HB2515 SUBPCS1 Ann Coody-KB
2/9/2016 3:55:38 pm

SUBCOMMITTEE AMENDMENT

HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2515 _____
Of the printed Bill

Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: Ann Coody

Adopted: _____

_____
Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 55th Legislature (2016)

PROPOSED SUBCOMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 2515 By: Coody (Ann)

PROPOSED SUBCOMMITTEE SUBSTITUTE

An Act relating to financial literacy; amending 70 O.S. 2011, Section 11-103.6h, as amended by Section 1, Chapter 239, O.S.L. 2015 (70 O.S. Supp. 2015, Section 11-103.6h), which relates to the Passport to Financial Literacy Act; modifying areas of instruction of personal financial literacy education; changing grades during which personal financial literacy education is to be taken and provided after certain date; updating statutory language; modifying State Department of Education duties; changing type of online resources; changing grade for assessment of transfer students; modifying teacher assignment requirement; requiring certain teachers to complete certain professional development; amending 59 O.S. 2011, Section 3119, which relates to lender payments deposited into the Consumer Credit Counseling Revolving Fund; modifying amount of deposit; adding deposit into the Personal Financial Literacy Education Revolving Fund; specifying amount of deposit into each Fund; clarifying statutory language; stating use of funds deposited in the Personal Financial Literacy Education Revolving Fund; authorizing the Department to contract or work with certain organizations; creating the Personal Financial Literacy Education Revolving Fund; making the Fund a continuing Fund; stating source of funding; providing for appropriation, budgeting and expenditure of monies; stating purposes; requiring expenditures to be on warrants; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 11-103.6h, as amended by Section 1, Chapter 239, O.S.L. 2015 (70 O.S. Supp. 2015, Section 11-103.6h), is amended to read as follows:

Section 11-103.6h A. Personal financial literacy education shall be taught in the public schools of this state. Personal financial literacy education shall include, but is not limited to, the following areas of instruction:

1. Understanding interest, credit card debt, and online commerce;

2. Rights and responsibilities of renting or buying a home;

3. Savings and investing;

4. Planning for retirement;

5. Bankruptcy;

6. Banking and financial services;

7. ~~Balancing a checkbook~~ Managing a bank account;

8. Understanding the Free Application for Federal Student Aid (FAFSA), loans and borrowing money, including predatory lending and payday loans;

9. Understanding insurance;

10. Identity fraud and theft;

11. Charitable giving;

12. Understanding the financial impact and consequences of gambling;

13. Earning an income; and

14. Understanding state and federal taxes.

B. In order to graduate from a public high school accredited by the State Board of Education with a standard diploma, students shall fulfill the requirements for a personal financial literacy passport. The requirements for a personal financial literacy passport shall be satisfactory completion in all areas of instruction in personal financial literacy as listed in subsection A of this section during grades seven through twelve or demonstration of satisfactory knowledge as provided for in subsection E of this section. Beginning with the 2019-2020 school year the requirements for a personal financial literacy passport as provided for in this subsection shall be completed during grades nine through twelve.

C. School districts shall provide instruction in personal financial literacy to students during grades seven through twelve. School districts shall have the option of determining when each area of instruction listed in subsection A of this section shall be presented to students. Beginning with the 2019-2020 school year school districts shall provide instruction in personal financial literacy to students during grades nine through twelve.

D. Personal financial literacy instruction shall be integrated into one or more existing courses of study or provided in a separate

personal financial literacy course. School districts shall have the option of determining into which course or courses each area of instruction listed in subsection A of this section shall be integrated.

E. Students with the most significant cognitive disabilities (MSCD) who have an Individualized Education Program (IEP) that directs that the student is to be assessed with alternate achievements standards through the Oklahoma Alternative Assessment Program may demonstrate satisfactory knowledge in each area of instruction listed in subsection A of this section upon a determination, supported by documentation, by the school district that the student has met the following criteria:

1. Receives substantive and substantial instruction in life-skills curriculum; and

2. Demonstrates the acquired knowledge of the student with MSCD by alternate measures as required by the IEP.

F. The State Board of Education shall identify and adopt curriculum standards for personal financial literacy instruction that reflect the areas of instruction listed in subsection A of this section. The standards shall be incorporated into the state academic content standards adopted by the Board pursuant to Section 11-103.6 of this title ~~and known as the Priority Academic Student Skills Curriculum~~.

G. The State Department of Education shall:

1. Develop guidelines and material designed to enable schools to infuse personal financial literacy within any course of study currently offered by the school district or offer personal financial literacy as a separate course. The guidelines shall outline the areas of instruction to be taught based on the curriculum standards adopted by the Board;

2. Develop professional development programs that are designed to help teachers provide instruction in personal financial literacy and incorporate the curriculum into an existing course or courses or develop curriculum for a separate personal financial literacy course;

3. Provide and identify resources, including ~~on-line modules~~ online curriculum, for integrating the teaching of personal financial literacy into an existing course or courses of study or for developing a separate personal financial literacy course. ~~The on-line modules~~ Any online curriculum provided or identified by the Department shall include an assessment component for each area of instruction listed in subsection A of this section; and

4. Provide and identify resources, including ~~on-line modules~~ online curriculum, and materials designed to enable students identified as English language learners to understand and use the personal financial literacy information presented.

