

1 ENGROSSED HOUSE
2 BILL NO. 2860

By: West (Tammy) of the House

3 and

4 Stanislawski of the Senate

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7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 5-135.4, as amended by Section 1, Chapter
9 133, O.S.L. 2017 (70 O.S. Supp. 2017, Section 5-
10 135.4), which relates to the School District
11 Transparency Act; modifying school district
12 information to be included in database; and providing
13 an effective date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2011, Section 5-135.4, as
16 amended by Section 1, Chapter 133, O.S.L. 2017 (70 O.S. Supp. 2017,
17 Section 5-135.4), is amended to read as follows:

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

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

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

15 4. The amount of funds expended;

16 5. The type of transaction;

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

18 7. The budgeted and audited actual expenditure figures for each
19 fiscal year, ensuring each set of figures can be identified as
20 budgeted or audited figures; ~~and~~

21 8. The per-pupil ~~spending figure, derived by dividing total~~
22 ~~current expenditures by the total number of students enrolled for~~
23 ~~each school year~~ expenditure as defined in Section 1-124 of this
24 title; and

1 9. The total compensation package of the superintendent as
2 defined by the requirements of the OCAS including a listing of the
3 base salary, insurance, retirement and other fringe benefits.

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. Nothing in this section shall require the disclosure of
14 information which is required to be kept confidential by state or
15 federal law.

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

21 SECTION 2. This act shall become effective November 1, 2018.
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1 Passed the House of Representatives the 12th day of March, 2018.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2018.

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8 Presiding Officer of the Senate