

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 783

By: Jolley

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6 AS INTRODUCED

7 An Act relating to charter schools; amending 70 O.S.
8 2011, Section 3-142, as amended by Section 3, Chapter
9 212, O.S.L. 2013 (70 O.S. Supp. 2014, Section 3-142),
which relates to funding; providing for calculation
of state aid for certain uses; providing an effective
date; and declaring an emergency.

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

13 SECTION 1. AMENDATORY 70 O.S. 2011, Section 3-142, as
14 amended by Section 3, Chapter 212, O.S.L. 2013 (70 O.S. Supp. 2014,
15 Section 3-142), is amended to read as follows:

16 Section 3-142. A. For purposes of funding, a charter school
17 sponsored by a board of education of a school district shall be
18 considered a site within the school district in which the charter
19 school is located. The student membership of the charter school
20 shall be considered separate from the student membership of the
21 district in which the charter school is located for the purpose of
22 calculating weighted average daily membership pursuant to Section
23 18-201.1 of this title and State Aid pursuant to Section 18-200.1 of
24 this title. For charter schools sponsored by a board of education

1 of a school district, the sum of the separate calculations for the
2 charter school and the school district shall be used to determine
3 the total State Aid allocation for the district in which the charter
4 school is located. A charter school shall receive from the
5 sponsoring school district, the State Aid allocation and any other
6 state-appropriated revenue generated by its students for the
7 applicable year, less up to five percent (5%) of the State Aid
8 allocation, which may be retained by the school district as a fee
9 for administrative services rendered. For purposes of calculating
10 state aid pursuant to Section 18-200.1 of this title, a charter
11 school shall additionally receive funds for facility use,
12 acquisition, and/or maintenance by multiplying the actual enrollment
13 of the charter school as of August 1 by 0.25. For charter schools
14 sponsored by the board of education of a technology center school
15 district, a higher education institution, the State Board of
16 Education, or a federally recognized Indian tribe and for statewide
17 virtual charter schools sponsored by the Statewide Virtual Charter
18 School Board, the State Aid allocation for the charter school shall
19 be distributed by the State Board of Education and not more than
20 five percent (5%) of the State Aid allocation may be charged by the
21 sponsor as a fee for administrative services rendered. The State
22 Board of Education shall determine the policy and procedure for
23 making payments to a charter school. The fee for administrative
24 services as authorized in this subsection shall only be assessed on

1 the State Aid allocation amount and shall not be assessed on any
2 other appropriated amounts.

3 B. 1. The weighted average daily membership for the first year
4 of operation of a charter school shall be determined initially by
5 multiplying the actual enrollment of students as of August 1 by
6 1.333. The charter school shall receive revenue equal to that which
7 would be generated by the estimated weighted average daily
8 membership calculated pursuant to this paragraph. At midyear, the
9 allocation for the charter school shall be adjusted using the first
10 quarter weighted average daily membership for the charter school
11 calculated pursuant to subsection A of this section.

12 2. For the purpose of calculating weighted average daily
13 membership pursuant to Section 18-201.1 of this title and State Aid
14 pursuant to Section 18-200.1 of this title, the weighted average
15 daily membership for the first year of operation and each year
16 thereafter of a full-time virtual charter school shall be determined
17 by multiplying the actual enrollment of students as of August 1 by
18 1.333. The full-time virtual charter school shall receive revenue
19 equal to that which would be generated by the estimated weighted
20 average daily membership calculated pursuant to this paragraph. At
21 midyear, the allocation for the full-time virtual charter school
22 shall be adjusted using the first quarter weighted average daily
23 membership for the virtual charter school calculated pursuant to
24 subsection A of this section.

1 C. A charter school shall be eligible to receive any other aid,
2 grants or revenues allowed to other schools. A charter school
3 sponsored by the board of education of a technology center school
4 district, a higher education institution, the State Board of
5 Education, or a federally recognized Indian tribe shall be
6 considered a local education agency for purposes of funding. A
7 charter school sponsored by a board of education of a school
8 district shall be considered a local education agency for purposes
9 of federal funding.

10 D. A charter school, in addition to the money received from the
11 state, may receive money from any other source. Any unexpended
12 nonstate funds, excluding local revenue, may be reserved and used
13 for future purposes.

14 E. Any charter school which chooses to lease property shall be
15 eligible to receive current government lease rates.

16 SECTION 2. This act shall become effective July 1, 2015.

17 SECTION 3. It being immediately necessary for the preservation
18 of the public peace, health and safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval.

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