

1 ENGROSSED HOUSE
2 BILL NO. 3130

By: Nelson of the House

3 and

4 Stanislawski of the Senate

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6
7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 5-135.2, which relates to the Oklahoma Cost
9 Accounting System; deleting obsolete language;
10 directing that the Oklahoma Cost Accounting System
11 require certain reporting by school districts;
12 requiring the State Department of Education to make
13 certain code designations and descriptions public as
14 provided for in certain law; amending 70 O.S. 2011,
15 Section 5-135.4, which relates to the School District
16 Transparency Act; modifying content of certain
17 information; requiring the Department to make all
18 Oklahoma Cost Accounting System code designations and
19 descriptions available on its website; and requiring
20 information to be updated within certain time period.
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BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 70 O.S. 2011, Section 5-135.2, is
amended to read as follows:

Section 5-135.2 A. ~~For the 1991-92 school year, school~~
~~districts shall report financial transactions for all funds, except~~
~~for the school activity fund, using the Oklahoma Cost Accounting~~
~~System, as adopted by the State Board of Education pursuant to~~
~~Section 5-135 of this title. Costs shall be reported by curricular~~
~~subject area where applicable. For the 1992-93 school year and in~~

1 ~~each subsequent school year, school~~ School districts shall report
2 financial transactions for all funds using the Oklahoma Cost
3 Accounting System as adopted by the State Board of Education. Costs
4 shall be reported by curricular subject area where applicable.

5 B. ~~Beginning July 1, 1991, and in each subsequent~~ Each school
6 year, the State Department of Education shall reduce the monthly
7 payment of a district's State Aid funds if, at the time of ~~such~~ the
8 payment, the district is not operating pursuant to the Oklahoma Cost
9 Accounting System. The amount of the reduction shall be one percent
10 (1%) for the first payment, two percent (2%) for the second payment,
11 three percent (3%) for the third payment, four percent (4%) for the
12 fourth payment, and five percent (5%) for each subsequent payment.
13 The reduction may be waived by the State Board of Education if the
14 district can demonstrate that failure to operate pursuant to ~~such~~
15 the system was due to circumstances beyond the control of the
16 district and that every effort is being made by the district to
17 operate pursuant to ~~such~~ the system as quickly as possible.

18 C. No later than September 1 each year, every district board of
19 education shall prepare a statement of actual income and
20 expenditures of the district for the fiscal year that ended on the
21 preceding June 30. The statement of expenditures shall include
22 functional categories as defined in rules adopted by the State Board
23 of Education to implement the Oklahoma Cost Accounting System
24 pursuant to Section 5-135 of this title.

1 D. No later than September 1 each year, every school district
2 shall transmit a copy of the income and expenditures data required
3 pursuant to subsection C of this section to the State Department of
4 Education. The Department shall post the income and expenditure
5 data on the Internet web site for the Department in a form that is
6 accessible to the public.

7 E. The Oklahoma Cost Accounting System adopted by the State
8 Board of Education shall require school districts to report revenue
9 and expenditures using program codes, revenue codes, expenditure
10 function codes, subcodes and object codes, project codes and level
11 of instruction codes. The State Department of Education shall make
12 all Oklahoma Cost Accounting System code designations and
13 descriptions and all procedures for code usage available to the
14 public as provided for in the School District Transparency Act.

15 SECTION 2. AMENDATORY 70 O.S. 2011, Section 5-135.4, is
16 amended to read as follows:

17 Section 5-135.4 A. This section shall be known and may be
18 cited as the "School District Transparency Act".

19 B. By January 30, 2011, the State Department of Education shall
20 make school district expenditure data available on its website.
21 Data shall be made available in an open-structured data format that
22 may be downloaded by the public and that allows the user to
23 systematically sort, search, and access all data without any fee or
24 charge for access.

1 C. The database shall provide information on school district
2 expenditures of state, federal, and local funds, whether
3 appropriated or nonappropriated, excluding payments of voluntary
4 payroll deductions for employees to receiving parties. The database
5 shall further provide information, including, but not limited to,
6 the following:

7 1. Identification of the school district;

8 2. The Oklahoma Cost Accounting System (OCAS) program code,
9 revenue code, expenditure function code, subcode, object code,
10 project code and level-of-instruction code designation for all
11 revenue and each expenditure;

12 3. The name and principal location of the entity or recipient
13 of the funds, excluding release of information relating to an
14 individual's place of residence and release of information
15 prohibited by subsection D of Section 24A.7 of Title 51 of the
16 Oklahoma Statutes or by federal law relating to privacy rights;

17 4. The amount of funds expended;

18 5. The type of transaction;

19 6. A descriptive purpose of the funding action or expenditure;

20 7. Copies of all credit card statements, identified by
21 department responsible for each credit card;

22 8. The budgeted and audited actual expenditure figures for each
23 fiscal year, ensuring each set of figures can be identified as
24 budgeted or audited figures; and

1 9. The per-pupil spending figure, derived by dividing total
2 expenditures by the total number of students enrolled for each
3 school year.

4 D. The Department shall make the data available on its website
5 within one hundred twenty (120) days of transmission of the
6 expenditures to the Department by the school district.

7 E. School districts shall provide information requested by the
8 Department to accomplish the purposes of this section.

9 F. If a school district maintains a website, the district shall
10 provide the information required in subsection C of this section in
11 the manner prescribed in subsection B of this section on the
12 district website.

13 G. The Department shall make all Oklahoma Cost Accounting
14 System program codes, revenue codes, expenditure function codes,
15 subcodes and object codes, project codes and level-of-instruction
16 codes designations and descriptions, as well as a description of the
17 procedures for code usage available on its website. The information
18 shall be updated within thirty (30) days of any change to or any
19 addition or deletion of a code, subcode, or object code designation
20 or description.

21 H. Nothing in this section shall require the disclosure of
22 information which is required to be kept confidential by state or
23 federal law.

~~H.~~ I. The disclosure of information required by this section shall create no liability whatsoever, civil or criminal, to the State of Oklahoma, the State Department of Education, school districts, or any employee thereof for disclosure of required information or for any error or omission in the disclosure.

Passed the House of Representatives the 15th day of March, 2012.

Presiding Officer of the House of
Representatives

Passed the Senate the _____ day of _____, 2012.

Presiding Officer of the Senate