

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 193 By: Pemberton of the Senate
3 and
4 McBride of the House
5

6 An Act relating to schools; amending 70 O.S. 2011,
7 Section 3-104.4, as last amended by Section 27,
8 Chapter 42, O.S.L. 2017 (70 O.S. Supp. 2018, Section
9 3-104.4), which relates to standards for
10 accreditation of schools; modifying circumstances
11 under which accreditation cannot be withdrawn or
12 denied for failure to meet certain media program
13 standards; directing certain prohibition to cease
14 once per-pupil expenditures are equal to or more than
15 certain regional average expenditure as reported by
16 the National Center for Education Statistics;
17 directing the State Board of Education to report
18 whether expenditures have reached certain level by
19 certain date; modifying circumstances under which the
20 State Board of Education cannot assess certain
21 penalties; directing certain prohibition to cease
22 once per-pupil expenditures are equal to or more than
23 certain regional average expenditure as reported by
24 the National Center for Education Statistics;
directing the State Board of Education to report
whether expenditures have reached certain level by
certain date; amending 70 O.S. 2011, Section 3-167,
as last amended by Section 2, Chapter 253, O.S.L.
2016 (70 O.S. Supp. 2018, Section 3-167), which
relates to advisory councils; modifying circumstances
under which school districts are exempt from certain
advisory council requirements; directing certain
prohibition to cease once per-pupil expenditures are
equal to or more than certain regional average
expenditure as reported by the National Center for
Education Statistics; directing the State Board of
Education to report whether expenditures have reached
certain level by certain date; amending 70 O.S. 2011,
Section 16-111, as last amended by Section 3, Chapter
253, O.S.L. 2016 (70 O.S. Supp. 2018, Section 16-
111), which relates to textbook adoption; modifying
circumstances under which school districts are exempt

1 from certain textbook adoption requirements;
2 directing certain prohibition to cease once per-pupil
3 expenditures are equal to or more than certain
4 regional average expenditure as reported by the
5 National Center for Education Statistics; directing
6 the State Board of Education to report whether
7 expenditures have reached certain level by certain
8 date; providing an effective date; and declaring an
9 emergency.

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AUTHOR: Add the following House Coauthor: Hasenbeck

AMENDMENT NO. 1. Delete the title, enacting clause and entire bill
and replace with:

"An Act relating to schools; amending 70 O.S. 2011,
Section 3-104.4, as last amended by Section 27,
Chapter 42, O.S.L. 2017 (70 O.S. Supp. 2018, Section
3-104.4), which relates to standards for
accreditation of schools; modifying circumstances
for accreditation withdrawal or denial for failure
to meet media program standards; removing
prohibition if certain funding amount is
appropriated; providing exception; modifying
circumstances for assessing financial penalties
against school district; directing certain
prohibition cease if certain funding amount is
appropriated; providing exception; directing the
State Board of Education to report on class sizes by
specified date; amending 70 O.S. 2011, Section 3-
167, as last amended by Section 2, Chapter 253,
O.S.L. 2016 (70 O.S. Supp. 2018, Section 3-167),
which relates to advisory councils; modifying
circumstances under which school districts are
exempt from advisory council requirements; removing
prohibition if certain funding amount is
appropriated; providing exception; amending 70 O.S.
2011, Section 16-111, as last amended by Section 3,
Chapter 253, O.S.L. 2016 (70 O.S. Supp. 2018,
Section 16-111), which relates to textbook adoption;
modifying circumstances under which school districts
are exempt from textbook adoption requirements;
directing prohibition to cease if certain funding
amount is appropriated; providing exception;

1 providing an effective date; and declaring an
2 emergency.

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

5 SECTION 1. AMENDATORY 70 O.S. 2011, Section 3-104.4, as
6 last amended by Section 27, Chapter 42, O.S.L. 2017 (70 O.S. Supp.
7 2018, Section 3-104.4), is amended to read as follows:

8 Section 3-104.4 A. On or before February 1, 1991, the State
9 Board of Education shall adopt standards for the accreditation of
10 the public schools in this state according to the requirements of
11 this act, to be effective as set forth in this act. The
12 accreditation standards shall incorporate the curricular standards
13 established pursuant to Section 11-103.6 of this title. The
14 accreditation standards shall equal or exceed the accreditation
15 standards for schools promulgated by the North Central Association
16 of Colleges and Schools to the extent that the standards are
17 consistent with an academic results oriented approach to
18 accreditation, excluding those standards which deal with affective
19 behavior to the extent the adoption of the standards does not
20 conflict with state statute. The accreditation adopted by the State
21 Board shall encompass accreditation for elementary schools, middle
22 schools, junior high schools, and high schools. The accreditation
23 standards shall be made available for public inspection at the
24 offices of the State Department of Education.

