

**OKLAHOMA STATE SENATE
JOINT
COMMITTEE REPORT**

May 20, 2019

JOINT COMMITTEE ON APPROPRIATIONS AND BUDGET

SB 1048

By: Thompson and Rader of the Senate and Wallace and Hilbert of the House

Title: Appropriations; making an appropriation to the State Board of Education. Effective date. Emergency.

Recommendation: **DO PASS AS AMENDED**

Aye: Daniels, Dossett, Dugger, Floyd, Hall, Ikley-Freeman, Jech, Kidd, Matthews, Montgomery, Pemberton, Pugh, Rosino, Scott, Shaw, Simpson, Stanislawski, Rader, Thompson

Nay:

Constitutional Privilege:

Senator Roger Thompson, Chair

Committee Substitute, motion by Senator THOMPSON - Adopted (Request No: 2311)

OKLAHOMA HOUSE OF REPRESENTATIVES
COMMITTEE REPORT

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Thompson et al of the Senate

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Coauthored By:

Recommendation: **DO PASS AS AMENDED BY CS**

Amendments:

1. Committee Substitute Attached


Chr.
Representative Kevin Wallace

YEAS: 27

Baker, Bennett, Echols, Fetgatter, Ford, Goodwin, Hilbert, Kannady, Lawson, Lepak, Martinez, McEntire, Meredith, Munson, Newton, Nichols, O'Donnell, Ortega, Osburn, Pfeiffer, Taylor, Virgin, Walke, Wallace, West (J), West (K), Worthen

NAYS: 0

CONSTITUTIONAL PRIVILEGE: 0

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1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1048

6 By: Thompson and Rader of the
7 Senate

8 and

9 Wallace and Hilbert of the
10 House

11 COMMITTEE SUBSTITUTE

12 An Act relating to education; specifying
13 apportionment of certain funds which were
14 appropriated; prohibiting supplantation; requiring
15 certain reports; stating contents of reports;
16 requiring posting of information on certain website;
17 providing for the budgeting of funds in certain
18 categories and amounts; requiring development of
19 certain performance measures; requiring transfer of
20 funds to the School Consolidation Assistance Fund;
21 requiring transfer of funds to the Teachers'
22 Retirement System Dedicated Revenue Revolving Fund;
23 requiring the transfer of funds to the Teachers'
24 Retirement System of Oklahoma for the Teachers'
Retirement Credit; requiring funds allocated for
Education Leadership Oklahoma to be transferred and
expended for certain purposes; specifying purposes
for funds allocated for Reform Implementation;
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

1 the State Department of Education; requiring the
2 reduction or withholding of State Aid funds for
3 certain purposes; authorizing the State Board of
4 Education to request certain transfer of funds;
5 providing for certain proportional reduction of
6 funds; requiring budgeting of certain funds in
7 certain years; providing lapse dates; requiring
8 certain budgeting procedures; providing an effective
9 date; and declaring an emergency.

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

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

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

No later than February 1, 2020, the State Department of
Education shall make this data available on its website for public

1 viewing and shall submit a report to the President Pro Tempore of
2 the Senate and the Speaker of the House of Representatives.

3 SECTION 2. For the fiscal year ending June 30, 2020, the
4 support of public school activities by the State Board of Education
5 payable from monies appropriated and authorized by Sections 1-8 Of
6 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
7 Legislature shall be apportioned as follows:

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

11	Local and State-supported Financial Support	
12	of Public Schools	\$2,411,771,057.00
13	SUBTOTAL, PARAGRAPH 1	\$2,411,771,057.00

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

17	Certified Employee Health Benefit	
18	Allowance	\$322,414,199.00
19	Support Personnel Health Benefit	
20	Allowance	\$180,277,721.00
21	Teachers' Retirement Credit	\$24,175,685.00
22	Education Leadership Oklahoma	
23		\$6,575,000.00
24	Reform Implementation	\$25,868,000.00

1	Purchase of Textbooks and	
2	Instructional Materials	\$33,000,000.00
3	Alternative and High Challenge	
4	Education	\$11,000,000.00
5	Early Intervention	\$14,400,341.00
6	Early Childhood Initiative	\$12,000,000.00
7	School Lunch Matching	\$3,500,000.00
8	Great Expectation	\$400,000.00
9	Secure Schools Program	\$3,000,000.00
10	SUBTOTAL, PARAGRAPH 2	\$636,610,946.00

