STATE OF OKLAHOMA

1st Session of the 55th Legislature (2015)

HOUSE BILL 1172 By: Sears and Casey of the House

and

Jolley and Treat of the Senate

AS INTRODUCED

An Act relating to education; making appropriations to the State Board of Education; stating purposes; authorizing certain expenditures; stating purpose; specifying the apportionment of certain funds which were appropriated; providing for the budgeting of funds in certain categories and amounts; requiring transfer of funds to the School Consolidation Assistance Fund; requiring transfer of funds to the Teachers' Retirement System Dedicated Revenue Revolving Fund; requiring the transfer of funds to the Teachers' Retirement System of Oklahoma for the Teachers' Retirement Credit; requiring funds allocated for Education Leadership Oklahoma to be transferred and expended for certain purposes; stating purposes for funds allocated for Reform Implementation; stating purposes for funds allocated for Alternative and High Challenge Education; stating purpose for 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 Rural Infant Stimulation Environment (RISE) Program; providing for duties and compensation of employees of the State Department of Education; providing budgetary limitations;

requiring the reduction or withholding of State Aid funds for certain purposes; authorizing the State Board of Education to request certain transfer of funds; providing for certain proportional reduction of funds; requiring budgeting of certain funds in certain years; providing lapse dates; requiring certain budgeting procedures; prohibiting certain budgeting procedures; and providing an effective date.

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

SECTION 1. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2016, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 2. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Education Reform Revolving Fund created in Section 34.89 of Title 62 of the Oklahoma Statutes, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 3. The State Board of Education is hereby authorized to expend during the fiscal year ending June 30, 2016, from the Common Education Technology Revolving Fund of the State Treasury, the sum

of _____ Dollars ($0.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 4. There is hereby appropriated to the State Board of Education, from any monies not otherwise appropriated from the Mineral Leasing Fund of the State Treasury for the fiscal year ending June 30, 2016, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 5. There is hereby appropriated to the State Board of Education, from any monies not otherwise appropriated from the Mineral Leasing Fund of the State Treasury for the fiscal year ending June 30, 2014, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for the financial support of public schools.

SECTION 6. There is hereby appropriated to the State Board of Education from the Oklahoma Education Lottery Trust Fund of the State Treasury for the fiscal year ending June 30, 2016, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for financial support of public schools.

SECTION 7. There is hereby appropriated to the State Board of Education from the Oklahoma Education Lottery Trust Fund of the State Treasury for the fiscal year ending June 30, 2014, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for financial support of public schools.

SECTION 8. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2016, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for the support of public school activities.

SECTION 9. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2014, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for the purchase of textbooks and instructional materials.

SECTION 10. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 2016, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for administrative and support functions of the State Department of Education.

SECTION 11. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Oklahoma Education Lottery Trust Fund of the State Treasury for the fiscal year ending June 30, 2016, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for transfer to the School Consolidation Assistance Fund.

SECTION 12. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Oklahoma Education Lottery Trust Fund of the State Treasury for the fiscal year ending June 30, 2014, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for transfer to the School Consolidation Assistance Fund.

SECTION 13. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Oklahoma Education Lottery Trust Fund of the State Treasury for the fiscal year ending June 30, 2016, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for transfer to the Teachers' Retirement System Dedicated Revenue Revolving Fund.

SECTION 14. There is hereby appropriated to the State Board of Education from any monies not otherwise appropriated from the Oklahoma Education Lottery Trust Fund of the State Treasury for the fiscal year ending June 30, 2014, the sum of _____ Dollars ($0.00) or so much thereof as may be necessary for transfer to the Teachers' Retirement System Dedicated Revenue Revolving Fund.

