

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE JOINT
RESOLUTION 1033

By: Caldwell (Chad)

AS INTRODUCED

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma by adding a new Section 9 to Article XIII; requiring school district to spend certain percentage of budget on instructional expenditures; mandating annual increase to comply with requirement; providing for written warning notice for failure to comply; requiring increased compensation for failure to comply for four consecutive years; declaring increase to be permanent; defining terms; providing ballot title; and directing filing.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND THE SENATE OF THE
1ST SESSION OF THE 58TH OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of the State of Oklahoma by adding a new Section 9 to Article XIII thereof, to read as follows:

1 A. The board of education of each school district in the state
2 shall spend no less than sixty percent (60%) of its annual budget on
3 instructional expenditures.

4 B. If a school district spends less than sixty percent (60%) of
5 its annual budget on instructional expenditures, it shall increase
6 its instructional expenditures by no less than two percent (2%) each
7 year until the amount spent on instructional expenditures reaches
8 sixty percent (60%) of its annual budget.

9 C. If a school district spends less than sixty percent (60%) of
10 its annual budget on instructional expenditures and does not
11 increase its spending as provided in subsection B of this section,
12 the school district shall receive a written warning notice from the
13 State Department of Education. The notice shall also be posted on
14 the website of the school district.

15 D. If a school district spends less than sixty percent (60%) of
16 its annual budget on instructional expenditures and does not
17 increase its spending as provided in subsection B of this section
18 for four (4) consecutive years after receiving the notice provided
19 in subsection C of this section, the school district shall increase
20 compensation for all teachers in the school district by two percent
21 (2%) for each year in that period in which the school district did
22 not increase instructional expenses by a minimum of two percent
23 (2%). The pay increase required pursuant to this subsection shall
24 be permanent.

1 E. As used in this section:

2 1. "Annual budget" means a plan of financial operations using
3 revenues contributed from local, state and federal sources but shall
4 not include revenue received from bond sales, the sale of property
5 or equipment, school fundraisers or nonprofit organization
6 contributions or grants; and

7 2. "Instructional expenditures" means instruction and
8 instruction-related expenditures as defined by the National Center
9 for Education Statistics, a federal entity within the United States
10 Department of Education.

11 SECTION 2. The Ballot Title for the proposed Constitutional
12 amendment as set forth in SECTION 1 of this resolution shall be in
13 the following form:

14 BALLOT TITLE

15 Legislative Referendum No. _____ State Question No. _____

16 THE GIST OF THE PROPOSITION IS AS FOLLOWS:

17 This measure amends the Oklahoma Constitution. It adds a new
18 Section 9 to Article 13. It would require a school district to
19 spend at least sixty percent (60%) of its annual budget on
20 instructional expenditures. If a school district spends less
21 than sixty percent (60%) of its annual budget on instructional
22 expenditures, it would require the school district to increase
23 its expenditures by at least two percent (2%) each year until
24 the requirement is met. A school district that fails to

1 increase its expenditures shall receive a written warning from
2 the State Department of Education. If a school district fails
3 to increase its expenditures to the required amount in four (4)
4 consecutive years, the district shall provide a permanent
5 increase in compensation for teachers employed by the school
6 district.

7 SHALL THE PROPOSAL BE APPROVED?

8 FOR THE PROPOSAL - YES _____

9 AGAINST THE PROPOSAL - NO _____

10 SECTION 3. The Chief Clerk of the House of Representatives,
11 immediately after the passage of this resolution, shall prepare and
12 file one copy thereof, including the Ballot Title set forth in
13 SECTION 2 hereof, with the Secretary of State and one copy with the
14 Attorney General.

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