1 B. Standards for accreditation adopted by the State Board of
2 Education shall include standards relating to the provision of
3 school counselors to the public school children of this state. The
4 State Board of Education shall require each local school district to
5 provide information regarding the number of counselors serving each
6 school site, the duties of all such counselors including all
7 administrative duties, the number of students served by each
8 counselor, and information regarding the number of counselors
9 employed per elementary school, middle school, junior high school
10 and high school.

11 C. Except as otherwise provided by subsection A of this section
12 with regard to curricular standards, as a condition of receiving
13 state accreditation pursuant to this act:

14 1. High schools shall meet the accreditation standards not
15 later than June 30, 1995; and

16 2. Elementary, middle and junior high schools shall meet the
17 accreditation standards not later than June 30, 1999.

18 Schools shall thereafter continue to meet the accreditation
19 standards as a condition of continued accreditation. Nothing herein
20 shall be construed as preventing changes to the adopted standards by
21 the State Board of Education pursuant to the Administrative
22 Procedures Act.

23 D. If one or more school sites fails to receive accreditation
24 as required pursuant to this section by the dates set forth in

1 subsection C of this section or subsequently loses accreditation,
2 the State Board of Education shall close the school and reassign the
3 students to accredited schools within the district or shall annex
4 the district to one or more other districts in which the students
5 can be educated in accredited schools.

6 E. Standards for accreditation adopted by the State Board of
7 Education shall include standards relating to the provision of
8 educational services provided in partial hospitalization programs,
9 day treatment programs, day hospital programs, residential treatment
10 programs and emergency shelter programs for persons between the ages
11 of three (3) and twenty-one (21) years of age. The accreditation
12 standards shall apply to onsite and offsite educational services
13 provided by public school districts or state-accredited private
14 schools. The accreditation standards shall provide for warnings,
15 probation or nonaccredited status for schools that fail to meet the
16 standards. Each school which is providing or is required to provide
17 educational services for students placed in a program as described
18 in this subsection shall be actively monitored by the State
19 Department of Education. The Department shall determine on an
20 ongoing basis if the educational program and services are in
21 compliance with the accreditation standards. The Department shall
22 investigate a complaint of failure to provide educational services
23 within ten (10) days of receiving the complaint. If the Department
24 determines that a school has failed to comply with the accreditation

standards the Department shall report the recommended warning, probation or nonaccredited accreditation status to the State Board of Education within sixty (60) days. If a school does not take action to comply with the accreditation standards within ninety (90) days after a report is filed by the Department, the Board shall withdraw accreditation for the school.

F. State Board accreditation regulations shall provide for warnings and for assistance to schools and school districts whenever there is reason to believe a school is in danger of losing its state accreditation.

G. The State Board shall provide assistance to districts in considering the possibility of meeting accreditation requirements through the use of nontraditional means of instruction. The State Board shall also assist districts in forming cooperatives and making arrangements for the use of satellite instruction or other instructional technologies to the extent that use of such instructional means meets accreditation standards.

H. 1. Accreditation shall not be withdrawn from or denied nor shall a penalty be assessed against a school or school district for failing to meet the media materials and equipment standards and media program expenditure standards as set forth in the accreditation standards adopted by the Board.

2. The provisions of paragraph 1 of this subsection shall cease to be effective during ~~a~~ the fiscal year ~~immediately following a~~

~~fiscal year that the state financial support of public schools provides an amount equal to or more than Three Thousand Two Hundred Ninety-one Dollars and sixty cents (\$3,291.60) per weighted average daily membership as calculated pursuant to Section 18-200.1 of this title and reported to school districts by the State Department of Education on the initial tentative State Aid allocation notice which begins on the July 1 immediately succeeding the legislative session during which the measure appropriating monies to the State Board of Education for the financial support of public schools is enacted as law and such appropriation amount is at least Sixty-seven Million Dollars (\$67,000,000.00) greater than the amount of money appropriated to the State Board of Education for the financial support of public schools for the fiscal year ending June 30, 2019, pursuant to Chapter 146, O.S.L. 2018. Provided, the Sixty-seven Million Dollars (\$67,000,000.00) shall not include any amount of appropriations dedicated for support or certified employee salary increases.~~

~~3. If the amount set and calculated as provided for in paragraph 2 of this subsection is reduced by one percent (1%) or more as reported to school districts by the Department on the initial tentative State Aid allocation notice for the following fiscal year, the provisions of paragraph 2 of this subsection shall cease to be effective and the provisions of paragraph 1 of this subsection shall continue to be effective.~~

1 I. 1. The State Board shall not assess a financial penalty
2 against any school district which is given a deficiency in
3 accreditation status during any fiscal year as provided for in this
4 subsection.

