

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                   STATE OF OKLAHOMA

3                   2nd Session of the 56th Legislature (2018)

4   HOUSE BILL 2860

By: West (Tammy)

7                   AS INTRODUCED

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

1 to systematically sort, search, and access all data without any fee  
2 or charge for access.

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

9 1. Identification of the school district;

10 2. Average Daily Attendance (ADA) and Average Daily Membership  
11 (ADM) of the school district;

12 3. Average classroom size of the school district;

13 4. Total number and percentage of students enrolled in the  
14 school district that qualify for the free or reduced school lunch  
15 program;

16 5. The Oklahoma Cost Accounting System (OCAS) code designation  
17 for each expenditure;

18 ~~3.~~ 6. The name and principal location of the entity or  
19 recipient of the funds, excluding release of information relating to  
20 an individual's place of residence and release of information  
21 prohibited by subsection D of Section 24A.7 of Title 51 of the  
22 Oklahoma Statutes or by federal law relating to privacy rights;

23 ~~4.~~ 7. The amount of funds expended;

24 ~~5.~~ 8. The type of transaction;

1       ~~6.~~ 9. A descriptive purpose of the funding action or  
2 expenditure;

3       ~~7.~~ 10. The budgeted and audited actual expenditure figures for  
4 each fiscal year, ensuring each set of figures can be identified as  
5 budgeted or audited figures; ~~and~~

6       ~~8.~~ 11. 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       12. Per-pupil cost of superintendent salary, derived by  
10 dividing the total salary of the superintendent by the total number  
11 of students enrolled in the school district; and

12       13. Per-pupil cost of total superintendent compensation  
13 package, derived by dividing the total compensation package  
14 including fringe benefits of the superintendent by the total number  
15 of students enrolled in the school district.

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

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

21       F. If a school district maintains a website, the district shall  
22 provide the information required in subsection C of this section in  
23 the manner prescribed in subsection B of this section on the  
24 district website.

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

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

9 SECTION 2. This act shall become effective November 1, 2018.

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11 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/27/2018  
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