

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1199

By: Casey

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6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 16-114a, as last amended by Section 4,
9 Chapter 253, O.S.L. 2016 (70 O.S. Supp. 2016, Section
10 16-114a), which relates to textbook allocation and
11 adjustment; increasing amount to be multiplied by
12 average daily attendance in order to calculate
13 textbook allocation and adjustment; providing an
14 effective date; and declaring an emergency.

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

16 SECTION 1. AMENDATORY 70 O.S. 2011, Section 16-114a, as
17 last amended by Section 4, Chapter 253, O.S.L. 2016 (70 O.S. Supp.
18 2016, Section 16-114a), is amended to read as follows:

19 Section 16-114a. A. Based upon legislative appropriations, the
20 State Board of Education shall determine the textbook allocation to
21 be distributed to each school district in the state. Each year the
22 textbook allocation for each school district shall be calculated and
23 distributed in July and adjusted in December. The initial
24 allocation shall be calculated based on the audited end-of-year
average daily attendance of the preceding school year multiplied by
~~Fifty-five Dollars (\$55.00)~~ One Hundred Dollars (\$100.00). The

1 initial allocation shall be calculated and distributed to each
2 school district in July. The December adjustment shall be
3 calculated by multiplying the audited first nine (9) weeks' average
4 daily attendance for that current school year by ~~Fifty-five Dollars~~
5 ~~(\$55.00)~~ One Hundred Dollars (\$100.00) and subtracting from that
6 amount the amount of the initial allocation. The adjustment shall
7 be calculated in December and distributed to each eligible school
8 district no later than January 15. A school district shall receive
9 an adjustment only if the adjustment figure as calculated in this
10 section is greater than zero. The State Department of Education
11 shall retain from the total amount appropriated for textbooks not
12 less than one percent (1%) of the total amount to be used for the
13 purpose of making the adjustments. If the amount appropriated,
14 including the retained amount, is not sufficient to fully fund the
15 adjusted allocation, each school district eligible for an adjustment
16 shall receive a proportionate reduction in funding. Any unused
17 portion of the value of textbooks allowed to a school district shall
18 be cumulative and may be carried over by the school district to
19 subsequent fiscal years, in addition to the allocation it is
20 entitled to receive during that fiscal year.

21 B. A school district seeking flexibility in the use of state-
22 appropriated funding allocated pursuant to this section for
23 textbooks shall be required to demonstrate to the State Board of
24 Education that the textbooks and instructional materials used by the

1 district for the subject areas being considered in the current
2 textbook adoption cycle are current and appropriate for student
3 learning. Subject to the provisions of subsection E of Section 16-
4 111 of this title, a school district that has received textbook
5 funding flexibility approval from the Board may elect to expend any
6 monies allocated pursuant to this section for textbooks, including
7 any monies carried over as authorized pursuant to subsection A of
8 this section, for any purpose related to the support and maintenance
9 of the school district as determined by the board of education of
10 the school district.

11 C. All textbooks distributed to a school district that have
12 been destroyed by fire or other hazard shall be replaced by the
13 State Board of Education. The total cost of all additional
14 textbooks delivered to school districts to replace those destroyed
15 by fire or other hazard shall not exceed, for the entire state in
16 any fiscal year, the aggregate sum of One Hundred Thousand Dollars
17 (\$100,000.00), which sum shall be reserved for that purpose from any
18 appropriation made to carry out the provision of this section for
19 any fiscal year.

20 SECTION 2. This act shall become effective July 1, 2017.

21 SECTION 3. It being immediately necessary for the preservation
22 of the public peace, health or safety, an emergency is hereby
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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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