SECTION 15. For the fiscal year ending June 30, 2016, the support of public school activities by the State Board of Education payable from monies appropriated and authorized by Sections 1 through 10 of this act shall be apportioned as follows:

1. Funds appropriated and authorized by Sections 1 through 7 of this act:

Local and State-supported Financial Support
of Public Schools.....$0.00
SUBTOTAL, PARAGRAPH 1.....$0.00
2. Funds appropriated by Sections 8 and 9 of this act:
Certified Employee Health Benefit
Allowance.....$0.00
Support Personnel Health Benefit
Allowance.....$0.00
Teachers' Retirement Credit.....$0.00
Education Leadership Oklahoma.....$0.00
Reform Implementation.....$0.00
Purchase of Textbooks and
Instructional Materials.....$0.00
Alternative and High Challenge
Education.....$0.00
Financial Literacy $0.00
Early Intervention.....$0.00
Early Childhood Initiative.....$0.00
Parent Training Program.....$0.00
School Lunch Matching.....$0.00
School Lunch Programs.....$0.00
Rural Infant Stimulation
Environment Program.....$0.00
Oklahoma Arts Institute.....$0.00

Driver Education.....$0.00

AG in the Classroom.....$0.00

Recreation Therapy Grants.....$0.00

SUBTOTAL, PARAGRAPH 2.....$0.00

3. Funds appropriated by Section 10 of this act:

Administrative and Support Functions

of the State Department of Education.....$0.00

SUBTOTAL, PARAGRAPH 3.....$0.00

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

SECTION 16. For the fiscal year ending June 30, 2016, the State Board of Education shall budget all funds in the following categories and amounts:

Category	Total
Payroll, Salaries or Wages, Including Tax-sheltered Deferment Contracts and Longevity Payments Authorized by State Statutes	$0.00
Professional and Personal Services Contracts	0.00
Other Operating Funds	0.00
Expenditure of Federal Funds	0.00
TOTAL	$0.00

SECTION 17. The funds appropriated in Sections 11 and 12 of this act in the amount of _____ Dollars ($0.00) shall be transferred to the School Consolidation Assistance Fund.

SECTION 18. The funds appropriated in Sections 13 and 14 of this act in the amount of _____ Dollars ($0.00) shall be transferred to the Teachers' Retirement System Dedicated Revenue Revolving Fund.

SECTION 19. The funds allocated in Section 15 of this act specifically for the purpose of funding the Teachers' Retirement Credit shall be transferred to the Teachers' Retirement System of Oklahoma.

SECTION 20. The funds allocated in Section 15 of this act for the purpose of funding Education Leadership Oklahoma shall be expended as follows:

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

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

SECTION 21. The funds allocated in Section 15 of this act for Reform Implementation shall be expended as follows:

1. _____Dollars ($0.00) for ACE Remediation shall be allocated by the State Department of Education to school districts for the purpose of funding school districts on a per-hour per-student basis for the costs associated with providing remediation to students pursuant to the provisions of Section 1210.522 of Title 70 of the Oklahoma Statutes. The State Board of Education shall determine the per-hour per-student dollar amount to be allocated to school districts;

2. _____Dollars ($0.00) for the Advanced Placement Incentives shall be expended for one-time equipment or materials, grants, subsidized training, school incentives, exam fee reimbursement, Advancement Through Individual Determination (AVID), National Math and Science Initiative (NMSI) and administrative costs. The amount of funds expended for administrative costs shall not exceed _____Dollars ($0.00);

3. _____Dollars ($0.00) for Reading Sufficiency. Funds shall be expended for costs associated with multiple ongoing assessments and remediation pursuant to the provisions of Sections 1210.508C and 1210.508D of Title 70 of the Oklahoma Statutes;

4. _____Dollars ($0.00) for the Charter Schools Incentive Fund shall be transferred to the Charter Schools Incentive

Fund for use pursuant to the provisions of Section 3-144 of Title 70 of the Oklahoma Statutes;

5. _____Dollars ($0.00) for development and implementation of standards. Funds shall be used to provide professional development to schools throughout the state;

6. _____Dollars ($0.00) for STEM-Ready schools. Funds shall be used to prepare teachers in selected Oklahoma schools in Science, Technology, Engineering and Math;

7. _____Dollars ($0.00) for Think Through Math. Funds shall be used to develop and implement a technology-based intervention and remediation program in mathematics;

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

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

10. _____Dollars ($0.00) for 3rd Grade Reading Readiness shall be used to implement the provisions of Section 1210.508C of Title 70 of the Oklahoma Statutes;

11. _____Dollars ($0.00) for Oklahoma Student Information System Data. Funds shall be used to support the data

systems development and integration and other activities as outlined in the State Longitudinal Data Systems (SLDS) grant;

12. _____Dollars ($0.00) for student testing;

13. _____Dollars ($0.00) shall be allocated for the Teach for America program; and

14. _____Dollars ($0.00) shall be used for School Competitive Grants Pool. These funds shall be made available on a statewide competitive application basis as specified by the State Department of Education.

