



1 purpose of forming buying pools and purchasing cooperatives. As  
2 used in this section, "interlocal cooperative agreement" means an  
3 agreement which is entered into by the boards of education of two or  
4 more school districts pursuant to the provisions of this section.  
5 This section shall not prohibit school districts from entering into  
6 cooperative agreements authorized under Section 5-117 of this title  
7 or interfere with existing cooperative agreements between school  
8 districts. If the boards of education of any two or more school  
9 districts enter into an interlocal cooperative agreement the  
10 following conditions may apply:

11 1. An interlocal cooperative agreement shall establish a board  
12 of directors which shall be responsible for administering the joint  
13 or cooperative undertaking. The agreement shall specify the  
14 organization, terms, and composition of, and manner of appointment  
15 to, the board of directors and shall make provision for  
16 restructuring or terminating the board upon partial or complete  
17 termination of the agreement. The board of directors shall be  
18 selected by the board of education of each contracting school  
19 district and may include but not be limited to a board member,  
20 administrator, or teacher from each contracting school district.  
21 Vacancies in the membership of the board of directors shall be  
22 filled within thirty (30) days from the date of the vacancy in the  
23 manner specified in the agreement. Provided, however, an interlocal  
24 cooperative agreement entered into pursuant to this act for the

1 purpose of providing insurance for Oklahoma educational institutions  
2 shall maintain at least one of each of the following positions on  
3 the board of directors:

4 a. an individual who is a member of the American Academy  
5 of Actuaries, and

6 b. an individual with more than ten (10) years of  
7 professional experience in property and casualty  
8 insurance;

9 2. An interlocal cooperative agreement which is optional to  
10 school districts and shall be effective only after it is approved by  
11 the State Board of Education and the board of directors may be  
12 designated as a local education agency for some or all state and  
13 federal application, reporting, and auditing procedures. An  
14 interlocal cooperative board of directors that has been designated  
15 as a local education agency shall comply with state and federal law  
16 and the regulations of the State Board of Education;

17 3. An interlocal cooperative agreement shall be subject to  
18 change or termination by a recommendation of the State Board of  
19 Education;

20 4. The duration of an interlocal cooperative agreement for  
21 joint or cooperative action in performing any of the services,  
22 duties, functions, activities, obligations, or responsibilities,  
23 other than the provision of special education services, which are  
24 authorized or required by law of school districts in this state,

1 shall be for a term of not less than one (1) year. Notice of intent  
2 of a school district to withdraw from the cooperative agreement must  
3 be given no later than March 15 for the ensuing school year;

4 5. An interlocal cooperative agreement shall specify the method  
5 or methods to be employed for disposing of property upon partial or  
6 complete termination of the agreement;

7 6. Within the limitations provided by law, an interlocal  
8 cooperative agreement may be changed or modified by majority consent  
9 of the interlocal cooperative board of directors;

10 7. Except as otherwise specifically provided in this section,  
11 any powers, privileges, or authority exercised or capable of being  
12 exercised by any school district of this state, or by any board of  
13 education thereof, may be jointly exercised pursuant to the  
14 provisions of an interlocal cooperative agreement. Federal grant  
15 money, applied for on behalf of a school district, may be disbursed  
16 directly to ~~a~~ an interlocal cooperative with the consent of the  
17 school districts comprising the interlocal cooperative. No powers,  
18 privileges, or authority with respect to the levy and collection of  
19 taxes or the application for or receipt of State Aid formula money,  
20 or the issuance of bonds shall be created or effectuated for joint  
21 exercise pursuant to the provisions of an interlocal cooperative  
22 agreement; and

23 8. Payments from the general fund of each school district which  
24 enters into any interlocal cooperative agreement for the purpose of

1 financing the joint or cooperative undertaking provided for by the  
2 agreement shall be operating expenses.

3 B. Nothing contained in this section shall be construed to  
4 abrogate, interfere with, impair, qualify, or affect in any manner  
5 the exercise and enjoyment of all the powers, privileges, and  
6 authority conferred upon school districts and boards of education by  
7 law, except that boards of education and school districts are  
8 required to comply with the provisions of this section when entering  
9 into an interlocal cooperative agreement that meets the definition  
10 of an interlocal cooperative agreement.

11 SECTION 2. This act shall become effective July 1, 2024.

12 SECTION 3. 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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17 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 04/02/2024  
18 - DO PASS.

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