

1 ENGROSSED HOUSE
2 BILL NO. 3237

By: Echols of the House

3 and

4 David of the Senate

5
6 [schools - average membership for State Aid -
7 effective date]
8
9

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

11 SECTION 1. AMENDATORY 70 O.S. 2011, Section 18-201.1, as
12 amended by Section 2, Chapter 228, O.S.L. 2018 (70 O.S. Supp. 2019,
13 Section 18-201.1), is amended to read as follows:

14 Section 18-201.1 A. Beginning with the 1997-98 school year,
15 and each school year thereafter, the weighted membership of a school
16 district for calculation of Foundation Aid purposes pursuant to
17 paragraph 1 of subsection D of Section 18-200.1 of this title shall
18 be the sum of the weighted pupil grade level calculation, the
19 weighted pupil category calculation, the weighted district
20 calculation and the weighted teacher experience and degree
21 calculation. The weighted membership of a school district for
22 calculation of Salary Incentive Aid purposes pursuant to paragraph 3
23 of subsection D of Section 18-200.1 of this title shall be the sum
24 of the weighted pupil grade level calculation, the weighted pupil

1 category calculation, the weighted district calculation and the
2 weighted teacher experience and degree calculation.

3 B. The weighted calculations provided for in subsection A of
4 this section shall be based on the highest weighted average daily
5 membership of the first nine (9) weeks of the current school year,
6 the preceding school year or the second preceding school year of a
7 school district, unless otherwise specified. The highest of the
8 three (3) weighted average daily memberships shall be used
9 consistently in all of the calculations; however, the portion of
10 weighted membership derived from nonresident, transferred pupils
11 enrolled in online courses shall be based on the weighted average
12 daily membership of the first nine (9) weeks of the current school
13 year. The average daily membership data used for all calculations
14 in paragraphs 1, 2, 3 and 4 of this subsection shall be the same as
15 used in the calculation of the State Aid Formula. Beginning with
16 the 2021-2022 school year, and each school year thereafter, for
17 purposes of this subsection, "weighted average daily membership of
18 the first nine (9) weeks of the current school year" shall include,
19 when calculating the average number of pupils present, any student
20 that was expelled during the first nine (9) weeks of the school year
21 for committing violent acts against another student or employee of
22 the school district. The weighted calculations provided for in
23 subsection A of this section shall be determined as follows:
24

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

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

15 Multiply the membership of each subparagraph of this paragraph by
16 the weight assigned to such subparagraph of this paragraph and add
17 the totals together to determine the weighted pupil grade level
18 calculation for a school district. Determination of the pupils
19 eligible for the early childhood program weight shall be pursuant to
20 the provisions of Section 1-114 of this title. The pupils eligible
21 for the out-of-home placement pupil weight shall be students who are
22 not residents of the school district in which they are receiving
23 education pursuant to the provisions of subsection D of Section 1-
24 113 of this title. Such weight may be claimed by the district

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

10 2. The weighted pupil category calculation shall be determined
11 by assigning a weight to the pupil category as follows:

12	CATEGORY	WEIGHT
13	a. Visual Impairment	3.8
14	b. Specific Learning Disability	.4
15	c. Deafness or Hearing Impairment	2.9
16	d. Deaf-Blindness	3.8
17	e. Intellectual Disability	1.3
18	f. Emotional Disturbance	2.5
19	g. Gifted	.34
20	h. Multiple Disabilities	2.4
21	i. Orthopedic Impairment	1.2
22	j. Speech or Language Impairment	.05
23	k. Bilingual	.25
24	l. Special Education Summer Program	1.2

1	m. Economically Disadvantaged	.25
2	n. Optional Extended School Year	
3	Program	As determined by
4		the State Board
5		of Education
6	o. Autism	2.4
7	p. Traumatic Brain Injury	2.4
8	q. Other Health Impairment	1.2

9 Except as otherwise provided, multiply the number of pupils approved
10 in the school year with the highest average daily membership in each
11 category by the weight assigned to such category and add the totals
12 together to determine the weighted pupil category calculation for a
13 school district. For the 1996-97 school year, the number to be
14 multiplied by the weight assigned to the gifted category in
15 subparagraph g of this paragraph shall be the lesser of (1) the sum
16 of the number of students who scored in the top three percent (3%)
17 on any national standardized test of intellectual ability plus the
18 number of students identified as gifted pursuant to subparagraphs a
19 through d of paragraph 1 of Section 1210.301 of this title or (2)
20 the sum of the number of students who scored in the top three
21 percent (3%) on any national standardized test of intellectual
22 ability plus eight percent (8%) of the total average daily
23 membership of the school district for the preceding school year.
24 For the 1997-98 school year and subsequent school years, the number

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

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

18 a. Small school district formula: $529 \text{ minus the average}$
19 $\text{daily membership divided by } 529 \text{ times } .2 \text{ times total}$
20 $\text{average daily membership.}$

21 The small school district formula calculation shall apply
22 only to school districts whose highest average daily
23 membership is less than 529 pupils. School districts which
24 are consolidated or annexed after July 1, 2003, pursuant to

1 the Oklahoma School Voluntary Consolidation and Annexation
2 Act shall have the weighted district size calculation for
3 the three (3) school years following the fiscal year in
4 which such consolidation occurred calculated to be the sum
5 of the individual consolidated districts computed as if the
6 consolidation had not taken place. Thereafter, any such
7 district which is consolidated pursuant to the Oklahoma
8 School Voluntary Consolidation and Annexation Act shall not
9 qualify for the weighted district calculation unless the
10 district can satisfy the specifications herein. Subject to
11 the provisions of subparagraph c of this paragraph, the
12 resulting number shall be counted as additional students
13 for the purpose of calculating State Aid.

