

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

COMMITTEE SUBSTITUTE  
FOR

HOUSE BILL NO. 2890

By: Wallace and Hilbert of the  
House

and

Thompson and Hall of the  
Senate

COMMITTEE SUBSTITUTE

An Act relating to school funding; amending 70 O.S. 2011, Section 18-200.1, as amended by Section 11 of Enrolled Senate Bill No. 1064 of the 1st Session of the 58th Oklahoma Legislature, which relates to State Aid; prohibiting assessment of carryover penalty in certain fiscal years; amending 70 O.S. 2011, Section 18-200.1, as amended by Section 1 of Enrolled House Bill No. 2078 of the 1st Session of the 58th Oklahoma Legislature, which relates to State Aid; modifying years of data to be used for the July per pupil revenue calculation; prohibiting assessment of carryover penalty in certain fiscal years; amending 70 O.S. 2011, Section 18-201.1, as last amended by Section 2 of Enrolled House Bill No. 2078 of the 1st Session of the 58th Oklahoma Legislature, which relates to school district weighted membership; adjusting years of data to be used for July projected per pupil revenue calculation; modifying years to be excluded in the projected total revenue calculations; providing effective date; and declaring an emergency.

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

1       SECTION 1.       AMENDATORY       70 O.S. 2011, Section 18-200.1, as  
2 amended by Section 11 of Enrolled Senate Bill No. 1064 of the 1st  
3 Session of the 58th Oklahoma Legislature, is amended to read as  
4 follows:

5       Section 18-200.1 A. Beginning with the 2020-21 school year,  
6 and each school year thereafter, each school district shall have its  
7 initial allocation of State Aid calculated based on the state  
8 dedicated revenues actually collected during the preceding fiscal  
9 year, the adjusted assessed valuation of the preceding year and the  
10 highest weighted average daily membership for the school district of  
11 the two (2) preceding school years. Each school district shall  
12 submit the following data based on the first nine (9) weeks, to be  
13 used in the calculation of the average daily membership of the  
14 school district:

- 15       1. Student enrollment by grade level;
- 16       2. Pupil category counts; and
- 17       3. Transportation supplement data.

18       On or before December 30, the State Department of Education  
19 shall determine each school district's current year allocation  
20 pursuant to subsection D of this section. The State Department of  
21 Education shall complete an audit, using procedures established by  
22 the Department, of the student enrollment by grade level data, pupil  
23 category counts and transportation supplement data to be used in the  
24 State Aid Formula pursuant to subsection D of this section by

1 December 1 and by January 15 shall notify each school district of  
2 the district's final State Aid allocation for the current school  
3 year. The January payment of State Aid and each subsequent payment  
4 for the remainder of the school year shall be based on the final  
5 State Aid allocation as calculated in subsection D of this section.  
6 Except for reductions made due to the assessment of penalties by the  
7 State Department of Education according to law, the January payment  
8 of State Aid and each subsequent payment for the remainder of the  
9 school year shall not decrease by an amount more than the amount  
10 that the current chargeable revenue increases for that district.

11 B. The State Department of Education shall retain not less than  
12 one and one-half percent (1 1/2%) of the total funds appropriated  
13 for financial support of schools, to be used to make midyear  
14 adjustments in State Aid and which shall be reflected in the final  
15 allocations. If the amount of appropriated funds, including the one  
16 and one-half percent (1 1/2%) retained, remaining after January 1 of  
17 each year is not sufficient to fully fund the final allocations, the  
18 Department shall recalculate each school district's remaining  
19 allocation pursuant to subsection D of this section using the  
20 reduced amount of appropriated funds.

21 C. On and after July 1, 1997, the amount of State Aid each  
22 district shall receive shall be the sum of the Foundation Aid, the  
23 Salary Incentive Aid and the Transportation Supplement, as adjusted  
24 pursuant to the provisions of subsection G of this section and

1 Section 18-112.2 of this title; provided, no district having per  
2 pupil revenue in excess of three hundred percent (300%) of the  
3 average per pupil revenue of all districts shall receive any State  
4 Aid or Supplement in State Aid.

5 The July calculation of per pupil revenue shall be determined by  
6 dividing the district's second preceding year's total weighted  
7 average daily membership (ADM) into the district's second preceding  
8 year's total revenues excluding federal revenue, insurance loss  
9 payments, reimbursements, recovery of overpayments and refunds,  
10 unused reserves, prior expenditures recovered, prior year surpluses,  
11 and less the amount of any transfer fees paid in that year.

12 The December calculation of per pupil revenue shall be  
13 determined by dividing the district's preceding year's total  
14 weighted average daily membership (ADM) into the district's  
15 preceding year's total revenues excluding federal revenue, insurance  
16 loss payments, reimbursements, recovery of overpayments and refunds,  
17 unused reserves, prior expenditures recovered, prior year surpluses,  
18 and less the amount of any transfer fees paid in that year.

19 D. For the 1997-98 school year, and each school year  
20 thereafter, Foundation Aid, the Transportation Supplement and Salary  
21 Incentive Aid shall be calculated as follows:

22 1. Foundation Aid shall be determined by subtracting the amount  
23 of the Foundation Program Income from the cost of the Foundation  
24 Program and adding to this difference the Transportation Supplement.

- 1           a.    The Foundation Program shall be a district's highest  
2                   weighted average daily membership based on the first  
3                   nine (9) weeks of the current school year, the  
4                   preceding school year or the second preceding school  
5                   year of a school district, as determined by the  
6                   provisions of subsection A of Section 18-201.1 of this  
7                   title and paragraphs 1, 2, 3 and 4 of subsection B of  
8                   Section 18-201.1 of this title, multiplied by the Base  
9                   Foundation Support Level.
- 10          b.    The Foundation Program Income shall be the sum of the  
11                   following:
- 12                (1)   The adjusted assessed valuation of the current  
13                       school year of the school district, minus the  
14                       previous year protested ad valorem tax revenues  
15                       held as prescribed in Section 2884 of Title 68 of  
16                       the Oklahoma Statutes, multiplied by the mills  
17                       levied pursuant to subsection (c) of Section 9 of  
18                       Article X of the Oklahoma Constitution, if  
19                       applicable, as adjusted in subsection (c) of  
20                       Section 8A of Article X of the Oklahoma  
21                       Constitution. For purposes of this subsection,  
22                       the "adjusted assessed valuation of the current  
23                       school year" shall be the adjusted assessed  
24

valuation on which tax revenues are collected during the current school year, and

- (2) Seventy-five percent (75%) of the amount received by the school district from the proceeds of the county levy during the preceding fiscal year, as levied pursuant to subsection (b) of Section 9 of Article X of the Oklahoma Constitution, and
- (3) Motor Vehicle Collections, and
- (4) Gross Production Tax, and
- (5) State Apportionment, and
- (6) R.E.A. Tax.