5 2. The provisions of paragraph 1 of this subsection shall cease
6 to be effective ~~during a fiscal year immediately following a fiscal~~
7 ~~year that the state financial support of public schools provides an~~
8 ~~amount equal to or more than Three Thousand Two Hundred Ninety-one~~
9 ~~Dollars and sixty cents (\$3,291.60) per weighted average daily~~
10 ~~membership as calculated pursuant to Section 18-200.1 of this title~~
11 ~~and reported to school districts by the State Department of~~
12 ~~Education on the initial tentative State Aid allocation notice for~~
13 school districts that do not comply with the class-size limitations
14 for kindergarten as provided in Section 18-113.2 of this title and
15 class-size limitations for grade one as provided in subsection A of
16 Section 18-113.1 of this title during the fiscal year which begins
17 on the July 1 immediately succeeding the legislative session during
18 which the measure appropriating monies to the State Board of
19 Education for the financial support of public schools is enacted as
20 law and such appropriation amount is at least Sixty-seven Million
21 Dollars (\$67,000,000.00) greater than the amount of money
22 appropriated to the State Board of Education for the financial
23 support of public schools for the fiscal year ending June 30, 2019,
24 pursuant to Chapter 146, O.S.L. 2018. Provided, the Sixty-seven

1 Million Dollars (\$67,000,000.00) shall not include any amount of
2 appropriations dedicated for support or certified employee salary
3 increases.

4 ~~3. If the amount set and calculated as provided for in~~
5 ~~paragraph 2 of this subsection is reduced by one percent (1%) or~~
6 ~~more as reported to school districts by the Department on the~~
7 ~~initial tentative State Aid allocation notice for the following~~
8 ~~fiscal year, the provisions of paragraph 2 of this subsection shall~~
9 ~~cease to be effective and the provisions of paragraph 1 of this~~
10 ~~subsection shall continue to be effective~~ The State Department of
11 Education shall submit a report on statewide classroom sizes to the
12 Speaker of the Oklahoma House of Representatives and the President
13 Pro Tempore of the Oklahoma State Senate no later than January 1,
14 2022.

15 J. Accreditation shall not be withdrawn from or denied, nor
16 shall a penalty be assessed against, a school district for complying
17 with this section.

18 SECTION 2. AMENDATORY 70 O.S. 2011, Section 3-167, as
19 last amended by Section 2, Chapter 253, O.S.L. 2016 (70 O.S. Supp.
20 2018, Section 3-167), is amended to read as follows:

21 Section 3-167. A. 1. The State Board of Education shall
22 exempt all school districts from or waive any policy, rule or law
23 which requires school districts to form, convene, or participate in
24 any advisory council or committee, including but not limited to the

1 requirement to convene an advisory council when preparing the school
2 improvement plan as set forth in Section 5-117.4 of this title.

3 2. The provisions of paragraph 1 of this subsection shall cease
4 to be effective during ~~a~~ the fiscal year ~~immediately following a~~
5 ~~fiscal year that the state financial support of public schools~~
6 ~~provides an amount equal to or more than Three Thousand Two Hundred~~
7 ~~Ninety-one Dollars and sixty cents (\$3,291.60) per weighted average~~
8 ~~daily membership as calculated pursuant to Section 18-200.1 of this~~
9 ~~title and reported to school districts by the State Department of~~
10 ~~Education on the initial tentative State Aid allocation notice~~ which
11 begins on the July 1 immediately succeeding the legislative session
12 during which the measure appropriating monies to the State Board of
13 Education for the financial support of public schools is enacted as
14 law and such appropriation amount is at least Sixty-seven Million
15 Dollars (\$67,000,000.00) greater than the amount of money
16 appropriated to the State Board of Education for the financial
17 support of public schools for the fiscal year ending June 30, 2019,
18 pursuant to Chapter 146, O.S.L. 2018. Provided, the Sixty-seven
19 Million Dollars (\$67,000,000.00) shall not include any amount of
20 appropriations dedicated for support or certified employee salary
21 increases.

