

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1191

By: Standridge

6 AS INTRODUCED

7 An Act relating to education funds; creating the
8 Oklahoma Education Improvement Revolving Fund;
9 stating source of funds; stating purpose of funds;
10 requiring expenditures to be made upon warrants;
11 requiring the apportionment of certain monies to the
12 fund; requiring apportionments to be divided in a
13 certain manner; prohibiting the supplanting or
14 replacement of existing state funds; directing the
15 State Board of Equalization to examine and
16 investigate expenditures and issue findings and a
17 report; providing for supplanted amount to be
18 specified by the Board; requiring the Legislature to
19 replenish the state funding under certain
20 circumstances; providing for a reduction in
21 apportionments under certain circumstances; stating
22 use of monies in the fund; providing for
23 codification; and providing conditional effective
24 date.

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

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 18-114.15 of Title 70, unless
21 there is created a duplication in numbering, reads as follows:

22 There is hereby created in the State Treasury a revolving fund
23 for the State Board of Education to be designated the "Oklahoma
24 Education Improvement Revolving Fund". The fund shall be a

1 continuing fund, not subject to fiscal year limitations, and shall
2 consist of all monies received by the State Board of Education from
3 funds accruing in the Oklahoma Education Improvement Fund created by
4 Senate Joint Resolution No. ___ of the 2nd Session of the 56th
5 Oklahoma Legislature. All monies accruing to the credit of the fund
6 are hereby appropriated and may be budgeted and expended by the
7 State Board of Education for the purpose of providing a salary
8 increase for certified teachers, as defined by Section 1-116 of
9 Title 70 of the Oklahoma Statutes. Expenditures from the fund shall
10 be made upon warrants issued by the State Treasurer against claims
11 filed as prescribed by law with the Director of the Office of
12 Management and Enterprise Services for approval and payment.

13 SECTION 2. NEW LAW A new section of law to be codified
14 in the Oklahoma Statutes as Section 18-114.16 of Title 70, unless
15 there is created a duplication in numbering, reads as follows:

16 A. For the fiscal year beginning July 1, 2019, and for each
17 fiscal year thereafter, the State Board of Education shall apportion
18 to the various school districts the proceeds from the Oklahoma
19 Education Improvement Revolving Fund on the basis of teacher
20 population, as collected by the State Board of Education for the
21 purpose of calculating salary incentive aid, as provided for in
22 Section 18-201.1 of Title 70 of the Oklahoma Statutes.

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1 B. All amounts apportioned pursuant to paragraph A shall be
2 divided into eleven (11) equal amounts to be apportioned each month
3 during the fiscal year.

4 C. Each school district superintendent shall allot to each
5 school principal an amount in accordance with the calculation that
6 is due based on the number of full-time, certified teachers, as
7 defined by Section 1-116 of Title 70 of the Oklahoma Statutes, in
8 each principal's school. The principal shall be charged with
9 distributing raises based on a variety of factors, including but not
10 limited to, number of years teaching, level of education, and TLE
11 scores. No raise shall be more than Ten Thousand Dollars
12 (\$10,000.00). The principal shall justify to the local district
13 board of education and superintendent every raise and submit a
14 report to the superintendent with this information. The
15 superintendent shall make the information available to the board of
16 education. The superintendent shall also submit this information to
17 the State Board of Education and to the Legislature. This report
18 shall be submitted no later than October 1 of each year.

19 D. Each superintendent shall be allowed to retain one and one
20 half percent (1.5%) for the purpose of providing a one-time stipend
21 or a raise to those principals who show the most courage in
22 rewarding their most deserving teachers.

23 E. Monies expended or distributed from the Oklahoma Education
24 Improvement Revolving Fund shall supplement, and shall not be used

1 to supplant or replace, other state funds supporting common
2 education or early childhood education, including, but not limited
3 to, the Permanent School Fund, the Oklahoma Education Lottery Trust
4 Fund, the Education Reform Revolving Fund, the Common School Fund
5 and appropriations from the Legislature as provided in Article XIII,
6 Section 1a of the Constitution and any other appropriations from the
7 Legislature used for education purposes.

8 F. The Legislature shall appropriate the monies from the
9 Oklahoma Education Improvement Revolving Fund solely to supplement
10 other funds supporting common education and early childhood
11 education. The Legislature shall not appropriate such monies to
12 supplant or replace any other state funds supporting common
13 education and early childhood education.

14 G. In order to ensure that the monies from the Oklahoma
15 Education Improvement Revolving Fund are used to enhance and not
16 supplant funding for education, the State Board of Equalization
17 shall examine and investigate appropriations from the fund each
18 year. At the meeting of the State Board of Equalization held within
19 five (5) days after the monthly apportionment in February of each
20 year, the State Board of Equalization shall issue a finding and
21 report which shall state whether appropriations from the Oklahoma
22 Education Improvement Revolving Fund were used to enhance or
23 supplant education funding. If the State Board of Equalization
24 finds that education funding was supplanted by monies from the

Oklahoma Education Improvement Revolving Fund, the State Board of Equalization shall specify the amount by which education funding was supplanted. In this event the Legislature shall not make any appropriations for the ensuing fiscal year until an appropriation in that amount is made to replenish the Oklahoma Education Improvement Revolving Fund.

SECTION 3. This act shall become effective upon certification of election returns favoring passage of the Constitutional Amendment proposed in Senate Joint Resolution No. __ of the 2nd Session of the 56th Oklahoma Legislature.

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