The items listed in divisions (3), (4), (5), and (6) of this subparagraph shall consist of the amounts actually collected from such sources during the preceding fiscal year calculated on a per capita basis on the unit provided for by law for the distribution of each such revenue.

2. The Transportation Supplement shall be equal to the average daily haul times the per capita allowance times the appropriate transportation factor.

- a. The average daily haul shall be the number of children in a district who are legally transported and who live one and one-half (1 1/2) miles or more from school.

b. The per capita allowance shall be determined using the following chart:

PER CAPITA PER CAPITA

DENSITY FIGURE	ALLOWANCE	DENSITY FIGURE	ALLOWANCE
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.3000 - .3083	\$167.00	.9334 - .9599	\$99.00
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.3084 - .3249	\$165.00	.9600 - .9866	\$97.00
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.3250 - .3416	\$163.00	.9867 - 1.1071	\$95.00
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.3417 - .3583	\$161.00	1.1072 - 1.3214	\$92.00
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.3584 - .3749	\$158.00	1.3215 - 1.5357	\$90.00
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.3750 - .3916	\$156.00	1.5358 - 1.7499	\$88.00
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.3917 - .4083	\$154.00	1.7500 - 1.9642	\$86.00
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.4084 - .4249	\$152.00	1.9643 - 2.1785	\$84.00
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.4250 - .4416	\$150.00	2.1786 - 2.3928	\$81.00
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.4417 - .4583	\$147.00	2.3929 - 2.6249	\$79.00
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.4584 - .4749	\$145.00	2.6250 - 2.8749	\$77.00
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.4750 - .4916	\$143.00	2.8750 - 3.1249	\$75.00
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.4917 - .5083	\$141.00	3.1250 - 3.3749	\$73.00
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.5084 - .5249	\$139.00	3.3750 - 3.6666	\$70.00
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.5250 - .5416	\$136.00	3.6667 - 3.9999	\$68.00
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.5417 - .5583	\$134.00	4.0000 - 4.3333	\$66.00
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.5584 - .5749	\$132.00	4.3334 - 4.6666	\$64.00
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.5750 - .5916	\$130.00	4.6667 - 4.9999	\$62.00
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.5917 - .6133	\$128.00	5.0000 - 5.5000	\$59.00
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.6134 - .6399	\$125.00	5.5001 - 6.0000	\$57.00
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1	.6400 - .6666	\$123.00	6.0001 - 6.5000	\$55.00
2	.6667 - .6933	\$121.00	6.5001 - 7.0000	\$53.00
3	.6934 - .7199	\$119.00	7.0001 - 7.3333	\$51.00
4	.7200 - .7466	\$117.00	7.3334 - 7.6667	\$48.00
5	.7467 - .7733	\$114.00	7.6668 - 8.0000	\$46.00
6	.7734 - .7999	\$112.00	8.0001 - 8.3333	\$44.00
7	.8000 - .8266	\$110.00	8.3334 - 8.6667	\$42.00
8	.8267 - .8533	\$108.00	8.6668 - 9.0000	\$40.00
9	.8534 - .8799	\$106.00	9.0001 - 9.3333	\$37.00
10	.8800 - .9066	\$103.00	9.3334 - 9.6667	\$35.00
11	.9067 - .9333	\$101.00	9.6668 or more	\$33.00

c. The formula transportation factor shall be 1.39.

3. Salary Incentive Aid shall be determined as follows:

a. Multiply the Incentive Aid guarantee by the district's highest weighted average daily membership based on the first nine (9) weeks of the current school year, the preceding school year or the second preceding school year of a school district, as determined by the provisions of subsection A of Section 18-201.1 of this title and paragraphs 1, 2, 3 and 4 of subsection B of Section 18-201.1 of this title.

b. Divide the district's adjusted assessed valuation of the current school year minus the previous year's protested ad valorem tax revenues held as prescribed



1 in Section 2884 of Title 68 of the Oklahoma Statutes,  
2 by one thousand (1,000) and subtract the quotient from  
3 the product of subparagraph a of this paragraph. The  
4 remainder shall not be less than zero (0).

5 c. Multiply the number of mills levied for general fund  
6 purposes above the fifteen (15) mills required to  
7 support Foundation Aid pursuant to division (1) of  
8 subparagraph b of paragraph 1 of this subsection, not  
9 including the county four-mill levy, by the remainder  
10 of subparagraph b of this paragraph. The product  
11 shall be the Salary Incentive Aid of the district.

12 E. By June 30, 1998, the State Department of Education shall  
13 develop and the Department and all school districts shall have  
14 implemented a student identification system which is consistent with  
15 the provisions of subsections C and D of Section 3111 of Title 74 of  
16 the Oklahoma Statutes. The student identification system shall be  
17 used specifically for the purpose of reporting enrollment data by  
18 school sites and by school districts, the administration of the  
19 Oklahoma School Testing Program Act, the collection of appropriate  
20 and necessary data pursuant to the Oklahoma Educational Indicators  
21 Program, determining student enrollment, establishing a student  
22 mobility rate, allocation of the State Aid Formula and mid-year  
23 adjustments in funding for student growth. This enrollment data  
24 shall be submitted to the State Department of Education in

1 accordance with rules promulgated by the State Board of Education.  
2 Funding for the development, implementation, personnel training and  
3 maintenance of the student identification system shall be set out in  
4 a separate line item in the allocation section of the appropriation  
5 bill for the State Board of Education for each year.

6 F. 1. In the event that ad valorem taxes of a school district  
7 are determined to be uncollectible because of bankruptcy, clerical  
8 error, or a successful tax protest, and the amount of such taxes  
9 deemed uncollectible exceeds Fifty Thousand Dollars (\$50,000.00) or  
10 an amount greater than twenty-five percent (25%) of ad valorem taxes  
11 per tax year, or the valuation of a district is lowered by order of  
12 the State Board of Equalization, the school district's State Aid,  
13 for the school year that such ad valorem taxes are calculated in the  
14 State Aid Formula, shall be determined by subtracting the net  
15 assessed valuation of the property upon which taxes were deemed  
16 uncollectible from the assessed valuation of the school district and  
17 the state. Upon request of the local board of education, it shall  
18 be the duty of the county assessor to certify to the Director of  
19 Finance of the State Department of Education the net assessed  
20 valuation of the property upon which taxes were determined  
21 uncollectible.

