

1 STATE OF OKLAHOMA

2 1st Session of the 58th Legislature (2021)

3 HOUSE BILL 2418

By: Nichols

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6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 18-201.1, as last amended by Section 3,
9 Chapter 61, O.S.L. 2020 (70 O.S. Supp. 2020, Section
10 18-201.1), which relates to the State Aid Formula;
11 modifying pupil category weights; adding weighted
12 pupil category for economically disadvantaged and
13 gifted students; and providing an effective date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2011, Section 18-201.1, as
16 last amended by Section 3, Chapter 61, O.S.L. 2020 (70 O.S. Supp.
17 2020, Section 18-201.1), is amended to read as follows:

18 Section 18-201.1 A. Beginning with the 2020-21 school year,
19 and each school year thereafter, the weighted membership of a school
20 district for calculation of Foundation Aid purposes pursuant to
21 paragraph 1 of subsection D of Section 18-200.1 of this title shall
22 be the sum of the weighted pupil grade level calculation, the
23 weighted pupil category calculation, the weighted district
24 calculation and the weighted teacher experience and degree
calculation. The weighted membership of a school district for

1 calculation of Salary Incentive Aid purposes pursuant to paragraph 3
2 of subsection D of Section 18-200.1 of this title shall be the sum
3 of the weighted pupil grade level calculation, the weighted pupil
4 category calculation, the weighted district calculation and the
5 weighted teacher experience and degree calculation.

6 B. The weighted calculations provided for in subsection A of
7 this section shall be based on the highest weighted average daily
8 membership of the first nine (9) weeks of the current school year,
9 the preceding school year or the second preceding school year of a
10 school district, unless otherwise specified. The highest of the
11 three (3) weighted average daily memberships shall be used
12 consistently in all of the calculations; however, the weighted
13 calculation for a statewide virtual charter school experiencing a
14 significant decline in membership shall be based on the first nine
15 (9) weeks of the current school year and not on the preceding school
16 year or the second preceding school year for the statewide virtual
17 charter school. For purposes of this subsection, "significant
18 decline in membership" means equal to or greater than a fifteen
19 percent (15%) decrease in average daily membership from the
20 preceding school year to the average daily membership of the first
21 nine (9) weeks of the current school year. The average daily
22 membership data used for all calculations in paragraphs 1, 2, 3 and
23 4 of this subsection shall be the same as used in the calculation of
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1 the State Aid Formula. The weighted calculations provided for in
2 subsection A of this section shall be determined as follows:

3 1. The weighted pupil grade level calculation shall be
4 determined by taking the highest average daily membership and
5 assigning weights to the pupils according to grade attended as
6 follows:

7	GRADE LEVEL	WEIGHT
8	a. Half-day early childhood programs	.7
9	b. Full-day early childhood programs	1.3
10	c. Half-day kindergarten	1.3
11	d. Full-day kindergarten	1.5
12	e. First and second grade	1.351
13	f. Third grade	1.051
14	g. Fourth through sixth grade	1.0
15	h. Seventh through twelfth grade	1.2
16	i. Out-of-home placement	1.50

17 Multiply the membership of each subparagraph of this paragraph by
18 the weight assigned to such subparagraph of this paragraph and add
19 the totals together to determine the weighted pupil grade level
20 calculation for a school district. Determination of the pupils
21 eligible for the early childhood program weight shall be pursuant to
22 the provisions of Section 1-114 of this title. The pupils eligible
23 for the out-of-home placement pupil weight shall be students who are
24 not residents of the school district in which they are receiving

1 education pursuant to the provisions of subsection D of Section 1-
2 113 of this title. Such weight may be claimed by the district
3 providing educational services to such student for the days that
4 student is enrolled in that district. If claimed, the out-of-home
5 placement weight shall be in lieu of the pupil grade level and any
6 pupil category weights for that student. Provided, if a student
7 resides in a juvenile detention center that is restricted to less
8 than twelve (12) beds, the out-of-home placement pupil weight for
9 such students shall be calculated as follows: for a center with six
10 (6) beds - 3.0; for a center with eight (8) beds - 2.3 and for a
11 center with ten (10) beds - 1.80.