22 ~~3. If the amount set and calculated as provided for in~~
23 ~~paragraph 2 of this subsection is reduced by one percent (1%) or~~
24 ~~more as reported to school districts by the Department on the~~

~~initial tentative State Aid allocation notice for the following
fiscal year, the provisions of paragraph 2 of this subsection shall
cease to be effective and the provisions of paragraph 1 of this
subsection shall continue to be effective.~~

B. School districts shall not be exempted from forming,
convening or participating in an advisory council or committee if
required by federal law or regulation.

SECTION 3. AMENDATORY 70 O.S. 2011, Section 16-111, as
last amended by Section 3, Chapter 253, O.S.L. 2016 (70 O.S. Supp.
2018, Section 16-111), is amended to read as follows:

Section 16-111. A. Except as otherwise provided for in
subsection E of this section, the superintendent of schools of each
school district in the state shall appoint a local textbook
committee consisting of not fewer than three nor more than nine
members. Each committee shall have one lay member, with the
remainder of the members being teachers employed in the public
schools of the district, a majority of whom shall be classroom
teachers. The superintendent of schools or a designee who shall be
a principal or a curriculum specialist shall serve as chairperson of
the local textbook committee.

B. Upon the written request of any duly appointed local
textbook coordinator, the publisher of a textbook selected by the
State Textbook Committee shall furnish at least one examination copy
of the textbook and the teacher edition of the textbook, if one is

1 published, and a copy of software for purposes of complete
2 demonstration and review, if available, to the school district so
3 that the local textbook committee may examine any or all new
4 adoptions in the subjects taught or to be taught in schools in the
5 district.

6 C. Except as otherwise provided for in subsection E of this
7 section, on or before a date to be fixed by the State Board of
8 Education, each local textbook committee shall adopt textbooks from
9 the multiple list selected by the State Textbook Committee in a
10 manner as shall be prescribed by the State Board of Education. Each
11 local textbook committee shall serve without compensation and shall
12 cease to exist when local adoptions have been completed and shall be
13 replaced by another local textbook committee appointed in the same
14 manner as provided for in this section.

15 D. Except as otherwise provided for in subsection E of this
16 section, on or before a date to be fixed by the State Board of
17 Education, the superintendent of each school district shall submit
18 to the State Board of Education a textbook plan outlining the
19 estimated number of textbooks needed by the school district and the
20 total amount of money to be expended by the district for textbooks
21 including the allocated funds and any additional supplemental funds
22 to be expended. The superintendent or textbook coordinator
23 appointed by the superintendent, shall place orders from the proper
24 depository or depositories for all of the textbooks needed as

1 outlined in the textbook plan by the district for the ensuing year.
2 The superintendent of a school district or textbook coordinator may
3 order any textbooks placed on the official multiple textbook list.
4 If the order exceeds the allocation for each school district as
5 provided in Section 16-114a of this title any additional funds
6 expended shall be reported on the statement of expenditures for the
7 district.

8 E. 1. If a school district makes the election as provided for
9 in subsection B of Section 16-114a of this title, the district shall
10 not be required to appoint a local textbook committee, adopt
11 textbooks, submit a textbook plan, or expend money on the purchase
12 of textbooks during any fiscal year as provided for in this
13 subsection.

14 2. The provisions of paragraph 1 of this subsection shall cease
15 to be effective during ~~a~~ the fiscal year ~~immediately following a~~
16 ~~fiscal year that the state financial support of public schools~~
17 ~~provides an amount equal to or more than Three Thousand Two Hundred~~
18 ~~Ninety-one Dollars and sixty cents (\$3,291.60) per weighted average~~
19 ~~daily membership as calculated pursuant to Section 18-200.1 of this~~
20 ~~title and reported to school districts by the State Department of~~
21 ~~Education on the initial tentative State Aid allocation notice~~ which
22 begins on the July 1 immediately succeeding the legislative session
23 during which the measure appropriating monies to the State Board of
24 Education for the financial support of public schools is enacted as

1 law and such appropriation amount is at least Sixty-seven Million
2 Dollars (\$67,000,000.00) greater than the amount of money
3 appropriated to the State Board of Education for the financial
4 support of public schools for the fiscal year ending June 30, 2019,
5 pursuant to Chapter 146, O.S.L. 2018. Provided, the Sixty-seven
6 Million Dollars (\$67,000,000.00) shall not include any amount of
7 appropriations dedicated for support or certified employee salary
8 increases.

9 ~~3. If the amount set and calculated as provided for in~~
10 ~~paragraph 2 of this subsection is reduced by one percent (1%) or~~
11 ~~more as reported to school districts by the Department on the~~
12 ~~initial tentative State Aid allocation notice for the following~~
13 ~~fiscal year, the provisions of paragraph 2 of this subsection shall~~
14 ~~cease to be effective and the provisions of paragraph 1 of this~~
15 ~~subsection shall continue to be effective.~~

16 SECTION 4. This act shall become effective July 1, 2019.

17 SECTION 5. It being immediately necessary for the preservation
18 of the public peace, health or safety, an emergency is hereby
19 declared to exist, by reason whereof this act shall take effect and
20 be in full force from and after its passage and approval."