22 2. In the event that the amount of funds a school district  
23 receives for reimbursement from the Ad Valorem Reimbursement Fund is  
24 less than the amount of funds claimed for reimbursement by the

1 school district due to insufficiency of funds as provided in Section  
2 193 of Title 62 of the Oklahoma Statutes, then the school district's  
3 assessed valuation for the school year that such ad valorem  
4 reimbursement is calculated in the State Aid Formula shall be  
5 adjusted accordingly.

6 G. 1. Notwithstanding the provisions of Section 18-112.2 of  
7 this title, a school district shall have its State Aid reduced by an  
8 amount equal to the amount of carryover in the general fund of the  
9 district as of June 30 of the preceding fiscal year, that is in  
10 excess of the following standards for two (2) consecutive years:

11	Total Amount of	Amount of
12	General Fund Collections,	General Fund
13	Excluding Previous Year	Balance
14	Cash Surplus as of June 30	Allowable
15	Less than \$1,000,000	40%
16	\$1,000,000 - \$2,999,999	35%
17	\$3,000,000 - \$3,999,999	30%
18	\$4,000,000 - \$4,999,999	25%
19	\$5,000,000 - \$5,999,999	20%
20	\$6,000,000 - \$7,999,999	18%
21	\$8,000,000 - \$9,999,999	16%
22	\$10,000,000 or more	14%

23 2. By February 1 the State Department of Education shall send  
24 by certified mail, with return receipt requested, to each School

1 District Superintendent, Auditor and Regional Accreditation Officer  
2 a notice of and calculation sheet reflecting the general fund  
3 balance penalty to be assessed against that school district.  
4 Calculation of the general fund balance penalty shall not include  
5 federal revenue. Within thirty (30) days of receipt of this written  
6 notice the school district shall submit to the Department a written  
7 reply either accepting or protesting the penalty to be assessed  
8 against the district. If protesting, the school district shall  
9 submit with its reply the reasons for rejecting the calculations and  
10 documentation supporting those reasons. The Department shall review  
11 all school district penalty protest documentation and notify each  
12 district by March 15 of its finding and the final penalty to be  
13 assessed to each district. General fund balance penalties shall be  
14 assessed to all school districts by April 1.

15 3. Any school district which receives proceeds from a tax  
16 settlement or a Federal Emergency Management Agency settlement  
17 during the last two (2) months of the preceding fiscal year shall be  
18 exempt from the penalties assessed in this subsection, if the  
19 penalty would occur solely as a result of receiving funds from the  
20 tax settlement.

21 4. Any school district which receives an increase in State Aid  
22 because of a change in Foundation and/or Salary Incentive Aid  
23 factors during the last two (2) months of the preceding fiscal year  
24 shall be exempt from the penalties assessed in this subsection, if

1 the penalty would occur solely as a result of receiving funds from  
2 the increase in State Aid.

3 5. If a school district does not receive Foundation and/or  
4 Salary Incentive Aid during the preceding fiscal year, the State  
5 Board of Education may waive the penalty assessed in this subsection  
6 if the penalty would result in a loss of more than forty percent  
7 (40%) of the remaining State Aid to be allocated to the school  
8 district between April 1 and the remainder of the school year and if  
9 the Board determines the penalty will cause the school district not  
10 to meet remaining financial obligations.

11 6. Any school district which receives gross production revenue  
12 apportionment during the 2002-2003 school year or in any subsequent  
13 school year that is greater than the gross production revenue  
14 apportionment of the preceding school year shall be exempt from the  
15 penalty assessed in this subsection, if the penalty would occur  
16 solely as a result of the gross production revenue apportionment, as  
17 determined by the State Board of Education.

18 7. Beginning July 1, 2003, school districts that participate in  
19 consolidation or annexation pursuant to the provisions of the  
20 Oklahoma School Voluntary Consolidation and Annexation Act shall be  
21 exempt from the penalty assessed in this subsection for the school  
22 year in which the consolidation or annexation occurs and for the  
23 next three (3) fiscal years.

1        8. Any school district which receives proceeds from a sales tax  
2 levied by a municipality pursuant to Section 22-159 of Title 11 of  
3 the Oklahoma Statutes or proceeds from a sales tax levied by a  
4 county pursuant to Section 1370 of Title 68 of the Oklahoma Statutes  
5 during the 2003-2004 school year or the 2004-2005 school year shall  
6 be exempt from the penalties assessed in this subsection, if the  
7 penalty would occur solely as a result of receiving funds from the  
8 sales tax levy.

9        9. Any school district which has an amount of carryover in the  
10 general fund of the district in excess of the limits established in  
11 paragraph 1 of this subsection during the fiscal ~~year~~ years  
12 beginning July 1, ~~2019~~ 2020, July 1, 2021, July 1, 2022, and July 1,  
13 2023, shall not be assessed a general fund balance penalty as  
14 provided for in this subsection.

15        10. For purposes of calculating the general fund balance  
16 penalty, the terms "carryover" and "general fund balance" shall not  
17 include federal revenue.

18        H. In order to provide startup funds for the implementation of  
19 early childhood programs, State Aid may be advanced to school  
20 districts that initially start early childhood instruction at a  
21 school site. School districts that desire such advanced funding  
22 shall make application to the State Department of Education no later  
23 than September 15 of each year and advanced funding shall be awarded  
24 to the approved districts no later than October 30. The advanced

1 funding shall not exceed the per pupil amount of State Aid as  
2 calculated in subsection D of this section per anticipated Head  
3 Start eligible student. The total amount of advanced funding shall  
4 be proportionately reduced from the monthly payments of the  
5 district's State Aid payments during the last six (6) months of the  
6 same fiscal year.

7 I. 1. Beginning July 1, 1996, the Oklahoma Tax Commission,  
8 notwithstanding any provision of law to the contrary, shall report  
9 monthly to the State Department of Education the monthly  
10 apportionment of the following information:

- 11 a. the assessed valuation of property,
- 12 b. motor vehicle collections,
- 13 c. R.E.A. tax collected, and
- 14 d. gross productions tax collected.

15 2. Beginning July 1, 1997, the State Auditor and Inspector's  
16 Office, notwithstanding any provision of law to the contrary, shall  
17 report monthly to the State Department of Education the monthly  
18 apportionment of the proceeds of the county levy.

19 3. Beginning July 1, 1996, the Commissioners of the Land  
20 Office, notwithstanding any provision of law to the contrary, shall  
21 report monthly to the State Department of Education the monthly  
22 apportionment of state apportionment.