12 2. The Beginning with the 2022-2023 school year, the weighted
13 pupil category calculation shall be determined by assigning a weight
14 to the pupil category as follows:

15	CATEGORY	WEIGHT
16	a. Visual Impairment	3.8
17	b. Specific Learning Disability	.4
18	c. Deafness or Hearing Impairment	2.9
19	d. Deaf-Blindness	3.8
20	e. Intellectual Disability	1.3
21	f. Emotional Disturbance	2.5
22	g. Gifted	-.34 <u>.25</u>
23	h. Multiple Disabilities	2.4
24	i. Orthopedic Impairment	1.2

1	j.	Speech or Language Impairment	.05
2	k.	Bilingual	.25
3	l.	Special Education Summer Program	1.2
4	m.	Economically Disadvantaged	.25
5	n.	<u>Economically Disadvantaged</u>	
6		<u>and Gifted</u>	<u>.09</u>
7	<u>o.</u>	Optional Extended School Year	
8		Program	As determined by
9			the State Board
10			of Education
11	o. <u>p.</u>	Autism	2.4
12	p. <u>q.</u>	Traumatic Brain Injury	2.4
13	q. <u>r.</u>	Other Health Impairment	1.2

14 Except as otherwise provided, multiply the number of pupils approved
15 in the school year with the highest average daily membership in each
16 category by the weight assigned to such category and add the totals
17 together to determine the weighted pupil category calculation for a
18 school district. For the 1996-97 school year, the number to be
19 multiplied by the weight assigned to the gifted category in
20 subparagraph g of this paragraph shall be the lesser of (1) the sum
21 of the number of students who scored in the top three percent (3%)
22 on any national standardized test of intellectual ability plus the
23 number of students identified as gifted pursuant to subparagraphs a
24 through d of paragraph 1 of Section 1210.301 of this title or (2)

1 the sum of the number of students who scored in the top three
2 percent (3%) on any national standardized test of intellectual
3 ability plus eight percent (8%) of the total average daily
4 membership of the school district for the preceding school year.
5 For the 1997-98 school year and subsequent school years, the number
6 to be multiplied by the weight assigned to the gifted category in
7 subparagraph g of this paragraph shall be the lesser of (1) the sum
8 of the number of students who scored in the top three percent (3%)
9 on any national standardized test of intellectual ability plus the
10 number of students identified as gifted pursuant to subparagraphs a
11 through d of paragraph 1 of Section 1210.301 of this title, or (2)
12 the sum of the number of students who scored in the top three
13 percent (3%) on any national standardized test of intellectual
14 ability plus eight percent (8%) of the total average daily
15 membership of the school district for the first nine (9) weeks of
16 the school year.

17 3. The weighted district calculation shall be determined by
18 determining the calculations for each school district for both the
19 small school district formula and the district sparsity - isolation
20 formula, applying whichever is the greater of the calculations of
21 the two formulas and then applying the restrictions pursuant to
22 subparagraph c of this paragraph.

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1 a. Small school district formula: 529 minus the average
2 daily membership divided by 529 times .2 times total
3 average daily membership.

4 The small school district formula calculation shall apply
5 only to school districts whose highest average daily
6 membership is less than 529 pupils. School districts which
7 are consolidated or annexed after July 1, 2003, pursuant to
8 the Oklahoma School Voluntary Consolidation and Annexation
9 Act shall have the weighted district size calculation for
10 the three (3) school years following the fiscal year in
11 which such consolidation occurred calculated to be the sum
12 of the individual consolidated districts computed as if the
13 consolidation had not taken place. Thereafter, any such
14 district which is consolidated pursuant to the Oklahoma
15 School Voluntary Consolidation and Annexation Act shall not
16 qualify for the weighted district calculation unless the
17 district can satisfy the specifications herein. Subject to
18 the provisions of subparagraph c of this paragraph, the
19 resulting number shall be counted as additional students
20 for the purpose of calculating State Aid.

21 b. District sparsity - isolation formula:

22 The district sparsity - isolation formula calculation shall
23 apply only to school districts:
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1 (1) whose total area in square miles is greater than
2 the average number of square miles for all school
3 districts in this state; and

4 (2) whose areal density is less than one-fourth (1/4)
5 of the state average areal density. Areal
6 density shall be determined by dividing the
7 school district's average daily membership by the
8 school district's total area in square miles.

9 The district sparsity - isolation formula calculation shall
10 be calculated as follows:

11 The school district student cost factor multiplied by
12 the school district area factor. The resulting
13 product shall be multiplied by the school district's
14 average daily membership. Subject to the provisions
15 of subparagraph c of this paragraph, the resulting
16 number shall be counted as additional students for the
17 purpose of calculating State Aid.

18 The school district student cost factor shall be calculated
19 as follows:

20 The school district's average daily membership shall
21 be categorized into the following grade level groups
22 and applied to the appropriate formulas as computed
23 below:

24 Grade Level Group

1 Grades K-5 Divide 74 by the sum of the Grade
2 Level ADM plus 23,
3 add .85 to the quotient, then
4 multiply the sum by the Grade
5 Level ADM.

6 Grades 6-8 Divide 122 by the sum of the Grade
7 Level ADM plus 133,
8 add .85 to the quotient, then
9 multiply the sum by the Grade
10 Level ADM.