1 Passed the House of Representatives the 25th day of April, 2019.

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4 Presiding Officer of the House of
Representatives
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6 Passed the Senate the ____ day of _____, 2019.

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9 Presiding Officer of the Senate
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1 ENGROSSED SENATE
2 BILL NO. 193

By: Pemberton of the Senate

3 and

4 McBride of the House
5

6 An Act relating to schools; amending 70 O.S. 2011,
7 Section 3-104.4, as last amended by Section 27,
8 Chapter 42, O.S.L. 2017 (70 O.S. Supp. 2018, Section
9 3-104.4), which relates to standards for
10 accreditation of schools; modifying circumstances
11 under which accreditation cannot be withdrawn or
12 denied for failure to meet certain media program
13 standards; directing certain prohibition to cease
14 once per-pupil expenditures are equal to or more than
15 certain regional average expenditure as reported by
16 the National Center for Education Statistics;
17 directing the State Board of Education to report
18 whether expenditures have reached certain level by
19 certain date; modifying circumstances under which the
20 State Board of Education cannot assess certain
21 penalties; directing certain prohibition to cease
22 once per-pupil expenditures are equal to or more than
23 certain regional average expenditure as reported by
24 the National Center for Education Statistics;
directing the State Board of Education to report
whether expenditures have reached certain level by
certain date; amending 70 O.S. 2011, Section 3-167,
as last amended by Section 2, Chapter 253, O.S.L.
2016 (70 O.S. Supp. 2018, Section 3-167), which
relates to advisory councils; modifying circumstances
under which school districts are exempt from certain
advisory council requirements; directing certain
prohibition to cease once per-pupil expenditures are
equal to or more than certain regional average
expenditure as reported by the National Center for
Education Statistics; directing the State Board of
Education to report whether expenditures have reached
certain level by certain date; amending 70 O.S. 2011,
Section 16-111, as last amended by Section 3, Chapter
253, O.S.L. 2016 (70 O.S. Supp. 2018, Section 16-
111), which relates to textbook adoption; modifying
circumstances under which school districts are exempt

1 from certain textbook adoption requirements;
2 directing certain prohibition to cease once per-pupil
3 expenditures are equal to or more than certain
4 regional average expenditure as reported by the
5 National Center for Education Statistics; directing
6 the State Board of Education to report whether
7 expenditures have reached certain level by certain
8 date; providing an effective date; and declaring an
9 emergency.

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

11 SECTION 6. AMENDATORY 70 O.S. 2011, Section 3-104.4, as
12 last amended by Section 27, Chapter 42, O.S.L. 2017 (70 O.S. Supp.
13 2018, Section 3-104.4), is amended to read as follows:

14 Section 3-104.4. A. On or before February 1, 1991, the State
15 Board of Education shall adopt standards for the accreditation of
16 the public schools in this state according to the requirements of
17 this act, to be effective as set forth in this act. The
18 accreditation standards shall incorporate the curricular standards
19 established pursuant to Section 11-103.6 of this title. The
20 accreditation standards shall equal or exceed the accreditation
21 standards for schools promulgated by the North Central Association
22 of Colleges and Schools to the extent that the standards are
23 consistent with an academic results oriented approach to
24 accreditation, excluding those standards which deal with affective
behavior to the extent the adoption of the standards does not
conflict with state statute. The accreditation adopted by the State

1 Board shall encompass accreditation for elementary schools, middle
2 schools, junior high schools, and high schools. The accreditation
3 standards shall be made available for public inspection at the
4 offices of the State Department of Education.

5 B. Standards for accreditation adopted by the State Board of
6 Education shall include standards relating to the provision of
7 school counselors to the public school children of this state. The
8 State Board of Education shall require each local school district to
9 provide information regarding the number of counselors serving each
10 school site, the duties of all such counselors including all
11 administrative duties, the number of students served by each
12 counselor, and information regarding the number of counselors
13 employed per elementary school, middle school, junior high school
14 and high school.

15 C. Except as otherwise provided by subsection A of this section
16 with regard to curricular standards, as a condition of receiving
17 state accreditation pursuant to this act:

18 1. High schools shall meet the accreditation standards not
19 later than June 30, 1995; and

20 2. Elementary, middle and junior high schools shall meet the
21 accreditation standards not later than June 30, 1999.

