

1 ENGROSSED SENATE
2 BILL NO. 1048

By: Thompson and Rader of the
Senate

3 and

4 Wallace, Hilbert, Hasenbeck
5 and McBride of the House

6
7 An Act relating to education; specifying
8 apportionment of certain funds which were
9 appropriated; prohibiting supplantation; requiring
10 certain reports; stating contents of reports;
11 requiring posting of information on certain website;
12 providing for the budgeting of funds in certain
13 categories and amounts; requiring development of
14 certain performance measures; requiring transfer of
15 funds to the School Consolidation Assistance Fund;
16 requiring transfer of funds to the Teachers'
17 Retirement System Dedicated Revenue Revolving Fund;
18 requiring the transfer of funds to the Teachers'
19 Retirement System of Oklahoma for the Teachers'
20 Retirement Credit; requiring funds allocated for
21 Education Leadership Oklahoma to be transferred and
22 expended for certain purposes; specifying purposes
23 for funds allocated for Reform Implementation;
24 stating purpose for funds allocated for Alternative
and High Challenge Education; requiring transfer of
Early Intervention funds; stating intent regarding
expenditures for direct costs; prohibiting the State
Department of Education from contracting for certain
administrative costs in the Oklahoma Early
Intervention Act; stating purpose for funds allocated
for the Early Childhood Initiative; stating purpose
for funds allocated for the Secure Schools Program;
providing for duties and compensation of employees of
the State Department of Education; requiring the
reduction or withholding of State Aid funds for
certain purposes; authorizing the State Board of
Education to request certain transfer of funds;
providing for certain proportional reduction of
funds; requiring budgeting of certain funds in
certain years; providing lapse dates; requiring

1 certain budgeting procedures; providing an effective
2 date; and declaring an emergency.

3
4 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

5 SECTION 1. Of the funds appropriated in Section 1 of Enrolled
6 House Bill 2765 of the 1st Session of the 57th Oklahoma Legislature,
7 Fifty-eight Million Eight Hundred Fifty-eight Thousand Five Hundred
8 Three Dollars (\$58,858,503.00) shall be used for the purpose of
9 providing an increase in compensation for certified personnel as
10 defined by Section 26-103 of Title 70 of the Oklahoma Statutes. The
11 salary increase provided for in this section shall be in addition
12 to, and not as a replacement for, the step increase indicated for
13 the certified employee pursuant to the State Minimum Salary
14 Schedule, as provided in Section 18-114.14 of Title 70 of the
15 Oklahoma Statutes.

16 By December 31, 2019, school districts shall report to the
17 Oklahoma State Department of Education the amount of increase in
18 compensation each teacher received as a result of these funds.

19 No later than February 1, 2020, the State Department of
20 Education shall make this data available on its website for public
21 viewing and shall submit a report to the President Pro Tempore of
22 the Senate and the Speaker of the House of Representatives.

23 SECTION 2. For the fiscal year ending June 30, 2020, the
24 support of public school activities by the State Board of Education

1 payable from monies appropriated and authorized by Sections 1-8 Of
2 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
3 Legislature shall be apportioned as follows:

4 1. Funds appropriated and authorized by Sections 1 through 7 of
5 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
6 Legislature:

7	Local and State-supported Financial Support	
8	of Public Schools	\$2,411,771,057.00
9	SUBTOTAL, PARAGRAPH 1	\$2,411,771,057.00

10 2. Funds appropriated by Sections 8 through 11 of Enrolled
11 House Bill No. 2765 of the 1st Session of the 57th Oklahoma
12 Legislature:

13	Certified Employee Health Benefit	
14	Allowance	\$322,414,199.00
15	Support Personnel Health Benefit	
16	Allowance	\$180,277,721.00
17	Teachers' Retirement Credit	\$24,175,685.00
18	Education Leadership Oklahoma	\$6,575,000.00
19	Reform Implementation	\$25,868,000.00
20	Purchase of Textbooks and	
21	Instructional Materials	\$33,000,000.00
22	Alternative and High Challenge	
23	Education	\$11,000,000.00
24	Early Intervention	\$14,400,341.00

1	Early Childhood Initiative	\$12,000,000.00
2	School Lunch Matching	\$3,500,000.00
3	Great Expectation	\$400,000.00
4	Secure Schools Program	\$3,000,000.00
5	SUBTOTAL, PARAGRAPH 2	\$636,610,946.00