H. The Department may work with one or more not-for-profit organizations that have proven expertise in the development of

standards and curriculum and delivery of teacher professional development in personal financial literacy for the purpose of developing and providing guidelines, materials, resources, including ~~on-line modules~~ online curriculum, and professional development.

I. 1. For students who transfer into an Oklahoma school district prior to the 2019-2020 school year from out of state after the seventh grade and who transfer into an Oklahoma school beginning with the 2019-2020 school year from out of state after the ninth grade, school districts shall assess the knowledge of the student in each of the areas of instruction listed in subsection A of this section. If the school district determines that the transferred student has successfully completed instruction in any or all of the areas of personal financial literacy instruction at a previous school in which the student was enrolled or if the student demonstrates satisfactory knowledge of any or all of the areas of personal financial literacy instruction through an assessment, the school district may exempt the student from completing instruction in that area of personal financial literary instruction. School districts may use the assessment contained in the ~~on-line modules~~ online curriculum provided or identified by the State Department of Education pursuant to subsection G of this section to determine the personal financial literacy knowledge level of the student. School districts may also use the ~~on-line modules~~ online curriculum to present an area of instruction to transferred students who have not

completed or who did not demonstrate satisfactory knowledge in one or more of the areas of personal financial literacy instruction.

2. For students who transfer into an Oklahoma school district from out of state after the junior year of high school, school districts may make an exception to the requirements for a personal financial literacy passport pursuant to the provisions of Section 11-103.6 of this title.

J. The State Textbook Committee created in Section 16-101 of this title may, when selecting textbooks for mathematics, economics, or similar courses, select those textbooks which contain substantive provisions on personal finance.

K. In order to deliver high-quality consistent personal financial literacy instruction, school districts ~~are encouraged~~ shall to the extent possible assign the responsibility for teaching personal financial literacy to the same teacher or teachers on a continuing basis.

L. Beginning with the 2019-2020 school year, all teachers who are assigned the responsibility for teaching personal financial literacy shall complete ongoing professional development training in the areas of personal financial literacy instruction in accordance with guidelines established by the State Department of Education.

SECTION 2. AMENDATORY 59 O.S. 2011, Section 3119, is amended to read as follows:

Section 3119. A. Each lender shall pay ~~five cents ($0.05)~~ One Dollar ($1.00) for each deferred deposit loan entered into to be deposited into the Consumer Credit Counseling Revolving Fund and the Personal Financial Literacy Education Revolving Fund created in Section 3 of this act as follows:

1. Twenty-five cents ($0.25) of each one-dollar payment shall be deposited into the Consumer Credit Counseling Revolving Fund; and

2. Seventy-five cents ($0.75) of each one-dollar payment shall be deposited into the Personal Financial Literacy Education Revolving Fund.

B. The schedule for payment shall be determined by the Administrator of Consumer Credit. Lenders shall be prohibited from including ~~such~~ the payment in the fees and charges provided for under Section 3108 of this title.

C. Ten percent (10%) of each scheduled payment of fees pursuant to this section made into the Consumer Credit Counseling Revolving Fund may be transferred to the Consumer Credit Administrative Expenses Revolving Fund established in Section 6-301 of Title 14A of the Oklahoma Statutes for expenses incurred by the Administrator of Consumer Credit in administering the requirements of subsection D of this section.

~~B~~ D. Funds collected and deposited in the Consumer Credit Counseling Revolving Fund pursuant to this section shall be paid by the Administrator of Consumer Credit to a third-party, Oklahoma-

based consumer credit counseling provider with a verifiable history of work with both industry and consumers in the appropriate field for a program of research and implementation of voluntary consumer counseling and education specifically designed for consumers utilizing deferred deposit loans. The program shall be:

1. Selected by a bid process, pursuant to The Oklahoma Central Purchasing Act; and

2. Designed in consultation with representatives of both the industry and consumers.

E. Funds collected and deposited in the Personal Financial Literacy Education Revolving Fund pursuant to this section shall be used by the State Department of Education for the purpose of developing and providing guidelines, materials, resources, including online curriculum, training and professional development of teachers in the area of personal financial literacy as required in subsection G of Section 11-103.6h of Title 70 of the Oklahoma Statutes. To carry out the duties set forth in this subsection, the Department may contract or work in conjunction with a third-party, Oklahoma-based not-for-profit organization that has proven expertise in the development of standards and curriculum and delivery of professional development for teachers in the area of personal financial literacy.

SECTION 3. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 11-103.6h-1 of Title 70, unless there is created a duplication in numbering, reads as follows:

There is hereby created in the State Treasury a revolving fund for the State Department of Education to be designated the "Personal Financial Literacy Education Revolving Fund". The fund shall be a continuing fund, not subject to fiscal year limitations, and shall consist of all monies directed to be deposited in the fund pursuant to Section 3119 of Title 59 of the Oklahoma Statutes and any other monies received by the Department for such purpose from any other public or private source. All monies accruing to the credit of said fund are hereby appropriated and may be budgeted and expended by the Department for the purposes set forth in Section 3119 of Title 59 of the Oklahoma Statutes. Expenditures from said fund shall be made upon warrants issued by the State Treasurer against claims filed as prescribed by law with the Director of the Office of Management and Enterprise Services for approval and payment.

SECTION 4. This act shall become effective July 1, 2016.

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

55-2-8929 KB 02/05/16