

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               1st Session of the 58th Legislature (2021)

4   HOUSE BILL 1968

By: Nollan of the House

5   and

6   **Stanley** of the Senate

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8  
9   AS INTRODUCED

10           An Act relating to schools; amending 70 O.S. 2011,  
11           Section 1210.307, which relates to gifted child  
12           educational programs; modifying reporting  
          requirements for program expenditures; and declaring  
          an emergency.

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

16           SECTION 1.        AMENDATORY        70 O.S. 2011, Section 1210.307, is  
17   amended to read as follows:

18           Section 1210.307   A.   It shall be the duty of each school  
19   district to provide gifted child educational programs and to serve  
20   those children, as defined in Section 1210.301 of this title, who  
21   reside in that school district.   This duty may be satisfied by:

22           1.   The district directly providing gifted child educational  
23   programs for such children;

1        2. The district joining in a cooperative program with another  
2 district or districts to provide gifted child educational programs  
3 for such children;

4        3. The district joining in a cooperative program with a private  
5 or public institution within such district; or

6        4. The district transferring identified gifted and talented  
7 children to other school districts which provide the appropriate  
8 gifted child educational programs, provided, no transfer shall be  
9 made without the consent of the board of education of the receiving  
10 school district. The district in which the child resides shall  
11 provide transportation for the transferred student and pay an amount  
12 of tuition equal to the proportion of the operating costs of the  
13 program to the receiving district. Transfers authorized by this  
14 section shall be made under such rules and regulations as the State  
15 Board of Education may prescribe.

16        B. Each district shall, regardless of the method used for  
17 accomplishing the duty set forth in subsection A of this section,  
18 notify in writing the parents of each child identified as gifted of  
19 the fact that the child has been so identified. The district shall  
20 also provide each such parent a summary of the program to be offered  
21 such child.

22        C. Beginning with the 1994-95 school year, and each year  
23 thereafter, each board of education shall submit a plan for gifted  
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1 child educational programs as defined in Section 1210.301 of this  
2 title to the State Department of Education which shall include:

3 1. A written policy statement which specifies a process for  
4 selection and assessment of children for placement in gifted and  
5 talented programs that is consistent for grades one through twelve;

6 2. A description of curriculum for the gifted child educational  
7 program. Such description shall demonstrate that the curriculum is  
8 differentiated from the normal curriculum in pace and/or depth and  
9 that it has scope and sequence;

10 3. Criteria for evaluation of the gifted child educational  
11 program;

12 4. Evidence of participation by the local advisory committee on  
13 education for gifted and talented children in planning, child  
14 identification process and program evaluation;

15 5. Required competencies and duties of gifted child educational  
16 program staff;

17 6. Number and percentage of students identified by the district  
18 as gifted children pursuant to subparagraph g of paragraph 2 of  
19 subsection B of Section 18-201 of this title; and

20 7. A budget for the district gifted child educational programs.

21 ~~D. At the conclusion of the 1994-95 school year and each school~~  
22 ~~year thereafter, the~~ The board of education of each school district  
23 shall prepare a report which outlines the expenditures made by the  
24 district during that year for gifted child educational programs.

~~For districts which receive six percent (6%) or more of their total State Aid money for gifted and talented programs or which received One Million Dollars (\$1,000,000.00) or more in State Aid for gifted and talented programs for the preceding year, the report shall identify expenditures by major object codes and program classifications pursuant to the Oklahoma Cost Accounting System, as adopted by the State Board of Education pursuant to Section 5-135 of this title. All other districts shall identify expenditures by major object codes. Copies of the report shall be sent to the State Department of Education by August 1 of each year.~~

E. The State Department of Education shall, after each school year, report to the President Pro Tempore of the Senate and the Speaker of the House of Representatives concerning the number of children identified for the programs, number of children served by the programs, type of programs provided, type of screening procedures utilized, cost analysis of the programs and the estimated number of gifted and talented children unserved by the programs.

SECTION 2. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS AND BUDGET, dated 02/25/2021 - DO PASS, As Coauthored.