

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE BILL 3513

By: Martin (Scott) and Sears of  
the House

4 and

5 Jolley and Justice of the  
6 Senate

7  
8  
9 AS INTRODUCED

10 An Act relating to education; specifying  
11 apportionment of certain funds which were  
12 appropriated; providing for the budgeting of funds in  
13 certain categories and amounts; requiring development  
14 of certain performance measures; requiring transfer  
15 of funds to the School Consolidation Assistance Fund;  
16 requiring transfer of funds to the Teachers'  
17 Retirement System Dedicated Revenue Revolving Fund;  
18 requiring the transfer of funds to the Teachers'  
19 Retirement System of Oklahoma for the Teachers'  
20 Retirement Credit; requiring funds allocated for  
21 Education Leadership Oklahoma to be transferred and  
22 expended for certain purposes; specifying purposes  
23 for funds allocated for Reform Implementation;  
24 stating purposes for funds allocated for Alternative  
and High Challenge Education; stating purpose of  
funds allocated for Financial Literacy; requiring  
transfer of Early Intervention funds; stating intent  
regarding cost reimbursement for indirect  
administrative costs in the Oklahoma Early  
Intervention Act; stating purpose for funds allocated  
for the Early Childhood Initiative; stating purpose  
for funds allocated for the Parent Training Program;  
stating purpose for funds allocated for the General  
Educational Development test; stating purpose for  
funds allocated for Rural Infant Stimulation  
Environment Program; providing for duties and  
compensation of employees of the State Department of  
Education; requiring the reduction or withholding of

1 State Aid funds for certain purposes; authorizing the  
2 State Board of Education to request certain transfer  
3 of funds; providing for certain proportional  
4 reduction of funds; requiring budgeting of certain  
5 funds in certain years; providing lapse dates;  
6 requiring certain budgeting procedures; prohibiting  
7 certain budgeting procedures; providing an effective  
8 date; and declaring an emergency.

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

10 SECTION 1. For the fiscal year ending June 30, 2015, the  
11 support of public school activities by the State Board of Education  
12 payable from monies appropriated and authorized by Sections \_\_\_  
13 through \_\_\_ of Enrolled Senate Bill No. \_\_\_\_\_ of the 2nd Session  
14 of the 54th Oklahoma Legislature shall be apportioned as follows:

15 1. Funds appropriated and authorized by Sections \_\_\_ through  
16 \_\_\_ of Enrolled Senate Bill No. \_\_\_\_\_ of the 2nd Session of the 54th  
17 Oklahoma Legislature:

18 Local and State-supported Financial Support

19 of Public Schools.....\$0.00

20 SUBTOTAL, PARAGRAPH 1.....\$0.00

21 2. Funds appropriated by Sections \_\_ and \_\_ of Enrolled Senate  
22 Bill No. \_\_\_\_\_ of the 2nd Session of the 54th Oklahoma Legislature:

23 Certified Employee Health Benefit

24 Allowance.....\$0.00

Support Personnel Health Benefit

Allowance.....0.00

1	Teachers' Retirement Credit.....	0.00
2	Education Leadership Oklahoma.....	0.00
3	Reform Implementation.....	0.00
4	Purchase of Textbooks and	
5	Instructional Materials.....	0.00
6	Alternative and High Challenge	
7	Education.....	0.00
8	Financial Literacy.....	0.00
9	Early Intervention.....	0.00
10	Early Childhood Initiative.....	0.00
11	Parent Training Program.....	0.00
12	General Educational Development	
13	Tests.....	0.00
14	School Lunch Matching.....	0.00
15	School Lunch Programs.....	0.00
16	Rural Infant Stimulation Environment	
17	Program.....	0.00
18	Summer Arts Institute.....	0.00
19	AG in the Classroom.....	0.00
20	SUBTOTAL, PARAGRAPH 2.....	\$0.00
21	3. Funds appropriated by Section ___ of Enrolled Senate Bill	
22	No. ___ of the 2nd Session of the 54th Oklahoma Legislature:	
23	Administrative and Support Functions of	
24	the State Department of Education.....	\$0.00

1 SUBTOTAL, PARAGRAPH 3..... 0.00

2 TOTAL State School Aid and Programs.....\$0.00

3 SECTION 2. For the fiscal year ending June 30, 2015, the State  
4 Board of Education shall budget all funds in the following  
5 categories and amounts:

