

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1711

By: Thomsen

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5
6 AS INTRODUCED

7 An Act relating to schools; establishing the School
8 District Unfunded Mandate Relief Program; stating
9 purpose; granting school districts certain
10 deregulation options; requiring certain notification;
11 directing the State Department of Education to
12 annually create and publish a mandates list;
13 specifying contents of the list; defining certain
14 terms; providing for codification; providing an
15 effective date; and declaring an emergency.

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

17 SECTION 1. NEW LAW A new section of law to be codified
18 in the Oklahoma Statutes as Section 3-129.21 of Title 70, unless
19 there is created a duplication in numbering, reads as follows:

20 A. There is hereby established the School District Unfunded
21 Mandate Relief Program which shall be administered by the State
22 Board of Education. The purpose of the program is to empower
23 elected school district boards of education to escape unfunded and
24 underfunded mandates created by state law and associated State Board
of Education rules.

1 B. A board of education through adoption of a resolution may
2 elect to deregulate from any unfunded or underfunded mandate and
3 associated State Board of Education rule placed upon the school
4 district by the Oklahoma Legislature as listed by the State
5 Department of Education pursuant to subsection C of this section.
6 The board of education shall notify the State Department of
7 Education of each unfunded or underfunded mandate it has elected to
8 deregulate from.

9 C. The State Department of Education shall annually create and
10 publish a list of all state created mandates, associated State Board
11 of Education rules, the amount of funding necessary to implement
12 each mandate and associated State Board of Education rule and the
13 current level of funding provided by the Oklahoma Legislature to
14 implement each mandate and associated State Board of Education rule.
15 The list of all state created mandates, associated State Board of
16 Education rules and funding levels shall be approved by the State
17 Board of Education no later than June 30 of each fiscal year.

18 D. For purposes of this Act, a state mandate shall be deemed
19 underfunded if the level of funding provided by the Oklahoma
20 Legislature is at or below seventy-five percent (75%) of the funding
21 necessary to implement the mandate as determined by the State Board
22 of Education.

23 E. For purposes of this Act, a state mandate shall be deemed
24 unfunded if the level of funding provided by the Oklahoma

1 Legislature is at zero percent (0%) of the funding necessary to
2 implement the mandate as determined by the State Board of Education.

3 SECTION 2. This act shall become effective July 1, 2013.

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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