23 4. Beginning July 1, 1997, the county treasurers' offices,  
24 notwithstanding any provision of law to the contrary, shall report

1 monthly to the State Department of Education the ad valorem tax  
2 protest amounts for each county.

3 5. The information reported by the Tax Commission, the State  
4 Auditor and Inspector's Office, the county treasurers' offices and  
5 the Commissioners of the Land Office, pursuant to this subsection  
6 shall be reported by school district on forms developed by the State  
7 Department of Education.

8 SECTION 2. AMENDATORY 70 O.S. 2011, Section 18-200.1, as  
9 amended by Section 1 of Enrolled House Bill No. 2078 of the 1st  
10 Session of the 58th Oklahoma Legislature, is amended to read as  
11 follows:

12 Section 18-200.1 A. Beginning with the 2022-2023 school year,  
13 and each school year thereafter, each school district shall have its  
14 initial allocation of State Aid calculated based on the state  
15 dedicated revenues actually collected during the preceding fiscal  
16 year, the adjusted assessed valuation of the preceding year and the  
17 weighted average daily membership for the school district of the  
18 preceding school year. Each school district shall submit the  
19 following data based on the first nine (9) weeks, to be used in the  
20 calculation of the average daily membership of the school district:

- 21 1. Student enrollment by grade level;
- 22 2. Pupil category counts; and
- 23 3. Transportation supplement data.



1 On or before December 30, the State Department of Education  
2 shall determine each school district's current year allocation  
3 pursuant to subsection D of this section. The State Department of  
4 Education shall complete an audit, using procedures established by  
5 the Department, of the student enrollment by grade level data, pupil  
6 category counts and transportation supplement data to be used in the  
7 State Aid Formula pursuant to subsection D of this section by  
8 December 1 and by January 15 shall notify each school district of  
9 the district's final State Aid allocation for the current school  
10 year. The January payment of State Aid and each subsequent payment  
11 for the remainder of the school year shall be based on the final  
12 State Aid allocation as calculated in subsection D of this section.  
13 Except for reductions made due to the assessment of penalties by the  
14 State Department of Education according to law, the January payment  
15 of State Aid and each subsequent payment for the remainder of the  
16 school year shall not decrease by an amount more than the amount  
17 that the current chargeable revenue increases for that district.

18 B. The State Department of Education shall retain not less than  
19 one and one-half percent (1 1/2%) of the total funds appropriated  
20 for financial support of schools, to be used to make midyear  
21 adjustments in State Aid and which shall be reflected in the final  
22 allocations. If the amount of appropriated funds, including the one  
23 and one-half percent (1 1/2%) retained, remaining after January 1 of  
24 each year is not sufficient to fully fund the final allocations, the

1 Department shall recalculate each school district's remaining  
2 allocation pursuant to subsection D of this section using the  
3 reduced amount of appropriated funds.

4 C. On and after July 1, 1997, the amount of State Aid each  
5 district shall receive shall be the sum of the Foundation Aid, the  
6 Salary Incentive Aid and the Transportation Supplement, as adjusted  
7 pursuant to the provisions of subsection G of this section and  
8 Section 18-112.2 of this title; provided, no district having per  
9 pupil revenue in excess of three hundred percent (300%) of the  
10 average per pupil revenue of all districts shall receive any State  
11 Aid or Supplement in State Aid.

12 The July calculation of per pupil revenue shall be determined by  
13 dividing the district's second preceding year's total weighted  
14 average daily membership (ADM) into the district's preceding year's  
15 total revenues excluding federal revenue, insurance loss payments,  
16 reimbursements, recovery of overpayments and refunds, unused  
17 reserves, prior expenditures recovered, prior year surpluses, and  
18 less the amount of any transfer fees paid in that year.

19 The December calculation of per pupil revenue shall be  
20 determined by dividing the district's preceding year's total  
21 weighted average daily membership (ADM) into the district's  
22 preceding year's total revenues excluding federal revenue, insurance  
23 loss payments, reimbursements, recovery of overpayments and refunds,

1 unused reserves, prior expenditures recovered, prior year surpluses,  
2 and less the amount of any transfer fees paid in that year.

3 D. For the 1997-98 school year, and each school year  
4 thereafter, Foundation Aid, the Transportation Supplement and Salary  
5 Incentive Aid shall be calculated as follows:

6 1. Foundation Aid shall be determined by subtracting the amount  
7 of the Foundation Program Income from the cost of the Foundation  
8 Program and adding to this difference the Transportation Supplement.

9 a. The Foundation Program shall be a district's higher  
10 weighted average daily membership based on the first  
11 nine (9) weeks of the current school year or the  
12 preceding school year of a school district, as  
13 determined by the provisions of subsection A of  
14 Section 18-201.1 of this title and paragraphs 1, 2, 3  
15 and 4 of subsection B of Section 18-201.1 of this  
16 title, multiplied by the Base Foundation Support  
17 Level. However, for the portion of weighted  
18 membership derived from nonresident, transferred  
19 pupils enrolled in online courses, the Foundation  
20 Program shall be a district's weighted average daily  
21 membership of the preceding school year or the first  
22 nine (9) weeks of the current school year, whichever  
23 is greater, as determined by the provisions of  
24 subsection A of Section 18-201.1 of this title and

1 paragraphs 1, 2, 3 and 4 of subsection B of Section  
2 18-201.1 of this title, multiplied by the Base  
3 Foundation Support Level.

4 b. The Foundation Program Income shall be the sum of the  
5 following:

6 (1) The adjusted assessed valuation of the current  
7 school year of the school district, minus the  
8 previous year protested ad valorem tax revenues  
9 held as prescribed in Section 2884 of Title 68 of  
10 the Oklahoma Statutes, multiplied by the mills  
11 levied pursuant to subsection (c) of Section 9 of  
12 Article X of the Oklahoma Constitution, if  
13 applicable, as adjusted in subsection (c) of  
14 Section 8A of Article X of the Oklahoma  
15 Constitution. For purposes of this subsection,  
16 the "adjusted assessed valuation of the current  
17 school year" shall be the adjusted assessed  
18 valuation on which tax revenues are collected  
19 during the current school year, and

20 (2) Seventy-five percent (75%) of the amount received  
21 by the school district from the proceeds of the  
22 county levy during the preceding fiscal year, as  
23 levied pursuant to subsection (b) of Section 9 of  
24 Article X of the Oklahoma Constitution, and

- (3) Motor Vehicle Collections, and  
(4) Gross Production Tax, and  
(5) State Apportionment, and  
(6) R.E.A. Tax.