6 3. Funds appropriated by Section 12 of Enrolled House Bill 2765
7 of the 1st Session of the 57th Oklahoma Legislature:

8	Administrative and Support Functions of	\$16,246,097.00
9	the State Department of Education	
10	SUBTOTAL, PARAGRAPH 3	\$16,246,097.00

11 TOTAL State School Aid and Programs \$3,064,628,100.00

12 SECTION 3. For the fiscal year ending June 30, 2020, the State
13 Board of Education shall budget all funds in the following
14 categories and amounts:

15	<u>Category</u>	<u>Total</u>
16	Payroll, Salaries or Wages, Including	\$16,246,097.00
17	Tax -sheltered deferment Contracts and	
18	Longevity Payments Authorized by	
19	State Statutes	
20	Professional and Personal Services	\$70,000,000.00
21	Contracts	
22	Other Operating Funds	\$2,984,704,957.00
23	Expenditure of Federal Funds	\$700,000,000.00
24	TOTAL	\$3,770,951,054.00

1 The agency shall develop outcome-based performance measures for
2 each budget category.

3 SECTION 4. The funds appropriated in Sections 13 and 14 of
4 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
5 Legislature in the amount of Three Million One Hundred Sixty-one
6 Thousand Four Hundred Seventy-seven Dollars (\$3,161,477.00) shall be
7 transferred to the School Consolidation Assistance Fund.

8 SECTION 5. The funds appropriated in Sections 15 and 16 of
9 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
10 Legislature in the amount of Three Million One Hundred Sixty-one
11 Thousand Four Hundred Seventy-seven Dollars (\$3,161,477.00) shall be
12 transferred to the Teachers' Retirement System Dedicated Revenue
13 Revolving Fund.

14 SECTION 6. The funds allocated in Section 2 of this act
15 specifically for the purpose of funding the Teachers' Retirement
16 Credit shall be transferred to the Teachers' Retirement System of
17 Oklahoma.

18 SECTION 7. The funds allocated in Section 2 of this act for the
19 purpose of funding Education Leadership Oklahoma shall be expended
20 as follows:

21 1. Two Million Nine Hundred Fifty Thousand Dollars
22 (\$2,950,000.00) shall be transferred to the Oklahoma National Board
23 Certification Revolving Fund created in Section 6-204.2 of Title 70
24

1 of the Oklahoma Statutes for the purpose of awarding annual bonuses
2 as directed; and

3 2. Three Million Six Hundred Twenty-five Thousand Dollars
4 (\$3,625,000.00) shall be transferred to the Oklahoma School
5 Psychologist, Speech-language Pathologist, and Audiologist National
6 Certification Revolving Fund created in Section 6-206.1 of Title 70
7 of the Oklahoma Statutes for the purpose of awarding annual bonuses
8 as directed.

9 SECTION 8. The funds allocated in Section 2 of this act for
10 Reform Implementation shall be expended as follows:

11 1. One Million Three Hundred Thousand Dollars (\$1,300,000.00)
12 for the Advanced Placement Teacher Training and Test Fee Assistance
13 for the purpose of providing assistance for students in financial
14 need, grants to districts wanting to start new AP programs and
15 expand professional development, pursuant to the provisions of
16 Section 1210.703 of Title 70 of the Oklahoma Statutes;

17 2. Twelve Million Dollars (\$12,000,000.00) for Reading
18 Sufficiency pursuant to the provisions of Section 1210.508 of Title
19 70 of the Oklahoma Statutes;

20 3. One Hundred Fifty Thousand Dollars (\$150,000.00) for the
21 Teacher Induction Program for the purpose of providing professional
22 development, support and coaching to mentor teachers, pursuant to
23 the provisions of Section 6-195 of Title 70 of the Oklahoma
24 Statutes;

1 4. One Hundred Fifty Thousand Dollars (\$150,000.00) for
2 development and implementations of standards for the purpose of
3 developing frameworks and other materials to help teachers
4 understand the standards and for training around the state, pursuant
5 to Section 11-103.6 of Title 70 of the Oklahoma Statutes;

6 5. Two Hundred Fifty Thousand Dollars (\$250,000.00) for Teacher
7 and Leader Effectiveness Programs for the purpose of improving the
8 effectiveness of teachers and leaders in the public school system
9 through continued development, pursuant to Section 6-101.16 of Title
10 70 of the Oklahoma Statutes;