22 Schools shall thereafter continue to meet the accreditation
23 standards as a condition of continued accreditation. Nothing herein
24 shall be construed as preventing changes to the adopted standards by

1 the State Board of Education pursuant to the Administrative
2 Procedures Act.

3 D. If one or more school sites fails to receive accreditation
4 as required pursuant to this section by the dates set forth in
5 subsection C of this section or subsequently loses accreditation,
6 the State Board of Education shall close the school and reassign the
7 students to accredited schools within the district or shall annex
8 the district to one or more other districts in which the students
9 can be educated in accredited schools.

10 E. Standards for accreditation adopted by the State Board of
11 Education shall include standards relating to the provision of
12 educational services provided in partial hospitalization programs,
13 day treatment programs, day hospital programs, residential treatment
14 programs and emergency shelter programs for persons between the ages
15 of three (3) and twenty-one (21) years of age. The accreditation
16 standards shall apply to onsite and offsite educational services
17 provided by public school districts or state-accredited private
18 schools. The accreditation standards shall provide for warnings,
19 probation or nonaccredited status for schools that fail to meet the
20 standards. Each school which is providing or is required to provide
21 educational services for students placed in a program as described
22 in this subsection shall be actively monitored by the State
23 Department of Education. The Department shall determine on an
24 ongoing basis if the educational program and services are in

1 compliance with the accreditation standards. The Department shall
2 investigate a complaint of failure to provide educational services
3 within ten (10) days of receiving the complaint. If the Department
4 determines that a school has failed to comply with the accreditation
5 standards the Department shall report the recommended warning,
6 probation or nonaccredited accreditation status to the State Board
7 of Education within sixty (60) days. If a school does not take
8 action to comply with the accreditation standards within ninety (90)
9 days after a report is filed by the Department, the Board shall
10 withdraw accreditation for the school.

11 F. State Board accreditation regulations shall provide for
12 warnings and for assistance to schools and school districts whenever
13 there is reason to believe a school is in danger of losing its state
14 accreditation.

15 G. The State Board shall provide assistance to districts in
16 considering the possibility of meeting accreditation requirements
17 through the use of nontraditional means of instruction. The State
18 Board shall also assist districts in forming cooperatives and making
19 arrangements for the use of satellite instruction or other
20 instructional technologies to the extent that use of such
21 instructional means meets accreditation standards.

22 H. 1. Accreditation shall not be withdrawn from or denied nor
23 shall a penalty be assessed against a school or school district for
24 failing to meet the media materials and equipment standards and

1 media program expenditure standards as set forth in the
2 accreditation standards adopted by the Board.

3 2. The provisions of paragraph 1 of this subsection shall cease
4 to be effective ~~during a fiscal year immediately following a fiscal~~
5 ~~year that the state financial support of public schools provides an~~
6 ~~amount~~ once state per-pupil expenditures are equal to or more than
7 ~~Three Thousand Two Hundred Ninety-one Dollars and sixty cents~~
8 ~~(\$3,291.60) per weighted average daily membership as calculated~~
9 ~~pursuant to Section 18-200.1 of this title and reported to school~~
10 ~~districts by the State Department of Education on the initial~~
11 ~~tentative State Aid allocation notice~~ the regional average per-pupil
12 expenditure as defined by Section 1-124 of this title in public
13 elementary and secondary schools for the most current year for which
14 data is available, as reported by the National Center for Education
15 Statistics annually and funds are provided. For purposes of this
16 subsection, the regional average expenditure shall consist of the
17 current per-pupil expenditures as defined by Section 1-124 of this
18 title in public elementary and secondary schools in unadjusted
19 dollars for each of the following states: Arkansas, Colorado,
20 Kansas, Missouri, New Mexico and Texas. By February 1 of each year,
21 the State Board of Education shall report whether the expenditure
22 level has been reached based on information reported annually by the
23 National Center for Education Statistics.

1 ~~3. If the amount set and calculated as provided for in~~
2 ~~paragraph 2 of this subsection is reduced by one percent (1%) or~~
3 ~~more as reported to school districts by the Department on the~~
4 ~~initial tentative State Aid allocation notice for the following~~
5 ~~fiscal year, the provisions of paragraph 2 of this subsection shall~~
6 ~~cease to be effective and the provisions of paragraph 1 of this~~
7 ~~subsection shall continue to be effective.~~

8 I. 1. The State Board shall not assess a financial penalty
9 against any school district which is given a deficiency in
10 accreditation status during any fiscal year as provided for in this
11 subsection.

