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April 4, 2018

COMMITTEE SUBSTITUTE
FOR ENGROSSED
HOUSE BILL NO. 2860

By: West (Tammy) of the House

and

Stanislawski of the Senate

[schools - School District Transparency Act -
certain website - effective date]

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, the~~ The State Department of Education shall make school district and school site expenditure data available on its website. Data shall be made available in an open-structured data format that may be downloaded by the public and that allows the user to systematically sort, search, and access all data without any fee or charge for access. Prior to the beginning of the 2019-2020 school year, if a school district has a website, the

1 district shall provide a link on its home page to the State
2 Department of Education's Oklahoma Cost Accounting System and School
3 District Financial Information website, or the district shall
4 provide the information required by subsection C of this section
5 within one click of the home page of the school district's website.

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

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

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

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

8 9. The total compensation package of the superintendent as
9 defined by the requirements of the OCAS including a listing of the
10 base salary, insurance, retirement and other fringe benefits
11 including exempted nonadministrative services such as teaching in
12 the classroom or serving as a principal, counselor or library media
13 specialist pursuant to subsection E of Section 18-124 of this title.

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

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

19 F. If a school district maintains a website, the district shall
20 provide the information required in subsection C of this section in
21 the manner prescribed in subsection B of this section on the
22 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 I. The Department shall undertake activities annually to inform
10 parents, schools and other stakeholders about the availability of
11 school district and school site expenditure data on its website and
12 how to use the website.

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

14 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
15 April 4, 2018 - DO PASS AS AMENDED
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