

1 **SENATE FLOOR VERSION**

2 March 23, 2021

3 ENGROSSED HOUSE  
4 BILL NO. 1968

By: Nollan of the House

5 and

6 Stanley of the Senate

7  
8 An Act relating to schools; amending 70 O.S. 2011,  
9 Section 1210.307, which relates to gifted child  
10 educational programs; modifying reporting  
11 requirements for program expenditures; and declaring  
12 an emergency.

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

14 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.307, is  
15 amended to read as follows:

16 Section 1210.307. A. It shall be the duty of each school  
17 district to provide gifted child educational programs and to serve  
18 those children, as defined in Section 1210.301 of this title, who  
19 reside in that school district. This duty may be satisfied by:

20 1. The district directly providing gifted child educational  
21 programs for such children;

22 2. The district joining in a cooperative program with another  
23 district or districts to provide gifted child educational programs  
24 for such children;

1           3. The district joining in a cooperative program with a private  
2 or public institution within such district; or

3           4. The district transferring identified gifted and talented  
4 children to other school districts which provide the appropriate  
5 gifted child educational programs, provided, no transfer shall be  
6 made without the consent of the board of education of the receiving  
7 school district. The district in which the child resides shall  
8 provide transportation for the transferred student and pay an amount  
9 of tuition equal to the proportion of the operating costs of the  
10 program to the receiving district. Transfers authorized by this  
11 section shall be made under such rules and regulations as the State  
12 Board of Education may prescribe.

13           B. Each district shall, regardless of the method used for  
14 accomplishing the duty set forth in subsection A of this section,  
15 notify in writing the parents of each child identified as gifted of  
16 the fact that the child has been so identified. The district shall  
17 also provide each such parent a summary of the program to be offered  
18 such child.

19           C. Beginning with the 1994-95 school year, and each year  
20 thereafter, each board of education shall submit a plan for gifted  
21 child educational programs as defined in Section 1210.301 of this  
22 title to the State Department of Education which shall include:  
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24

- 1 1. A written policy statement which specifies a process for  
2 selection and assessment of children for placement in gifted and  
3 talented programs that is consistent for grades one through twelve;
  - 4 2. A description of curriculum for the gifted child educational  
5 program. Such description shall demonstrate that the curriculum is  
6 differentiated from the normal curriculum in pace and/or depth and  
7 that it has scope and sequence;
  - 8 3. Criteria for evaluation of the gifted child educational  
9 program;
  - 10 4. Evidence of participation by the local advisory committee on  
11 education for gifted and talented children in planning, child  
12 identification process and program evaluation;
  - 13 5. Required competencies and duties of gifted child educational  
14 program staff;
  - 15 6. Number and percentage of students identified by the district  
16 as gifted children pursuant to subparagraph g of paragraph 2 of  
17 subsection B of Section 18-201 of this title; and
  - 18 7. A budget for the district gifted child educational programs.
- 19 ~~D. At the conclusion of the 1994-95 school year and each school~~  
20 ~~year thereafter, the~~ The board of education of each school district  
21 shall prepare a report which outlines the expenditures made by the  
22 district during that year for gifted child educational programs.  
23 ~~For districts which receive six percent (6%) or more of their total~~  
24 ~~State Aid money for gifted and talented programs or which received~~

1 ~~One Million Dollars (\$1,000,000.00) or more in State Aid for gifted~~  
2 ~~and talented programs for the preceding year, the report shall~~  
3 ~~identify expenditures by major object codes and program~~  
4 ~~classifications pursuant to the Oklahoma Cost Accounting System, as~~  
5 ~~adopted by the State Board of Education pursuant to Section 5-135 of~~  
6 ~~this title. All other districts shall identify expenditures by~~  
7 ~~major object codes. Copies of the report shall be sent to the State~~  
8 ~~Department of Education by August 1 of each year.~~

9 E. The State Department of Education shall, after each school  
10 year, report to the President Pro Tempore of the Senate and the  
11 Speaker of the House of Representatives concerning the number of  
12 children identified for the programs, number of children served by  
13 the programs, type of programs provided, type of screening  
14 procedures utilized, cost analysis of the programs and the estimated  
15 number of gifted and talented children unserved by the programs.

16 SECTION 2. It being immediately necessary for the preservation  
17 of the public peace, health or safety, an emergency is hereby  
18 declared to exist, by reason whereof this act shall take effect and  
19 be in full force from and after its passage and approval.

20 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION  
21 March 23, 2021 - DO PASS  
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