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

13	Administrative and Support Functions of	\$16,246,097.00
14	the State Department of Education	
15	SUBTOTAL, PARAGRAPH 3	\$16,246,097.00
16	TOTAL State School Aid and Programs	\$3,064,628,100.00

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

20	<u>Category</u>	<u>Total</u>
21	Payroll, Salaries or Wages, Including	\$16,246,097.00
22	Tax -sheltered deferment Contracts and	
23	Longevity Payments Authorized by	
24	State Statutes	

1	Professional and Personal Services	\$70,000,000.00
2	Contracts	
3	Other Operating Funds	\$2,984,704,957.00
4	Expenditure of Federal Funds	\$700,000,000.00
5	TOTAL	\$3,770,951,054.00

6 The agency shall develop outcome-based performance measures for
7 each budget category.

8 SECTION 4. The funds appropriated in Sections 13 and 14 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 School Consolidation Assistance Fund.

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

19 SECTION 6. The funds allocated in Section 2 of this act
20 specifically for the purpose of funding the Teachers' Retirement
21 Credit shall be transferred to the Teachers' Retirement System of
22 Oklahoma.

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

4 1. Two Million Nine Hundred Fifty Thousand Dollars
5 (\$2,950,000.00) shall be transferred to the Oklahoma National Board
6 Certification Revolving Fund created in Section 6-204.2 of Title 70
7 of the Oklahoma Statutes for the purpose of awarding annual bonuses
8 as directed; and

9 2. Three Million Six Hundred Twenty-five Thousand Dollars
10 (\$3,625,000.00) shall be transferred to the Oklahoma School
11 Psychologist, Speech-language Pathologist, and Audiologist National
12 Certification Revolving Fund created in Section 6-206.1 of Title 70
13 of the Oklahoma Statutes for the purpose of awarding annual bonuses
14 as directed.

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

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

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1 2. Twelve Million Dollars (\$12,000,000.00) for Reading
2 Sufficiency pursuant to the provisions of Section 1210.508 of Title
3 70 of the Oklahoma Statutes;

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

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

14 5. Two Hundred Fifty Thousand Dollars (\$250,000.00) for Teacher
15 and Leader Effectiveness Programs for the purpose of improving the
16 effectiveness of teachers and leaders in the public school system
17 through continued development, pursuant to Section 6-101.16 of Title
18 70 of the Oklahoma Statutes;

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

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

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

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

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

7 SECTION 9. The funds allocated in Section 2 of this act for
8 Alternative and High Challenge Education shall be expended for the
9 purpose of operating the statewide system of alternative education
10 programs as provided in Section 1210.568 of Title 70 of the Oklahoma
11 Statutes, and for encouraging school districts to participate in
12 innovative alternative education programs.

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

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

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

8 SECTION 13. The duties and compensation of employees, not
9 otherwise prescribed by law, necessary to perform the duties imposed
10 upon the State Department of Education by law shall be set by the
11 State Board of Education.

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

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

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

1 SECTION 17. Appropriations made by Sections 1 through 16 of
2 Enrolled House Bill No. 2765 of the 1st Session of the 57th Oklahoma
3 Legislature, not including appropriations made for capital outlay
4 purposes, may be budgeted for the fiscal year ending June 30, 2020
5 (hereafter FY-20) or may be budgeted for the fiscal year ending June
6 30, 2021 (hereafter FY-21). Funds budgeted for FY-20 may be
7 encumbered only through June 30, 2020, and must be expended by
8 November 15, 2020. Any funds remaining after November 15, 2020, and
9 not budgeted for FY-21, shall lapse to the credit of the proper fund
10 for the then current fiscal year. Funds budgeted for FY-21 may be
11 encumbered only through June 30, 2021. Any funds remaining after
12 November 15, 2021, shall lapse to the credit of the proper fund for
13 the then current fiscal year. These appropriations may not be
14 budgeted in both fiscal years simultaneously. Funds budgeted in FY-
15 20, and not required to pay obligations for that fiscal year, may be
16 budgeted for FY-21, after the agency to which the funds have been
17 appropriated has prepared and submitted a budget work program
18 revision removing these funds from the FY-20 budget work program and
19 after such revision has been approved by the Office of Management
20 and Enterprise Services.

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

22 SECTION 19. It being immediately necessary for the preservation
23 of the public peace, health or safety, an emergency is hereby
24

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.

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