 3. The State Board of Education shall not provide funding to an
4 alternative education program that does not receive a recommendation
5 for continued funding in the evaluation provided for in this
6 subsection. Provided, any school district not receiving such a
7 recommendation for continued funding may request a hearing before
8 the Board with a review of the evaluation prior to the Board's final
9 determination.

10 ~~H.~~ L. All alternative education programs shall be subject to
11 statutes and rules applicable to alternative education, including
12 any exemptions from statutory or regulatory requirements authorized
13 by statutes or rule.

14 ~~I.~~ M. An alternative education program may be offered by an
15 individual school district or may be offered jointly by school
16 districts that have formed interlocal cooperative agreements
17 pursuant to Section 5-117b of this title. Any school district
18 submitting a plan for ~~an alternative education program~~ Academy
19 Programs or Specialty Programs serving fewer than ten students shall
20 enter into a cooperative agreement with another school district to
21 jointly provide the program unless the program has been granted a
22 waiver from this requirement by the State Board of Education.

23 ~~J.~~ N. Any materials or equipment purchased by a school district
24 with revenue received for students participating in an alternative

1 education program shall be used only in or directly for the
2 alternative education program offered by the district or any
3 subsequent alternative education program offered to students
4 enrolled in that district. Such materials and equipment shall be
5 made available exclusively to alternative education students during
6 the hours that the alternative education program is operating;
7 ~~provided, the.~~ The material or equipment may be used for other
8 purposes when the alternative education program is not operating.

9 ~~K. Upon implementation of this subsection as provided for in~~
10 ~~subsection M of this section and contingent upon the provision of~~
11 ~~appropriated funds designated for such purpose, all school districts~~
12 ~~in the state providing alternative education programs as required in~~
13 ~~subsection B of this section shall expand the programs to include~~
14 ~~middle-school-grade students. The program shall conform to the~~
15 ~~requirements of subsection B of this section.~~

16 ~~L. Upon implementation of this subsection as provided for in~~
17 ~~subsection M of this section and contingent upon the provision of~~
18 ~~appropriated funds designated for such purpose, each urban school~~
19 ~~district identified by the State Department of Education as having a~~
20 ~~high population of elementary grade students who are at-risk and in~~
21 ~~need of alternative education shall provide elementary level~~
22 ~~alternative education programs. The State Department of Education~~
23 ~~shall establish requirements for the programs. For purposes of this~~
24

1 ~~section, "urban school district" means a school district with an~~
2 ~~average daily membership of thirty thousand (30,000) or more.~~

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

24

1 SECTION 4. AMENDATORY 70 O.S. 2011, Section 1210.569, is
2 amended to read as follows:

3 Section 1210.569 A. ~~Each school district shall be required to~~
4 ~~update and submit on an annual basis the student needs assessment~~
5 ~~and alternative education plan outlined in Section 1210.566 of this~~
6 ~~title. The alternative education plan of each school district shall~~
7 ~~provide for specific professional development programs for the~~
8 ~~teachers teaching in or working with an alternative education~~
9 ~~program. The annual needs assessment data shall be incorporated by~~
10 ~~the State Board of Education into an annual report which shall be~~
11 ~~submitted to the Speaker of the House of Representatives, the~~
12 ~~President Pro Tempore of the Senate and the Governor. The report~~
13 ~~shall include a listing by school district of the number of students~~
14 ~~funded and the reported number of students served in an alternative~~
15 ~~education program.~~

16 B. ~~By July 1 of each year, each school district shall submit an~~
17 ~~expenditure report to the State Department of Education listing all~~
18 ~~of the expenditures made by the school district for the alternative~~
19 ~~education program for the previous year.~~

20 C. ~~Upon implementation of this subsection as provided for in~~
21 ~~subsections D and E of this section, each urban school district as~~
22 ~~defined in Section 1210.568 of this title and as identified by the~~
23 ~~State Department of Education as having a high population of~~
24 ~~elementary grade students who are at-risk and in need of alternative~~

UNDERLINED language denotes Amendments to present Statutes.
BOLD FACE CAPITALIZED language denotes Committee Amendments.
~~Strike thru~~ language denotes deletion from present Statutes.

