

1 STATE OF OKLAHOMA

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

3 SENATE BILL 1199

By: Stanislawski

6 AS INTRODUCED

7 An Act relating to school district expenditures;
8 amending 70 O.S. 2011, Section 5-135.4, as amended by
9 Section 1, Chapter 133, O.S.L. 2017 (70 O.S. Supp.
10 2017, Section 5-135.4), which relates to the School
11 District Transparency Act; allowing the State
12 Department of Education to consult with certain
13 agency to incorporate certain data on certain
14 website; directing the Department to undertake
15 certain activities to inform the public about the
16 availability of certain information on its website;
17 directing the Department to identify and update
18 certain list of expenditure activities by certain
19 date; directing the Department to consider certain
20 criteria; providing an effective date; and declaring
21 an emergency.

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

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

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

23 B. By January 30, 2011, the State Department of Education shall
24 make school district expenditure data available on its website.

1 Data shall be made available in an open-structured data format that
2 may be downloaded by the public and that allows the user to
3 systematically sort, search, and access all data without any fee or
4 charge for access. The Department may consult with the Office of
5 Management and Enterprise Services to incorporate the school
6 district expenditure data on the Open Books website.

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

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

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

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

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

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

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

1 I. The Department shall undertake activities annually to inform
2 parents, schools and other stakeholders about the availability of
3 school district expenditure data on its website and how to use the
4 website.

5 J. By December 31, 2018, the Department shall identify and
6 annually update a list of expenditure activities that each school
7 district shall report. For each activity, the school district shall
8 report the actual per-pupil expenditures, including actual salaries
9 and benefits. The number of expenditure activities identified
10 initially shall be no fewer than ten.

11 1. In identifying an expenditure activity for initial and
12 continued inclusion on the list, the Department shall consider the
13 following criteria:

14 a. the extent to which the activity has a significant
15 impact on student learning,

16 b. the extent to which having expenditure comparisons on
17 the activity will produce actionable information, and

18 c. the amount of effort needed to calculate the
19 expenditure activity with accuracy and uniformity
20 statewide.

21 2. For at least the first year in which an activity is included
22 on the list, the Department shall provide guidance and support to
23 school districts, including but not limited to an examination of
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1 data in a representative sample of schools for accuracy and
2 uniformity.

3 3. The Department shall consider modifications to the list of
4 expenditures to facilitate calculation of expenditure activities.

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

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

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