The items listed in divisions (3), (4), (5), and (6) of this subparagraph shall consist of the amounts actually collected from such sources during the preceding fiscal year calculated on a per capita basis on the unit provided for by law for the distribution of each such revenue.

2. The Transportation Supplement shall be equal to the average daily haul times the per capita allowance times the appropriate transportation factor.

a. The average daily haul shall be the number of children in a district who are legally transported and who live one and one-half (1 1/2) miles or more from school.

b. The per capita allowance shall be determined using the following chart:

PER CAPITA		PER CAPITA	
DENSITY FIGURE	ALLOWANCE	DENSITY FIGURE	ALLOWANCE
.3000 - .3083	\$167.00	.9334 - .9599	\$99.00
.3084 - .3249	\$165.00	.9600 - .9866	\$97.00
.3250 - .3416	\$163.00	.9867 - 1.1071	\$95.00
.3417 - .3583	\$161.00	1.1072 - 1.3214	\$92.00

1	.3584 - .3749	\$158.00	1.3215 - 1.5357	\$90.00
2	.3750 - .3916	\$156.00	1.5358 - 1.7499	\$88.00
3	.3917 - .4083	\$154.00	1.7500 - 1.9642	\$86.00
4	.4084 - .4249	\$152.00	1.9643 - 2.1785	\$84.00
5	.4250 - .4416	\$150.00	2.1786 - 2.3928	\$81.00
6	.4417 - .4583	\$147.00	2.3929 - 2.6249	\$79.00
7	.4584 - .4749	\$145.00	2.6250 - 2.8749	\$77.00
8	.4750 - .4916	\$143.00	2.8750 - 3.1249	\$75.00
9	.4917 - .5083	\$141.00	3.1250 - 3.3749	\$73.00
10	.5084 - .5249	\$139.00	3.3750 - 3.6666	\$70.00
11	.5250 - .5416	\$136.00	3.6667 - 3.9999	\$68.00
12	.5417 - .5583	\$134.00	4.0000 - 4.3333	\$66.00
13	.5584 - .5749	\$132.00	4.3334 - 4.6666	\$64.00
14	.5750 - .5916	\$130.00	4.6667 - 4.9999	\$62.00
15	.5917 - .6133	\$128.00	5.0000 - 5.5000	\$59.00
16	.6134 - .6399	\$125.00	5.5001 - 6.0000	\$57.00
17	.6400 - .6666	\$123.00	6.0001 - 6.5000	\$55.00
18	.6667 - .6933	\$121.00	6.5001 - 7.0000	\$53.00
19	.6934 - .7199	\$119.00	7.0001 - 7.3333	\$51.00
20	.7200 - .7466	\$117.00	7.3334 - 7.6667	\$48.00
21	.7467 - .7733	\$114.00	7.6668 - 8.0000	\$46.00
22	.7734 - .7999	\$112.00	8.0001 - 8.3333	\$44.00
23	.8000 - .8266	\$110.00	8.3334 - 8.6667	\$42.00
24	.8267 - .8533	\$108.00	8.6668 - 9.0000	\$40.00

1	.8534 - .8799	\$106.00	9.0001 - 9.3333	\$37.00
2	.8800 - .9066	\$103.00	9.3334 - 9.6667	\$35.00
3	.9067 - .9333	\$101.00	9.6668 or more	\$33.00

4           c.    The formula transportation factor shall be 1.39.

5           3.   Salary Incentive Aid shall be determined as follows:

6           a.   Multiply the Incentive Aid guarantee by the district's  
7               higher weighted average daily membership based on the  
8               first nine (9) weeks of the current school year or the  
9               preceding school year of a school district, as  
10              determined by the provisions of subsection A of  
11              Section 18-201.1 of this title and paragraphs 1, 2, 3  
12              and 4 of subsection B of Section 18-201.1 of this  
13              title.

14          b.   Divide the district's adjusted assessed valuation of  
15               the current school year minus the previous year's  
16               protested ad valorem tax revenues held as prescribed  
17               in Section 2884 of Title 68 of the Oklahoma Statutes,  
18               by one thousand (1,000) and subtract the quotient from  
19               the product of subparagraph a of this paragraph. The  
20               remainder shall not be less than zero (0).

21          c.   Multiply the number of mills levied for general fund  
22               purposes above the fifteen (15) mills required to  
23               support Foundation Aid pursuant to division (1) of  
24               subparagraph b of paragraph 1 of this subsection, not

1 including the county four-mill levy, by the remainder  
2 of subparagraph b of this paragraph. The product  
3 shall be the Salary Incentive Aid of the district.

4 E. By June 30, 1998, the State Department of Education shall  
5 develop and the Department and all school districts shall have  
6 implemented a student identification system which is consistent with  
7 the provisions of subsections C and D of Section 3111 of Title 74 of  
8 the Oklahoma Statutes. The student identification system shall be  
9 used specifically for the purpose of reporting enrollment data by  
10 school sites and by school districts, the administration of the  
11 Oklahoma School Testing Program Act, the collection of appropriate  
12 and necessary data pursuant to the Oklahoma Educational Indicators  
13 Program, determining student enrollment, establishing a student  
14 mobility rate, allocation of the State Aid Formula and mid-year  
15 adjustments in funding for student growth. This enrollment data  
16 shall be submitted to the State Department of Education in  
17 accordance with rules promulgated by the State Board of Education.  
18 Funding for the development, implementation, personnel training and  
19 maintenance of the student identification system shall be set out in  
20 a separate line item in the allocation section of the appropriation  
21 bill for the State Board of Education for each year.

22 F. 1. In the event that ad valorem taxes of a school district  
23 are determined to be uncollectible because of bankruptcy, clerical  
24 error, or a successful tax protest, and the amount of such taxes



1 deemed uncollectible exceeds Fifty Thousand Dollars (\$50,000.00) or  
2 an amount greater than twenty-five percent (25%) of ad valorem taxes  
3 per tax year, or the valuation of a district is lowered by order of  
4 the State Board of Equalization, the school district's State Aid,  
5 for the school year that such ad valorem taxes are calculated in the  
6 State Aid Formula, shall be determined by subtracting the net  
7 assessed valuation of the property upon which taxes were deemed  
8 uncollectible from the assessed valuation of the school district and  
9 the state. Upon request of the local board of education, it shall  
10 be the duty of the county assessor to certify to the Director of  
11 Finance of the State Department of Education the net assessed  
12 valuation of the property upon which taxes were determined  
13 uncollectible.