11 Grades 9-12 Divide 292 by the sum of the Grade
12 Level ADM plus 128,
13 add .78 to the quotient, then
14 multiply the sum by the Grade
15 Level ADM.

16 The sum of the grade level group's average daily
17 membership shall be divided by the school district's
18 average daily membership. The number one (1.0) shall
19 be subtracted from the resulting quotient.

20 The school district area cost factor shall be calculated as
21 follows:

22 Subtract the state average district area from the
23 district area, then divide the remainder by the state
24 average district area;

1 however, the district area cost factor shall not exceed one
2 (1.0).

3 The State Board of Education shall define geographical barriers
4 whose location in a school district would inhibit the district from
5 consolidation or annexation. The Board shall make available an
6 application process, review applications, and for districts the
7 Board deems necessary allow additional square miles to be used for
8 the purposes of calculations used for the weighted district sparsity
9 - isolation formula. Provided, that the additional square miles
10 allowed for geographical barriers shall not exceed thirty percent
11 (30%) of the district's actual size.

12 c. State Aid funds which a district is calculated to
13 receive as a result of the weighted district
14 calculation shall be restricted as follows:

15 If, after the weighted district calculation is
16 applied, the district's projected per pupil
17 revenue exceeds one hundred fifty percent (150%)
18 of the projected state average per pupil revenue,
19 then the district's State Aid shall be reduced by
20 an amount that will restrict the district's
21 projected per pupil revenue to one hundred fifty
22 percent (150%) of the projected state average per
23 pupil revenue. Provided, in applying the
24 restriction provided in this division, the

1 district's State Aid shall not be reduced by an
2 amount greater than by the amount of State Aid
3 which was generated by the weighted district
4 calculation.

5 The July calculation of the projected per pupil
6 revenue shall be determined by dividing the highest of
7 the district's preceding two (2) years average daily
8 membership (ADM) as weighted by the pupil grade level,
9 the pupil category, the district and the teacher
10 experience degree index calculations for projected
11 State Aid into the district's projected total revenues
12 including projected funds for the State Aid Formula
13 for the preceding year, net assessed valuation for the
14 preceding calendar year times thirty-nine (39) mills,
15 county revenues excluding the county four-mills
16 revenues for the second preceding year, other state
17 appropriations for the preceding year and the
18 collections for the preceding year of state
19 apportionment, motor vehicle revenue, gross production
20 tax and R.E.A. tax.

21 The December calculation of the projected per pupil
22 revenue shall be determined by dividing the highest of
23 the district's first nine (9) weeks of the current
24 school year or the two (2) preceding school years

1 average daily membership (ADM) as weighted by the
2 pupil grade level, the pupil category, the district
3 and the teacher experience degree index calculations
4 for projected State Aid into the district's projected
5 total revenues including funds for the December
6 calculation of the current year State Aid Formula, net
7 assessed valuation for the current calendar year times
8 thirty-nine (39) mills, county revenues excluding the
9 county four-mills revenue for the preceding year,
10 other state appropriations for the preceding year and
11 the collections for the preceding year of state
12 apportionment, motor vehicle revenue, gross production
13 tax and R.E.A. tax.

14 The district's projected total revenues for each
15 calculation shall exclude the following collections
16 for the second preceding year: federal revenue,
17 insurance loss payments, reimbursements, recovery of
18 overpayments and refunds, unused reserves, prior
19 expenditures recovered, prior year surpluses, and
20 other local miscellaneous revenues.

21 4. The weighted teacher experience and degree calculation shall
22 be determined in accordance with the teacher experience and degree
23 index. The State Department of Education shall determine an index
24 for each state teacher by using data supplied in the school

1 district's teacher personnel reports of the preceding year and
2 utilizing the index as follows:

3 TEACHER EXPERIENCE - DEGREE INDEX

4 EXPERIENCE	BACHELOR'S	MASTER'S	DOCTOR'S
5	DEGREE	DEGREE	DEGREE
6 0 - 2	.7	.9	1.1
7 3 - 5	.8	1.0	1.2
8 6 - 8	.9	1.1	1.3
9 9 - 11	1.0	1.2	1.4
10 12 - 15	1.1	1.3	1.5
11 Over 15	1.2	1.4	1.6

12 The school district teacher index for each school district shall
13 be determined by subtracting the weighted average state teacher from
14 the weighted average district teacher. Multiply the school district
15 teacher index if greater than zero by .7 and then multiply that
16 product by the sum of the district's weighted pupil grade level
17 calculation provided in paragraph 1 of this subsection and the
18 weighted pupil category calculation provided in subparagraph m of
19 paragraph 2 of this subsection to determine the weighted teacher
20 experience and degree calculation.

21 SECTION 2. This act shall become effective November 1, 2021.

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