6	<u>Category</u>	<u>Total</u>
7	Payroll, Salaries or Wages, Including	
8	Tax-sheltered Deferment Contracts and	
9	Longevity Payments Authorized by	
10	State Statutes	\$0.00
11	Professional and Personal Services	
12	Contracts	0.00
13	Lease-Purchase Agreements	0.00
14	Other Operating Funds	0.00
15	Expenditure of Federal Funds	<u>0.00</u>
16	TOTAL	\$0.00

17 The agency shall develop outcome-based performance measures for  
18 each budget category.

19 SECTION 3. The funds appropriated in Sections \_\_\_ and \_\_\_ of  
20 Enrolled Senate Bill No. \_\_\_ of the 2nd Session of the 54th  
21 Oklahoma Legislature in the amount of \_\_\_\_\_ Dollars (\$0.00) shall be  
22 transferred to the School Consolidation Assistance Fund.

23 SECTION 4. The funds appropriated in Sections \_\_\_ and \_\_\_ of  
24 Enrolled Senate Bill No. \_\_\_ of the 2nd Session of the 54th

1 Oklahoma Legislature in the amount of \_\_\_\_\_ Dollars (\$0.00) shall  
2 be transferred to the Teachers' Retirement System Dedicated Revenue  
3 Revolving Fund.

4 SECTION 5. The funds allocated in Section 1 of this act  
5 specifically for the purpose of funding the Teachers' Retirement  
6 Credit shall be transferred to the Teachers' Retirement System of  
7 Oklahoma.

8 SECTION 6. The funds allocated in Section 1 of this act for the  
9 purpose of funding Education Leadership Oklahoma shall be expended  
10 as follows:

11 1. \_\_\_\_\_ Dollars (\$0.00) shall be transferred to the Oklahoma  
12 National Board Certification Revolving Fund created in Section 6-  
13 204.4 of Title 70 of the Oklahoma Statutes for the purpose of  
14 awarding annual bonuses as directed; and

15 2. \_\_\_\_\_ Dollars (\$0.00) shall be transferred to the Oklahoma  
16 School Psychologist, Speech-Language Pathologist, and Audiologist  
17 National Certification Revolving Fund created in Section 6-206.1 of  
18 Title 70 of the Oklahoma Statutes for the purpose of awarding annual  
19 bonuses as directed.

20 SECTION 7. The funds allocated in Section 1 of this act for  
21 Reform Implementation shall be expended as follows:

22 1. \_\_\_\_\_ Dollars (\$0.00) for ACE Remediation shall be allocated  
23 by the State Department of Education to school districts for the  
24 purpose of funding school districts on a per-hour per-student basis

1 for the costs associated with providing remediation to students  
2 pursuant to the provisions of Section 1210.522 of Title 70 of the  
3 Oklahoma Statutes. The State Board of Education shall determine the  
4 per-hour per-student dollar amount to be allocated to school  
5 districts;

6 2. \_\_\_\_\_ Dollars (\$0.00) for the Advanced Placement  
7 Incentives shall be expended for one-time equipment or materials,  
8 grants, subsidized training, school incentives, exam fee  
9 reimbursement, and administrative costs. The amount of funds  
10 expended for administrative costs shall not exceed \_\_\_\_ Dollars  
11 (\$0.00);

12 3. \_\_\_\_\_ Dollars (\$0.00) for Reading Sufficiency. Funds shall  
13 be expended for costs associated with multiple ongoing assessments  
14 and remediation pursuant to the provisions of Section 1210.508D of  
15 Title 70 of the Oklahoma Statutes;

16 4. \_\_\_\_\_ Dollars (\$0.00) for the Charter Schools Incentive Fund  
17 shall be transferred to the Charter Schools Incentive Fund for use  
18 pursuant to the provisions of Section 3-144 of Title 70 of the  
19 Oklahoma Statutes;

20 5. \_\_\_\_\_ Dollars (\$0.00) for K-20 Center Oklahoma C3 Standards  
21 Implementation. Funds shall be used to provide professional  
22 development for Common Core implementation to schools throughout the  
23 state;