14 2. In the event that the amount of funds a school district  
15 receives for reimbursement from the Ad Valorem Reimbursement Fund is  
16 less than the amount of funds claimed for reimbursement by the  
17 school district due to insufficiency of funds as provided in Section  
18 193 of Title 62 of the Oklahoma Statutes, then the school district's  
19 assessed valuation for the school year that such ad valorem  
20 reimbursement is calculated in the State Aid Formula shall be  
21 adjusted accordingly.

22 G. 1. Notwithstanding the provisions of Section 18-112.2 of  
23 this title, a school district shall have its State Aid reduced by an  
24 amount equal to the amount of carryover in the general fund of the

district as of June 30 of the preceding fiscal year, that is in excess of the following standards for two (2) consecutive years:

Total Amount of General Fund Collections, Excluding Previous Year Cash Surplus as of June 30	Amount of General Fund Balance Allowable
Less than \$1,000,000	48%
\$1,000,000 - \$2,999,999	42%
\$3,000,000 - \$3,999,999	36%
\$4,000,000 - \$4,999,999	30%
\$5,000,000 - \$5,999,999	24%
\$6,000,000 - \$7,999,999	22%
\$8,000,000 - \$9,999,999	19%
\$10,000,000 or more	17%

2. By February 1 the State Department of Education shall send by certified mail, with return receipt requested, to each School District Superintendent, Auditor and Regional Accreditation Officer a notice of and calculation sheet reflecting the general fund balance penalty to be assessed against that school district. Calculation of the general fund balance penalty shall not include federal revenue. Within thirty (30) days of receipt of this written notice the school district shall submit to the Department a written reply either accepting or protesting the penalty to be assessed against the district. If protesting, the school district shall

1 submit with its reply the reasons for rejecting the calculations and  
2 documentation supporting those reasons. The Department shall review  
3 all school district penalty protest documentation and notify each  
4 district by March 15 of its finding and the final penalty to be  
5 assessed to each district. General fund balance penalties shall be  
6 assessed to all school districts by April 1.

7 3. Any school district which receives proceeds from a tax  
8 settlement or a Federal Emergency Management Agency settlement  
9 during the last two (2) months of the preceding fiscal year shall be  
10 exempt from the penalties assessed in this subsection, if the  
11 penalty would occur solely as a result of receiving funds from the  
12 tax settlement.

13 4. Any school district which receives an increase in State Aid  
14 because of a change in Foundation and/or Salary Incentive Aid  
15 factors during the last two (2) months of the preceding fiscal year  
16 shall be exempt from the penalties assessed in this subsection, if  
17 the penalty would occur solely as a result of receiving funds from  
18 the increase in State Aid.

19 5. If a school district does not receive Foundation and/or  
20 Salary Incentive Aid during the preceding fiscal year, the State  
21 Board of Education may waive the penalty assessed in this subsection  
22 if the penalty would result in a loss of more than forty percent  
23 (40%) of the remaining State Aid to be allocated to the school  
24 district between April 1 and the remainder of the school year and if

1 the Board determines the penalty will cause the school district not  
2 to meet remaining financial obligations.

3 6. Any school district which receives gross production revenue  
4 apportionment during the 2002-2003 school year or in any subsequent  
5 school year that is greater than the gross production revenue  
6 apportionment of the preceding school year shall be exempt from the  
7 penalty assessed in this subsection, if the penalty would occur  
8 solely as a result of the gross production revenue apportionment, as  
9 determined by the State Board of Education.

10 7. Beginning July 1, 2003, school districts that participate in  
11 consolidation or annexation pursuant to the provisions of the  
12 Oklahoma School Voluntary Consolidation and Annexation Act shall be  
13 exempt from the penalty assessed in this subsection for the school  
14 year in which the consolidation or annexation occurs and for the  
15 next three (3) fiscal years.

16 8. Any school district which receives proceeds from a sales tax  
17 levied by a municipality pursuant to Section 22-159 of Title 11 of  
18 the Oklahoma Statutes or proceeds from a sales tax levied by a  
19 county pursuant to Section 1370 of Title 68 of the Oklahoma Statutes  
20 during the 2003-2004 school year or the 2004-2005 school year shall  
21 be exempt from the penalties assessed in this subsection, if the  
22 penalty would occur solely as a result of receiving funds from the  
23 sales tax levy.

1        9. Any school district which has an amount of carryover in the  
2 general fund of the district in excess of the limits established in  
3 paragraph 1 of this subsection during the fiscal years beginning  
4 July 1, 2020, July 1, 2021, July 1, 2022, and July 1, 2023, shall  
5 not be assessed a general fund balance penalty as provided for in  
6 this subsection.

7        10. For purposes of calculating the general fund balance  
8 penalty, the terms "carryover" and "general fund balance" shall not  
9 include federal revenue.

10        H. In order to provide startup funds for the implementation of  
11 early childhood programs, State Aid may be advanced to school  
12 districts that initially start early childhood instruction at a  
13 school site. School districts that desire such advanced funding  
14 shall make application to the State Department of Education no later  
15 than September 15 of each year and advanced funding shall be awarded  
16 to the approved districts no later than October 30. The advanced  
17 funding shall not exceed the per pupil amount of State Aid as  
18 calculated in subsection D of this section per anticipated Head  
19 Start eligible student. The total amount of advanced funding shall  
20 be proportionately reduced from the monthly payments of the  
21 district's State Aid payments during the last six (6) months of the  
22 same fiscal year.

23        I. 1. Beginning July 1, 1996, the Oklahoma Tax Commission,  
24 notwithstanding any provision of law to the contrary, shall report

1 monthly to the State Department of Education the monthly  
2 apportionment of the following information:

- 3 a. the assessed valuation of property,
- 4 b. motor vehicle collections,
- 5 c. R.E.A. tax collected, and
- 6 d. gross productions tax collected.

7 2. Beginning July 1, 1997, the State Auditor and Inspector's  
8 Office, notwithstanding any provision of law to the contrary, shall  
9 report monthly to the State Department of Education the monthly  
10 apportionment of the proceeds of the county levy.

11 3. Beginning July 1, 1996, the Commissioners of the Land  
12 Office, notwithstanding any provision of law to the contrary, shall  
13 report monthly to the State Department of Education the monthly  
14 apportionment of state apportionment.

15 4. Beginning July 1, 1997, the county treasurers' offices,  
16 notwithstanding any provision of law to the contrary, shall report  
17 monthly to the State Department of Education the ad valorem tax  
18 protest amounts for each county.

19 5. The information reported by the Tax Commission, the State  
20 Auditor and Inspector's Office, the county treasurers' offices and  
21 the Commissioners of the Land Office, pursuant to this subsection  
22 shall be reported by school district on forms developed by the State  
23 Department of Education.