14 b. District sparsity - isolation formula: The district
15 sparsity - isolation formula calculation shall apply
16 only to school districts:

17 (1) whose total area in square miles is greater than
18 the average number of square miles for all school
19 districts in this state; and

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

1 The district sparsity - isolation formula calculation shall
2 be calculated as follows:

3 The school district student cost factor multiplied by
4 the school district area factor. The resulting
5 product shall be multiplied by the school district's
6 average daily membership. Subject to the provisions
7 of subparagraph c of this paragraph, the resulting
8 number shall be counted as additional students for the
9 purpose of calculating State Aid.

10 The school district student cost factor shall be calculated
11 as follows:

12 The school district's average daily membership shall
13 be categorized into the following grade level groups
14 and applied to the appropriate formulas as computed
15 below:

16 Grade Level Group

17 Grades K-5 Divide 74 by the sum of the Grade
18 Level ADM plus 23,
19 add .85 to the quotient, then
20 multiply the sum by the Grade
21 Level ADM.

22 Grades 6-8 Divide 122 by the sum of the Grade
23 Level ADM plus 133,
24 add .85 to the quotient, then

1 multiply the sum by the Grade
2 Level ADM.
3 Grades 9-12 Divide 292 by the sum of the Grade
4 Level ADM plus 128,
5 add .78 to the quotient, then
6 multiply the sum by the Grade
7 Level ADM.

8 The sum of the grade level group's average daily
9 membership shall be divided by the school district's
10 average daily membership. The number one (1.0) shall
11 be subtracted from the resulting quotient.

12 The school district area cost factor shall be calculated as
13 follows:

14 Subtract the state average district area from the
15 district area, then divide the remainder by the state
16 average district area;

17 however, the district area cost factor shall not exceed one
18 (1.0).

19 The State Board of Education shall define geographical barriers
20 whose location in a school district would inhibit the district from
21 consolidation or annexation. The Board shall make available an
22 application process, review applications, and for districts the
23 Board deems necessary allow additional square miles to be used for
24 the purposes of calculations used for the weighted district sparsity

1 - isolation formula. Provided, that the additional square miles
2 allowed for geographical barriers shall not exceed thirty percent
3 (30%) of the district's actual size.

4 c. State Aid funds which a district is calculated to
5 receive as a result of the weighted district
6 calculation shall be restricted as follows:

7 If, after the weighted district calculation is
8 applied, the district's projected per pupil
9 revenue exceeds one hundred fifty percent (150%)
10 of the projected state average per pupil revenue,
11 then the district's State Aid shall be reduced by
12 an amount that will restrict the district's
13 projected per pupil revenue to one hundred fifty
14 percent (150%) of the projected state average per
15 pupil revenue. Provided, in applying the
16 restriction provided in this division, the
17 district's State Aid shall not be reduced by an
18 amount greater than by the amount of State Aid
19 which was generated by the weighted district
20 calculation.

21 The July calculation of the projected per pupil
22 revenue shall be determined by dividing the highest of
23 the district's preceding two (2) years average daily
24 membership (ADM) as weighted by the pupil grade level,

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

13 The December calculation of the projected per pupil
14 revenue shall be determined by dividing the highest of
15 the district's first nine (9) weeks of the current
16 school year or the two (2) preceding school years
17 average daily membership (ADM) as weighted by the
18 pupil grade level, the pupil category, the district
19 and the teacher experience degree index calculations
20 for projected State Aid into the district's projected
21 total revenues including funds for the December
22 calculation of the current year State Aid Formula, net
23 assessed valuation for the current calendar year times
24 thirty-nine (39) mills, county revenues excluding the

1 county four-mills revenue for the preceding year,
2 other state appropriations for the preceding year and
3 the collections for the preceding year of state
4 apportionment, motor vehicle revenue, gross production
5 tax and R.E.A. tax.

6 The district's projected total revenues for each
7 calculation shall exclude the following collections
8 for the second preceding year: federal revenue,
9 insurance loss payments, reimbursements, recovery of
10 overpayments and refunds, unused reserves, prior
11 expenditures recovered, prior year surpluses, and
12 other local miscellaneous revenues.

13 4. The weighted teacher experience and degree calculation shall
14 be determined in accordance with the teacher experience and degree
15 index. The State Department of Education shall determine an index
16 for each state teacher by using data supplied in the school
17 district's teacher personnel reports of the preceding year and
18 utilizing the index as follows:

19 TEACHER EXPERIENCE - DEGREE INDEX

20 EXPERIENCE	BACHELOR'S	MASTER'S	DOCTOR'S
	DEGREE	DEGREE	DEGREE
22 0 - 2	.7	.9	1.1
23 3 - 5	.8	1.0	1.2
24 6 - 8	.9	1.1	1.3

1	9 - 11	1.0	1.2	1.4
2	12 - 15	1.1	1.3	1.5
3	Over 15	1.2	1.4	1.6

4 The school district teacher index for each school district shall
5 be determined by subtracting the weighted average state teacher from
6 the weighted average district teacher. Multiply the school district
7 teacher index if greater than zero by .7 and then multiply that
8 product by the sum of the district's weighted pupil grade level
9 calculation provided in paragraph 1 of this subsection and the
10 weighted pupil category calculation provided in subparagraph m of
11 paragraph 2 of this subsection to determine the weighted teacher
12 experience and degree calculation.

13 SECTION 2. This act shall become effective November 1, 2020.

14 Passed the House of Representatives the 10th day of March, 2020.

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Presiding Officer of the House
of Representatives

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Passed the Senate the ____ day of _____, 2020.

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Presiding Officer of the Senate

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