24

1           6.     \_\_\_\_\_ Dollars (\$0.00) for K-20 Center Getting STEM-Ready  
2 Elementary schools. Funds shall be used to prepare pK-6 teachers in  
3 selected Oklahoma schools in Science, Technology, Engineering and  
4 Math (STEM) content and pedagogy aligned to C3 curriculum;

5           7.     \_\_\_\_\_ Dollars (\$0.00) for Think Through Math. Funds shall  
6 be used to develop and implement a technology-based intervention and  
7 remediation program in mathematics for grades six, seven and eight  
8 and for Algebra I;

9           8.     \_\_\_\_\_ Dollars (\$0.00) for Staff Development for schools  
10 shall be allocated on an average daily attendance basis for the  
11 purpose of teacher education and staff development pursuant to rules  
12 that shall be promulgated by the State Board of Education;

13           9.     \_\_\_\_\_ Dollars (\$0.00) for Teacher and Leader Effectiveness  
14 (TLE) Development of Value Added Component. Funds shall be used to  
15 implement the provisions of Section 6-101.16 of Title 70 of the  
16 Oklahoma Statutes;

17           10.    \_\_\_\_\_ Dollars (\$0.00) for 3rd Grade Reading Readiness  
18 Support Teams shall be allocated for the purpose of implementing the  
19 provisions of Section 1210.508C of Title 70 of the Oklahoma  
20 Statutes;

21           11.    \_\_\_\_\_ Dollars (\$0.00) for Oklahoma Student Information  
22 System Data. Funds shall be used to support the data systems  
23 development and integration and other activities as outlined in the  
24 State Longitudinal Data Systems (SLDS) grant;

1        12.     \_\_\_\_\_ Dollars (\$0.00) for REAC3H Coaches. Funds shall be  
2 used to support the REAC3H Coaches to conduct professional  
3 development training, instructional modeling, and mentorship to  
4 teachers and principals for the purpose of providing best practices  
5 for implementing the Oklahoma C3 Standards which include the Common  
6 Core State Standards;

7        13.     \_\_\_\_\_ Dollars (\$0.00) for testing;

8        14.     \_\_\_\_\_ Dollars (\$0.00) shall be allocated for the Teach for  
9 America program; and

10       15.     \_\_\_\_\_ Dollars (\$0.00) shall be allocated for a School  
11 Rewards Competitive Grants Pool. These funds shall be made  
12 available on a statewide competitive application basis as specified  
13 by the State Department of Education.

14       SECTION 8. The funds allocated in Section 1 of this act for  
15 Alternative and High Challenge Education shall be expended for the  
16 purpose of operating the statewide system of alternative education  
17 programs as provided in Section 1210.568 of Title 70 of the Oklahoma  
18 Statutes, and for encouraging school districts to participate in  
19 innovative alternative education programs. The funds shall be  
20 expended as follows:

21       1.     \_\_\_\_\_ Dollars (\$0.00) for statewide programs;

22       2.     \_\_\_\_\_ Dollars (\$0.00) for program evaluation, technical  
23 assistance and staff development conducted by the contracted  
24

1 technical assistance provider as provided for in Section 1210.568 of  
2 Title 70 of the Oklahoma Statutes;

3 3. \_\_\_\_\_ Dollars (\$0.00) for Advancement Through Individual  
4 Determination (AVID). The purpose of the AVID program is to close  
5 the achievement gap for minority and nontraditional AP students by  
6 advancing those students into rigorous coursework while providing  
7 support; and

8 4. \_\_\_\_\_ Dollars (\$0.00) for K-20 Alternative Center. Funds  
9 shall be used to provide professional development for alternative  
10 education teachers to support improvements in teaching and learning  
11 to prepare students for college, career and citizenship readiness.

12 SECTION 9. The funds allocated in Section \_\_ of this act for  
13 Financial Literacy shall be used to implement the provisions of  
14 Section 11-103.6h of Title 70 of the Oklahoma Statutes.