12 2. The provisions of paragraph 1 of this subsection shall cease
13 to be effective ~~during a fiscal year immediately following a fiscal~~
14 ~~year that the state financial support of public schools provides an~~
15 ~~amount~~ once state per-pupil expenditures are equal to or more than
16 ~~Three Thousand Two Hundred Ninety-one Dollars and sixty cents~~
17 ~~(\$3,291.60) per weighted average daily membership as calculated~~
18 ~~pursuant to Section 18-200.1 of this title and reported to school~~
19 ~~districts by the State Department of Education on the initial~~
20 ~~tentative State Aid allocation notice~~ the regional average per-pupil
21 expenditure as defined by Section 1-124 of this title in public
22 elementary and secondary schools for the most current year for which
23 data is available, as reported by the National Center for Education
24 Statistics annually and funds are provided. For purposes of this

1 subsection, the regional average expenditure shall consist of the
2 current per-pupil expenditures as defined by Section 1-124 of this
3 title in public elementary and secondary schools in unadjusted
4 dollars for each of the following states: Arkansas, Colorado,
5 Kansas, Missouri, New Mexico and Texas. By February 1 of each year,
6 the State Board of Education shall report whether the expenditure
7 level has been reached based on information reported annually by the
8 National Center for Education Statistics.

9 ~~3. If the amount set and calculated as provided for in~~
10 ~~paragraph 2 of this subsection is reduced by one percent (1%) or~~
11 ~~more as reported to school districts by the Department on the~~
12 ~~initial tentative State Aid allocation notice for the following~~
13 ~~fiscal year, the provisions of paragraph 2 of this subsection shall~~
14 ~~cease to be effective and the provisions of paragraph 1 of this~~
15 ~~subsection shall continue to be effective.~~

16 J. Accreditation shall not be withdrawn from or denied, nor
17 shall a penalty be assessed against, a school district for complying
18 with this section.

19 SECTION 7. AMENDATORY 70 O.S. 2011, Section 3-167, as
20 last amended by Section 2, Chapter 253, O.S.L. 2016 (70 O.S. Supp.
21 2018, Section 3-167), is amended to read as follows:

22 Section 3-167. A. 1. The State Board of Education shall
23 exempt all school districts from or waive any policy, rule or law
24 which requires school districts to form, convene, or participate in

1 any advisory council or committee, including but not limited to the
2 requirement to convene an advisory council when preparing the school
3 improvement plan as set forth in Section 5-117.4 of this title.

4 2. The provisions of paragraph 1 of this subsection shall cease
5 to be effective ~~during a fiscal year immediately following a fiscal~~
6 ~~year that the state financial support of public schools provides an~~
7 ~~amount~~ once state per-pupil expenditures are equal to or more than
8 ~~Three Thousand Two Hundred Ninety-one Dollars and sixty cents~~
9 ~~(\$3,291.60) per weighted average daily membership as calculated~~
10 ~~pursuant to Section 18-200.1 of this title and reported to school~~
11 ~~districts by the State Department of Education on the initial~~
12 ~~tentative State Aid allocation notice~~ the regional average per-pupil
13 expenditure as defined by Section 1-124 of this title in public
14 elementary and secondary schools for the most current year for which
15 data is available, as reported by the National Center for Education
16 Statistics annually and funds are provided. For purposes of this
17 subsection, the regional average expenditure shall consist of the
18 current per-pupil expenditures as defined by Section 1-124 of this
19 title in public elementary and secondary schools in unadjusted
20 dollars for each of the following states: Arkansas, Colorado,
21 Kansas, Missouri, New Mexico and Texas. By February 1 of each year,
22 the State Board of Education shall report whether the expenditure
23 level has been reached based on information reported annually by the
24 National Center for Education Statistics.

1 ~~3. If the amount set and calculated as provided for in~~
2 ~~paragraph 2 of this subsection is reduced by one percent (1%) or~~
3 ~~more as reported to school districts by the Department on the~~
4 ~~initial tentative State Aid allocation notice for the following~~
5 ~~fiscal year, the provisions of paragraph 2 of this subsection shall~~
6 ~~cease to be effective and the provisions of paragraph 1 of this~~
7 ~~subsection shall continue to be effective.~~

8 B. School districts shall not be exempted from forming,
9 convening or participating in an advisory council or committee if
10 required by federal law or regulation.

