

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

HOUSE BILL 1245

By: McBride, West (Tammy) and
Baker

AS INTRODUCED

An Act relating to the Tobacco Settlement Endowment Trust Fund; requiring distribution of certain earnings amount; providing methodology for computation of earnings; requiring allocation of funds to common school districts; specifying authorized purposes of expenditures; providing for application process; requiring determination of need; requiring input from the State Department of Education; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 2307.1 of Title 62, unless there is created a duplication in numbering, reads as follows:

A. For the fiscal year ending June 30, 2018, and for each fiscal year thereafter, the Board of Directors of the Tobacco Settlement Endowment Trust Fund shall expend fifty percent (50%) of the moving ten-year average earnings amount from the Tobacco Settlement Endowment Trust Fund.

1 B. For the distribution of funds required by this section each
2 fiscal year, the Board of Directors shall use the average earnings
3 from the Tobacco Settlement Trust Fund for the ten (10) most
4 recently completed fiscal years prior to the fiscal year for which
5 the distribution of earnings is to be made in order to determine the
6 amount to be allocated as further required by subsection C of this
7 section.

8 C. The Board of Directors of the Tobacco Settlement Endowment
9 Trust Fund shall allocate the earnings amount described in
10 subsection A of this section to common school districts of the state
11 in order to promote the health and quality of life for students in
12 pre-kindergarten through twelfth grade. The funds may be used for
13 purposes of compensating personnel involved in specialized mental
14 health services, physical education exclusive of organized athletic
15 programs, science programs, school nurse programs, special education
16 services and such other programs as the Board of Directors may
17 determine to be consistent with the provisions of Section 40 of
18 Article X of the Oklahoma Constitution in order to promote the
19 health and well-being of children attending pre-kindergarten through
20 twelfth grade in the common schools of the state.

21 D. Allocations pursuant to the provisions of this section may
22 be made using an application process, but shall be based on a
23 determination of need using the information provided to the Board of
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1 Directors by the State Department of Education as required by this
2 section.

3 E. The Board of Governors of the Tobacco Settlement Endowment
4 Trust Fund shall seek the advice and input from the State Department
5 of Education in order to analyze the needs for the services
6 described in subsection C of this section in the various common
7 school districts in order to most efficiently allocate the earnings
8 amount described in subsection A of this section each fiscal year.

9 F. The State Department of Education shall provide such
10 information and assistance as the Board of Governors may require in
11 order to implement the provisions of this section.

12 SECTION 2. This act shall become effective July 1, 2017.

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

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