1       SECTION 3.       AMENDATORY       70 O.S. 2011, Section 18-201.1, as  
2 last amended by Section 2 of Enrolled House Bill No. 2078 of the 1st  
3 Session of the 58th Oklahoma Legislature, is amended to read as  
4 follows:

5       Section 18-201.1 A. Beginning with the 2020-21 school year,  
6 and each school year thereafter, the weighted membership of a school  
7 district for calculation of Foundation Aid purposes pursuant to  
8 paragraph 1 of subsection D of Section 18-200.1 of this title shall  
9 be the sum of the weighted pupil grade level calculation, the  
10 weighted pupil category calculation, the weighted district  
11 calculation and the weighted teacher experience and degree  
12 calculation. The weighted membership of a school district for  
13 calculation of Salary Incentive Aid purposes pursuant to paragraph 3  
14 of subsection D of Section 18-200.1 of this title shall be the sum  
15 of the weighted pupil grade level calculation, the weighted pupil  
16 category calculation, the weighted district calculation and the  
17 weighted teacher experience and degree calculation.

18       B. Beginning with the 2022-2023 school year, the weighted  
19 calculations provided for in subsection A of this section shall be  
20 based on the higher weighted average daily membership of the first  
21 nine (9) weeks of the current school year or the preceding school  
22 year of a school district, unless otherwise specified. The higher  
23 of the two (2) weighted average daily memberships shall be used  
24 consistently in all of the calculations; however, the weighted

1 calculation for a statewide virtual charter school experiencing a  
2 significant decline in membership shall be based on the first nine  
3 (9) weeks of the current school year for the statewide virtual  
4 charter school. For purposes of this subsection, "significant  
5 decline in membership" means equal to or greater than a fifteen  
6 percent (15%) decrease in average daily membership from the  
7 preceding school year to the average daily membership of the first  
8 nine (9) weeks of the current school year. The average daily  
9 membership data used for all calculations in paragraphs 1, 2, 3 and  
10 4 of this subsection shall be the same as used in the calculation of  
11 the State Aid Formula. The weighted calculations provided for in  
12 subsection A of this section shall be determined as follows:

13 1. The weighted pupil grade level calculation shall be  
14 determined by taking the highest average daily membership and  
15 assigning weights to the pupils according to grade attended as  
16 follows:

17	GRADE LEVEL	WEIGHT
18	a. Half-day early childhood programs	.7
19	b. Full-day early childhood programs	1.3
20	c. Half-day kindergarten	1.3
21	d. Full-day kindergarten	1.5
22	e. First and second grade	1.351
23	f. Third grade	1.051
24	g. Fourth through sixth grade	1.0



h. Seventh through twelfth grade 1.2

i. Out-of-home placement 1.50

Multiply the membership of each subparagraph of this paragraph by the weight assigned to such subparagraph of this paragraph and add the totals together to determine the weighted pupil grade level calculation for a school district. Determination of the pupils eligible for the early childhood program weight shall be pursuant to the provisions of Section 1-114 of this title. The pupils eligible for the out-of-home placement pupil weight shall be students who are not residents of the school district in which they are receiving education pursuant to the provisions of subsection D of Section 1-113 of this title. Such weight may be claimed by the district providing educational services to such student for the days that student is enrolled in that district. If claimed, the out-of-home placement weight shall be in lieu of the pupil grade level and any pupil category weights for that student. Provided, if a student resides in a juvenile detention center that is restricted to less than twelve (12) beds, the out-of-home placement pupil weight for such students shall be calculated as follows: for a center with six (6) beds - 3.0; for a center with eight (8) beds - 2.3 and for a center with ten (10) beds - 1.80.

2. The weighted pupil category calculation shall be determined by assigning a weight to the pupil category as follows:

CATEGORY

WEIGHT

1	a.	Visual Impairment	3.8
2	b.	Specific Learning Disability	.4
3	c.	Deafness or Hearing Impairment	2.9
4	d.	Deaf-Blindness	3.8
5	e.	Intellectual Disability	1.3
6	f.	Emotional Disturbance	2.5
7	g.	Gifted	.34
8	h.	Multiple Disabilities	2.4
9	i.	Orthopedic Impairment	1.2
10	j.	Speech or Language Impairment	.05
11	k.	Bilingual	.25
12	l.	Special Education Summer Program	1.2
13	m.	Economically Disadvantaged	.25
14	n.	Optional Extended School Year	
15		Program	As determined by
16			the State Board
17			of Education
18	o.	Autism	2.4
19	p.	Traumatic Brain Injury	2.4
20	q.	Other Health Impairment	1.2

21 Except as otherwise provided, multiply the number of pupils approved  
22 in the school year with the highest average daily membership in each  
23 category by the weight assigned to such category and add the totals  
24 together to determine the weighted pupil category calculation for a

1 school district. For the 1997-98 school year and subsequent school  
2 years, the number to be multiplied by the weight assigned to the  
3 gifted category in subparagraph g of this paragraph shall be the  
4 lesser of (1) the sum of the number of students who scored in the  
5 top three percent (3%) on any national standardized test of  
6 intellectual ability plus the number of students identified as  
7 gifted pursuant to subparagraphs a through d of paragraph 1 of  
8 Section 1210.301 of this title, or (2) the sum of the number of  
9 students who scored in the top three percent (3%) on any national  
10 standardized test of intellectual ability plus eight percent (8%) of  
11 the total average daily membership of the school district for the  
12 first nine (9) weeks of the school year.

13 3. The weighted district calculation shall be determined by  
14 determining the calculations for each school district for both the  
15 small school district formula and the district sparsity - isolation  
16 formula, applying whichever is the greater of the calculations of  
17 the two formulas and then applying the restrictions pursuant to  
18 subparagraph c of this paragraph.

19 a. Small school district formula: 529 minus the average  
20 daily membership divided by 529 times .2 times total  
21 average daily membership.

22 The small school district formula calculation shall apply  
23 only to school districts whose highest average daily  
24 membership is less than 529 pupils. School districts which

1 are consolidated or annexed after July 1, 2003, pursuant to  
2 the Oklahoma School Voluntary Consolidation and Annexation  
3 Act shall have the weighted district size calculation for  
4 the three (3) school years following the fiscal year in  
5 which such consolidation occurred calculated to be the sum  
6 of the individual consolidated districts computed as if the  
7 consolidation had not taken place. Thereafter, any such  
8 district which is consolidated pursuant to the Oklahoma  
9 School Voluntary Consolidation and Annexation Act shall not  
10 qualify for the weighted district calculation unless the  
11 district can satisfy the specifications herein. Subject to  
12 the provisions of subparagraph c of this paragraph, the  
13 resulting number shall be counted as additional students  
14 for the purpose of calculating State Aid.