11 6. Nine Million Six Hundred Thousand Dollars (\$9,600,000.00)
12 for required assessments for the purpose of administering a state
13 wide student assessment system for grades 3-8 and in high school,
14 pursuant to Section 1210.508 of Title 70 of the Oklahoma Statutes;

15 7. Two Million Dollars (\$2,000,000.00) shall be allocated for
16 the Teach for America Program;

17 8. One Hundred Eighty Thousand Dollars (\$180,000.00) shall be
18 allocated for Street School;

19 9. Two Hundred Thousand Dollars (\$200,000.00) shall be
20 allocated for the Oklahoma Arts Institute; and

21 10. Thirty-eight Thousand Dollars (\$38,000.00) shall be
22 allocated for Ag in the Classroom.

23 SECTION 9. The funds allocated in Section 2 of this act for
24 Alternative and High Challenge Education shall be expended for the

1 purpose of operating the statewide system of alternative education
2 programs as provided in Section 1210.568 of Title 70 of the Oklahoma
3 Statutes, and for encouraging school districts to participate in
4 innovative alternative education programs.

5 SECTION 10. The funds allocated in Section 2 of this act for
6 Early Intervention shall be transferred to the Early Intervention
7 Fund 250. It is the intent of the Legislature that funding
8 available for SoonerStart Early Intervention Services be expended
9 for direct services to eligible infants, toddlers and their
10 families. The State Department of Education shall not contract, pay
11 or reimburse for administrative cost recovery personnel, accounting,
12 and management information system costs, maintenance and operations
13 at the state or local level or indirect costs which do not comply
14 with the requirements of Section 13-125 of Title 70 of the Oklahoma
15 Statutes.

16 SECTION 11. The funds allocated in Section 2 of this act for
17 the Secure Schools Program is for the purpose of implementing a
18 statewide K-12 public school mobile panic button system.

19 SECTION 12. The funds allocated in Section 2 of this act for
20 the Early Childhood Initiative shall be expended for the purpose of
21 funding the early childhood program pursuant to the provisions of
22 Section 10-105.4 of Title 70 of the Oklahoma Statutes.

23 SECTION 13. The duties and compensation of employees, not
24 otherwise prescribed by law, necessary to perform the duties imposed

1 upon the State Department of Education by law shall be set by the
2 State Board of Education.

3 SECTION 14. State Aid funds shall be reduced or withheld by the
4 State Board of Education in an amount necessary to ensure compliance
5 with the provisions of this act.

6 SECTION 15. The State Board of Education is authorized to
7 request the Office of Management and Enterprise Services to transfer
8 appropriated funds to the appropriate dispensing fund.

9 SECTION 16. If funds appropriated in Sections 1 through 16 of
10 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
11 Legislature are not sufficient to fully fund the provisions of this
12 act, each school district which qualifies for funds, excluding
13 Financial Support of Public Schools, pursuant to the provisions of
14 this act shall take a proportionate reduction.

15 SECTION 17. Appropriations made by Sections 1 through 16 of
16 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
17 Legislature, not including appropriations made for capital outlay
18 purposes, may be budgeted for the fiscal year ending June 30, 2020
19 (hereafter FY-20) or may be budgeted for the fiscal year ending June
20 30, 2021 (hereafter FY-21). Funds budgeted for FY-20 may be
21 encumbered only through June 30, 2020, and must be expended by
22 November 15, 2020. Any funds remaining after November 15, 2020, and
23 not budgeted for FY-21, shall lapse to the credit of the proper fund
24 for the then current fiscal year. Funds budgeted for FY-21 may be

1 encumbered only through June 30, 2021. Any funds remaining after
2 November 15, 2021, shall lapse to the credit of the proper fund for
3 the then current fiscal year. These appropriations may not be
4 budgeted in both fiscal years simultaneously. Funds budgeted in FY-
5 20, and not required to pay obligations for that fiscal year, may be
6 budgeted for FY-21, after the agency to which the funds have been
7 appropriated has prepared and submitted a budget work program
8 revision removing these funds from the FY-20 budget work program and
9 after such revision has been approved by the Office of Management
10 and Enterprise Services.

11 SECTION 18. This act shall become effective July 1, 2019.

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

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1 Passed the Senate the 21st day of May, 2019.

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3 _____
4 Presiding Officer of the Senate

5 Passed the House of Representatives the ____ day of _____,
6 2019.

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8 _____
9 Presiding Officer of the House
10 of Representatives