1 ~~education shall expand the annual student needs assessment and~~
2 ~~alternative education plan as required in subsection A of this~~
3 ~~section to include a needs assessment and education plan for~~
4 ~~elementary students who are at-risk and in need of alternative~~
5 ~~education.~~

6 ~~D. Implementation of subsection C of this section shall be~~
7 ~~contingent upon the appropriation by the Legislature of state funds~~
8 ~~for the specific purpose of implementing subsection C of this~~
9 ~~section. Nothing in this section shall prevent the State Board of~~
10 ~~Education or a school district board of education from utilizing~~
11 ~~private, local, or federal funds to implement subsection C of this~~
12 ~~section.~~

13 ~~E. Implementation of subsection C of this section shall be~~
14 ~~delayed until the current expenditure per pupil in average daily~~
15 ~~attendance in public elementary and secondary schools in unadjusted~~
16 ~~dollars for the 1998-99 school year or any school year thereafter~~
17 ~~for Oklahoma, as reported by the National Center for Education~~
18 ~~Statistics annually in the Digest of Education Statistics, reaches~~
19 ~~at least ninety percent (90%) of the regional average expenditure~~
20 ~~for that same year, and funds are provided. For purposes of this~~
21 ~~subsection, the regional average expenditure shall consist of the~~
22 ~~current expenditure per pupil in average daily attendance in public~~
23 ~~elementary and secondary schools in unadjusted dollars for each of~~
24 ~~the following states: Arkansas, Colorado, Kansas, Missouri, New~~

1 ~~Mexico, Oklahoma, and Texas, averaged together. By January 1 of~~
2 ~~each year, the State Board of Education shall report whether or not~~
3 ~~the ninety percent expenditure level has been reached based on~~
4 ~~information reported annually in the Digest of Education Statistics~~
5 ~~by the National Center for Education Statistics. Subsection C of~~
6 ~~this section shall be implemented on July 1 after the first January~~
7 ~~1 report verifies that the ninety percent expenditure level has been~~
8 ~~reached and funds have been provided for the specific purposes of~~
9 ~~the section~~ Contingent upon the provision of appropriated funds
10 designated for Alternative Approaches Incentive Grants, the State
11 Board of Education is authorized to award competitive grants to
12 alternative education programs that have demonstrated quality. The
13 grant awards shall be made to school districts with alternative
14 education programs which can demonstrate the following:

- 15 1. High quality in the programs as shown through independent
16 evaluation ratings;
- 17 2. Reasonable costs per student;
- 18 3. Enrollment of students who are at risk of failing to
19 complete high school;
- 20 4. Low absence rates or a reduction in absence rates;
- 21 5. High course completion rates or an increase in course
22 completion rates;
- 23 6. High student grades or an improvement in student grades;

24

1 7. Low program dropout rates or a reduction in dropout rates;
2 and

3 8. High program graduation rates or an increase in graduation
4 rates.

5 B. Grant applications shall designate the purposes for which
6 Alternative Approaches Incentive Grant funds will be spent.

7 C. The technical assistance provider for state alternative
8 education programs as designated in subsection K of Section 1210.568
9 of this title shall report to the State Department of Education on
10 how funding from each Alternative Approaches Incentive Grant was
11 utilized.

12 SECTION 5. REPEALER 70 O.S. 2011, Sections 1210.561,
13 1210.562 and 1210.565, are hereby repealed.

14 SECTION 6. This act shall become effective July 1, 2014.

15 SECTION 7. 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.

19
20 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/12/2014
21 - DO PASS, As Amended and Coauthored.

22
23
24