

COMMITTEE AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB3540 _____
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: Chad Caldwell

Adopted: _____

Reading Clerk

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

PROPOSED COMMITTEE
SUBSTITUTE
FOR
HOUSE BILL NO. 3540

By: Caldwell

PROPOSED COMMITTEE SUBSTITUTE

An Act relating to schools; amending 70 O.S. 2011, Section 5-135.4, as amended by Section 1, Chapter 133, O.S.L. 2017 (70 O.S. Supp. 2017, Section 5-135.4), which relates to the School District Transparency Act; directing additional data to be included on State Department of Education website; requiring link from district website to Department website in certain cases; providing for listing of information on district website in certain cases; mandating Department inform certain groups about availability of data annually; 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 5-135.4, as amended by Section 1, Chapter 133, O.S.L. 2017 (70 O.S. Supp. 2017, Section 5-135.4), is amended to read as follows:

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

B. By ~~January 30, 2011~~ July 1, 2018, the State Department of Education shall make school district and school site expenditure and revenue data available on its website. Data shall be made available

1 in an open-structured data format that may be downloaded by the
2 public and that allows the user to systematically sort, search, and
3 access all data without any fee or charge for access. If a school
4 district has a website, the district shall include a link from the
5 district homepage to the Department's Oklahoma Cost Accounting
6 System (OCAS) website for school district financial information
7 where the district's financial information is available or shall
8 provide the information listed in subsection C of this section
9 within one click of the district's website homepage.

10 C. The ~~database~~ website shall provide information on school
11 district and school site expenditures and revenue of state, federal,
12 and local funds, whether appropriated or nonappropriated, excluding
13 payments of voluntary payroll deductions for employees to receiving
14 parties. The ~~database~~ website shall further provide information,
15 including, but not limited to, the following:

- 16 1. Identification of the school district;
- 17 2. The ~~Oklahoma Cost Accounting System (OCAS)~~ code designation
18 for each expenditure;
- 19 3. The name and principal location of the entity or recipient
20 of the funds, excluding release of information relating to an
21 individual's place of residence and release of information
22 prohibited by subsection D of Section 24A.7 of Title 51 of the
23 Oklahoma Statutes or by federal law relating to privacy rights;
- 24 4. The amount of funds expended;

1 5. The type of transaction;

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

3 7. The budgeted and audited actual expenditure figures for each
4 fiscal year, ensuring each set of figures can be identified as
5 budgeted or audited figures; and

6 8. The per-pupil spending figure, derived by dividing total
7 current expenditures by the total number of students enrolled for
8 each school year.

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

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

14 F. If a school district maintains a website, the district shall
15 provide the information required in subsection C of this section in
16 the manner prescribed in subsection B of this section on the
17 district website.

18 G. Nothing in this section shall require the disclosure of
19 information which is required to be kept confidential by state or
20 federal law.

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

3 I. The Department shall annually inform parents, schools and
4 other stakeholders about the availability of school district and
5 school site expenditure and revenue data on its website and how to
6 use the website.

7 SECTION 2. This act shall become effective July 1, 2018.

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

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13 56-2-9764 EK 02/15/18
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