15 b. District sparsity - isolation formula:

16 The district sparsity - isolation formula calculation shall  
17 apply only to school districts:

18 (1) whose total area in square miles is greater than  
19 the average number of square miles for all school  
20 districts in this state; and

21 (2) whose areal density is less than one-fourth (1/4)  
22 of the state average areal density. Areal  
23 density shall be determined by dividing the  
24

1 school district's average daily membership by the  
2 school district's total area in square miles.

3 The district sparsity - isolation formula calculation shall  
4 be calculated as follows:

5 The school district student cost factor multiplied by  
6 the school district area factor. The resulting  
7 product shall be multiplied by the school district's  
8 average daily membership. Subject to the provisions  
9 of subparagraph c of this paragraph, the resulting  
10 number shall be counted as additional students for the  
11 purpose of calculating State Aid.

12 The school district student cost factor shall be calculated  
13 as follows:

14 The school district's average daily membership shall  
15 be categorized into the following grade level groups  
16 and applied to the appropriate formulas as computed  
17 below:

18 Grade Level Group

19 Grades K-5 Divide 74 by the sum of the Grade  
20 Level ADM plus 23,  
21 add .85 to the quotient, then  
22 multiply the sum by the Grade  
23 Level ADM.

24 Grades 6-8 Divide 122 by the sum of the Grade

1 Level ADM plus 133,  
2 add .85 to the quotient, then  
3 multiply the sum by the Grade  
4 Level ADM.  
5 Grades 9-12 Divide 292 by the sum of the Grade  
6 Level ADM plus 128,  
7 add .78 to the quotient, then  
8 multiply the sum by the Grade  
9 Level ADM.

10 The sum of the grade level group's average daily  
11 membership shall be divided by the school district's  
12 average daily membership. The number one (1.0) shall  
13 be subtracted from the resulting quotient.

14 The school district area cost factor shall be calculated as  
15 follows:

16 Subtract the state average district area from the  
17 district area, then divide the remainder by the state  
18 average district area;

19 however, the district area cost factor shall not exceed one  
20 (1.0).

21 The State Board of Education shall define geographical barriers  
22 whose location in a school district would inhibit the district from  
23 consolidation or annexation. The Board shall make available an  
24 application process, review applications, and for districts the

1 Board deems necessary allow additional square miles to be used for  
2 the purposes of calculations used for the weighted district sparsity  
3 - isolation formula. Provided, that the additional square miles  
4 allowed for geographical barriers shall not exceed thirty percent  
5 (30%) of the district's actual size.

6 c. State Aid funds which a district is calculated to  
7 receive as a result of the weighted district  
8 calculation shall be restricted as follows:

9 If, after the weighted district calculation is  
10 applied, the district's projected per pupil  
11 revenue exceeds one hundred fifty percent (150%)  
12 of the projected state average per pupil revenue,  
13 then the district's State Aid shall be reduced by  
14 an amount that will restrict the district's  
15 projected per pupil revenue to one hundred fifty  
16 percent (150%) of the projected state average per  
17 pupil revenue. Provided, in applying the  
18 restriction provided in this division, the  
19 district's State Aid shall not be reduced by an  
20 amount greater than by the amount of State Aid  
21 which was generated by the weighted district  
22 calculation.

23 The July calculation of the projected per pupil  
24 revenue shall be determined by dividing the district's

1 preceding year's average daily membership (ADM) as  
2 weighted by the pupil grade level, the pupil category,  
3 the district and the teacher experience degree index  
4 calculations for projected State Aid into the  
5 district's projected total revenues including  
6 projected funds for the State Aid Formula for the  
7 preceding year, net assessed valuation for the  
8 preceding calendar year times thirty-nine (39) mills,  
9 county revenues excluding the county four-mills  
10 revenues for the second preceding year, other state  
11 appropriations for the preceding year and the  
12 collections for the preceding year of state  
13 apportionment, motor vehicle revenue, gross production  
14 tax and R.E.A. tax.

15 The December calculation of the projected per pupil  
16 revenue shall be determined by dividing the higher of  
17 the district's first nine (9) weeks of the current  
18 school year or the preceding school year's average  
19 daily membership (ADM) as weighted by the pupil grade  
20 level, the pupil category, the district and the  
21 teacher experience degree index calculations for  
22 projected State Aid into the district's projected  
23 total revenues including funds for the December  
24 calculation of the current year State Aid Formula, net



assessed valuation for the current calendar year times thirty-nine (39) mills, county revenues excluding the county four-mills revenue for the preceding year, other state appropriations for the preceding year and the collections for the preceding year of state apportionment, motor vehicle revenue, gross production tax and R.E.A. tax.

The district's projected total revenues for each calculation shall exclude the following collections for the second preceding year: federal revenue, insurance loss payments, reimbursements, recovery of overpayments and refunds, unused reserves, prior expenditures recovered, prior year surpluses, and other local miscellaneous revenues.

4. The weighted teacher experience and degree calculation shall be determined in accordance with the teacher experience and degree index. The State Department of Education shall determine an index for each state teacher by using data supplied in the school district's teacher personnel reports of the preceding year and utilizing the index as follows:

TEACHER EXPERIENCE - DEGREE INDEX

EXPERIENCE	BACHELOR'S DEGREE	MASTER'S DEGREE	DOCTOR'S DEGREE
0 - 2	.7	.9	1.1

1	3 - 5	.8	1.0	1.2
2	6 - 8	.9	1.1	1.3
3	9 - 11	1.0	1.2	1.4
4	12 - 15	1.1	1.3	1.5
5	Over 15	1.2	1.4	1.6

6       The school district teacher index for each school district shall  
7 be determined by subtracting the weighted average state teacher from  
8 the weighted average district teacher. Multiply the school district  
9 teacher index if greater than zero by .7 and then multiply that  
10 product by the sum of the district's weighted pupil grade level  
11 calculation provided in paragraph 1 of this subsection and the  
12 weighted pupil category calculation provided in subparagraph m of  
13 paragraph 2 of this subsection to determine the weighted teacher  
14 experience and degree calculation.

15       SECTION 4. Sections 2 and 3 of this act shall become effective  
16 July 1, 2022.

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 Section 1 of this act shall  
20 take effect and be in full force from and after its passage and  
21 approval.

22  
23       58-1-8303       MKS       05/14/21

24