SECTION 22. The funds allocated in Section 15 of this act for Alternative and High Challenge Education shall be expended for the purpose of operating the statewide system of alternative education programs as provided in Section 1210.568 of Title 70 of the Oklahoma Statutes, and for encouraging school districts to participate in innovative alternative education programs. The funds shall be expended as follows:

1. _____Dollars ($0.00) for statewide programs; and

2. _____Dollars ($0.00) for program evaluation, technical assistance and staff development conducted by the contracted technical assistance provider as provided for in Section 1210.568 of Title 70 of the Oklahoma Statutes.

SECTION 23. The funds allocated in Section 15 of this act for Financial Literacy shall be used to implement the provisions of Section 11-103.6h of Title 70 of the Oklahoma Statutes.

SECTION 24. The funds allocated in Section 15 of this act for Early Intervention shall be transferred to the fund designated within the Office of Management and Enterprise Services as the Early Intervention Fund 250. It is the intent of the Legislature that funding available for SoonerStart Early Intervention Services be expended for direct services to eligible infants, toddlers and their families. The State Department of Education shall not contract, pay or reimburse for administrative cost recovery personnel, accounting, and management information system costs, maintenance and operations at the state or local level or indirect costs which do not comply with the requirements of Section 13-125 of Title 70 of the Oklahoma Statutes.

SECTION 25. The funds allocated in Section 15 of this act for the Early Childhood Initiative shall be expended for the purpose of funding the early childhood program pursuant to the provisions of Section 10-105.4 of Title 70 of the Oklahoma Statutes.

SECTION 26. The funds allocated in Section 15 of this act for the Parent Training Program, as authorized in Section 10-105.3 of Title 70 of the Oklahoma Statutes, shall be expended for the continuation and expansion of the Oklahoma Parents as Teachers Program.

SECTION 27. The funds allocated for the Rural Infant Stimulation Environment (RISE) Program in Section 15 of this act shall be used for capital expenditures and operations for a school

designed to serve children with disabilities from birth to five (5) years of age.

SECTION 28. The duties and compensation of employees, not otherwise prescribed by law, necessary to perform the duties imposed upon the State Department of Education by law shall be set by the State Board of Education. The State Department of Education for the fiscal year ending June 30, 2016, shall be subject to the following budgetary limitations on full-time-equivalent employees and expenditures excluding expenditures for capital and special projects, except as may be authorized pursuant to the provisions of Section 3603 of Title 74 of the Oklahoma Statutes:

Budgetary Limitation	Amount
Full-Time-Equivalent Employees	0.0
Lease-Purchase Agreements	$0.00

SECTION 29. State Aid funds shall be reduced or withheld by the State Board of Education in an amount necessary to ensure compliance with the provisions of this act.

SECTION 30. The State Board of Education is authorized to request the Office of Management and Enterprise Services to transfer appropriated funds to the appropriate dispensing fund.

SECTION 31. If funds appropriated in this act are not sufficient to fully fund the provisions of this act, each school district which qualifies for funds, excluding Financial Support of

Public Schools, pursuant to the provisions of this act shall take a proportionate reduction.

SECTION 32. Appropriations made by this act, not including appropriations made for capital outlay purposes, may be budgeted for the fiscal year ending June 30, 2016 (hereafter FY-16) or may be budgeted for the fiscal year ending June 30, 2017 (hereafter FY-17). Funds budgeted for FY-16 may be encumbered only through June 30, 2016, and must be expended by November 15, 2016. Any funds remaining after November 15, 2016, and not budgeted for FY-17, shall lapse to the credit of the proper fund for the then current fiscal year. Funds budgeted for FY-17 may be encumbered only through June 30, 2017. Any funds remaining after November 15, 2017, shall lapse to the credit of the proper fund for the then current fiscal year. These appropriations may not be budgeted in both fiscal years simultaneously. Funds budgeted in FY-16, and not required to pay obligations for that fiscal year, may be budgeted for FY-17, after the agency to which the funds have been appropriated has prepared and submitted a budget work program revision removing these funds from the FY-16 budget work program and after such revision has been approved by the Office of Management and Enterprise Services.

SECTION 33. This act shall become effective July 1, 2015.

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