11 SECTION 8. AMENDATORY 70 O.S. 2011, Section 16-111, as
12 last amended by Section 3, Chapter 253, O.S.L. 2016 (70 O.S. Supp.
13 2018, Section 16-111), is amended to read as follows:

14 Section 16-111. A. Except as otherwise provided for in
15 subsection E of this section, the superintendent of schools of each
16 school district in the state shall appoint a local textbook
17 committee consisting of not fewer than three nor more than nine
18 members. Each committee shall have one lay member, with the
19 remainder of the members being teachers employed in the public
20 schools of the district, a majority of whom shall be classroom
21 teachers. The superintendent of schools or a designee who shall be
22 a principal or a curriculum specialist shall serve as chairperson of
23 the local textbook committee.

1 B. Upon the written request of any duly appointed local
2 textbook coordinator, the publisher of a textbook selected by the
3 State Textbook Committee shall furnish at least one examination copy
4 of the textbook and the teacher edition of the textbook, if one is
5 published, and a copy of software for purposes of complete
6 demonstration and review, if available, to the school district so
7 that the local textbook committee may examine any or all new
8 adoptions in the subjects taught or to be taught in schools in the
9 district.

10 C. Except as otherwise provided for in subsection E of this
11 section, on or before a date to be fixed by the State Board of
12 Education, each local textbook committee shall adopt textbooks from
13 the multiple list selected by the State Textbook Committee in a
14 manner as shall be prescribed by the State Board of Education. Each
15 local textbook committee shall serve without compensation and shall
16 cease to exist when local adoptions have been completed and shall be
17 replaced by another local textbook committee appointed in the same
18 manner as provided for in this section.

19 D. Except as otherwise provided for in subsection E of this
20 section, on or before a date to be fixed by the State Board of
21 Education, the superintendent of each school district shall submit
22 to the State Board of Education a textbook plan outlining the
23 estimated number of textbooks needed by the school district and the
24 total amount of money to be expended by the district for textbooks

1 including the allocated funds and any additional supplemental funds
2 to be expended. The superintendent or textbook coordinator
3 appointed by the superintendent, shall place orders from the proper
4 depository or depositories for all of the textbooks needed as
5 outlined in the textbook plan by the district for the ensuing year.
6 The superintendent of a school district or textbook coordinator may
7 order any textbooks placed on the official multiple textbook list.
8 If the order exceeds the allocation for each school district as
9 provided in Section 16-114a of this title any additional funds
10 expended shall be reported on the statement of expenditures for the
11 district.

12 E. 1. If a school district makes the election as provided for
13 in subsection B of Section 16-114a of this title, the district shall
14 not be required to appoint a local textbook committee, adopt
15 textbooks, submit a textbook plan, or expend money on the purchase
16 of textbooks during any fiscal year as provided for in this
17 subsection.

18 2. The provisions of paragraph 1 of this subsection shall cease
19 to be effective ~~during a fiscal year immediately following a fiscal~~
20 ~~year that the state financial support of public schools provides an~~
21 ~~amount~~ once state per-pupil expenditures are equal to or more than
22 ~~Three Thousand Two Hundred Ninety-one Dollars and sixty cents~~
23 ~~(\$3,291.60) per weighted average daily membership as calculated~~
24 ~~pursuant to Section 18-200.1 of this title and reported to school~~

~~districts by the State Department of Education on the initial~~
~~tentative State Aid allocation notice~~ the regional average per-pupil
expenditure as defined by Section 1-124 of this title in public
elementary and secondary schools for the most current year for which
data is available, as reported by the National Center for Education
Statistics annually and funds are provided. For purposes of this
subsection, the regional average expenditure shall consist of the
current per-pupil expenditures as defined by Section 1-124 of this
title in public elementary and secondary schools in unadjusted
dollars for each of the following states: Arkansas, Colorado,
Kansas, Missouri, New Mexico and Texas. By February 1 of each year,
the State Board of Education shall report whether the expenditure
level has been reached based on information reported annually by the
National Center for Education Statistics.

~~3. If the amount set and calculated as provided for in~~
~~paragraph 2 of this subsection is reduced by one percent (1%) or~~
~~more as reported to school districts by the Department on the~~
~~initial tentative State Aid allocation notice for the following~~
~~fiscal year, the provisions of paragraph 2 of this subsection shall~~
~~cease to be effective and the provisions of paragraph 1 of this~~
~~subsection shall continue to be effective.~~

SECTION 9. This act shall become effective July 1, 2019.

SECTION 10. It being immediately necessary for the preservation
of the public peace, health or safety, an emergency is hereby

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3 Passed the Senate the 18th day of February, 2019.

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Presiding Officer of the Senate

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7 Passed the House of Representatives the ____ day of _____,
8 2019.

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Presiding Officer of the House
of Representatives

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