15 SECTION 10. The funds allocated in Section 1 of this act for  
16 Early Intervention shall be transferred to the fund designated  
17 within the Office of Management and Enterprise Services as the Early  
18 Intervention Fund 250. It is the intent of the Legislature that  
19 funding available for SoonerStart Early Intervention Services be  
20 expended for direct services to eligible infants, toddlers and their  
21 families. The State Department of Education shall not contract, pay  
22 or reimburse for administrative cost recovery personnel, accounting,  
23 and management information system costs, maintenance and operations  
24 at the state or local level or indirect costs which do not comply

1 with the requirements of Section 13-125 of Title 70 of the Oklahoma  
2 Statutes.

3 SECTION 11. The funds allocated in Section 1 of this act for  
4 the Early Childhood Initiative shall be expended for the purpose of  
5 funding the early childhood program pursuant to the provisions of  
6 Section 10-105.4 of Title 70 of the Oklahoma Statutes.

7 SECTION 12. The funds allocated in Section 1 of this act for  
8 the Parent Training Program, as authorized in Section 10-105.3 of  
9 Title 70 of the Oklahoma Statutes, shall be expended for the  
10 continuation and expansion of the Oklahoma Parents as Teachers  
11 Program.

12 SECTION 13. The funds allocated in Section 1 of this act for  
13 General Educational Development (GED) tests shall be used by  
14 recognized GED testing centers for salaries of GED educators and the  
15 purchase of equipment, supplies, and IT maintenance. Contingent  
16 upon available funds they may also purchase test vouchers. The  
17 testing centers may award vouchers to GED test takers based on  
18 qualifications as determined by each testing center.

19 SECTION 14. The funds allocated for the Rural Infant  
20 Stimulation Environment (RISE) Program in Section 1 of this act  
21 shall be used for capital expenditures and operations for a school  
22 designed to serve children with disabilities from birth to five (5)  
23 years of age.

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1 SECTION 15. The duties and compensation of employees, not  
2 otherwise prescribed by law, necessary to perform the duties imposed  
3 upon the State Department of Education by law shall be set by the  
4 State Board of Education.

5 SECTION 16. State Aid funds shall be reduced or withheld by the  
6 State Board of Education in an amount necessary to ensure compliance  
7 with the provisions of this act.

8 SECTION 17. The State Board of Education is authorized to  
9 request the Office of Management and Enterprise Services to transfer  
10 appropriated funds to the appropriate dispensing fund.

11 SECTION 18. If funds appropriated in Sections \_\_\_ through \_\_\_  
12 of Enrolled Senate Bill No. \_\_\_\_ of the 2nd Session of the 54th  
13 Oklahoma Legislature are not sufficient to fully fund the provisions  
14 of this act, each school district which qualifies for funds,  
15 excluding Financial Support of Public Schools, pursuant to the  
16 provisions of this act shall take a proportionate reduction.

17 SECTION 19. Appropriations made by Sections \_\_\_ through \_\_\_ of  
18 Enrolled Senate Bill No. \_\_\_\_ of the 2nd Session of the 54th  
19 Oklahoma Legislature, not including appropriations made for capital  
20 outlay purposes, may be budgeted for the fiscal year ending June 30,  
21 2015 (hereafter FY-15) or may be budgeted for the fiscal year ending  
22 June 30, 2016 (hereafter FY-16). Funds budgeted for FY-15 may be  
23 encumbered only through June 30, 2015, and must be expended by  
24 November 15, 2015. Any funds remaining after November 15, 2015, and

1 not budgeted for FY-16, shall lapse to the credit of the proper fund  
2 for the then current fiscal year. Funds budgeted for FY-16 may be  
3 encumbered only through June 30, 2016. Any funds remaining after  
4 November 15, 2016, shall lapse to the credit of the proper fund for  
5 the then current fiscal year. These appropriations may not be  
6 budgeted in both fiscal years simultaneously. Funds budgeted in FY-  
7 15, and not required to pay obligations for that fiscal year, may be  
8 budgeted for FY-16, after the agency to which the funds have been  
9 appropriated has prepared and submitted a budget work program  
10 revision removing these funds from the FY-15 budget work program and  
11 after such revision has been approved by the Office of Management  
12 and Enterprise Services.

13 SECTION 20. This act shall become effective July 1, 2014.

14 SECTION 21. It being immediately necessary for the preservation  
15 of the public peace, health and safety, an emergency is hereby  
16 declared to exist, by reason whereof this act shall take effect and  
17 be in full force from and after its passage and approval.

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