

1 ENGROSSED HOUSE  
2 BILL NO. 3540

By: Caldwell of the House

and

Stanislawski of the Senate

3  
4  
5  
6 An Act relating to schools; amending 70 O.S. 2011,  
7 Section 5-135.4, as amended by Section 1, Chapter  
8 133, O.S.L. 2017 (70 O.S. Supp. 2017, Section 5-  
9 135.4), which relates to the School District  
10 Transparency Act; modifying date that expenditure  
11 data must be placed on State Department of  
12 Education's website; directing additional data to be  
13 included on State Department of Education website;  
14 requiring link from district website to Department  
15 website by a certain date in certain cases; providing  
16 for listing of information on district website in  
17 certain cases; mandating Department inform certain  
18 groups about availability of data annually; and  
19 providing an effective date.

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

21 SECTION 1. AMENDATORY 70 O.S. 2011, Section 5-135.4, as  
22 amended by Section 1, Chapter 133, O.S.L. 2017 (70 O.S. Supp. 2017,  
23 Section 5-135.4), is amended to read as follows:

24 Section 5-135.4 A. This section shall be known and may be  
cited as the "School District Transparency Act".

B. By ~~January 30, 2011~~ November 1, 2018, the State Department  
of Education shall make school district and school site expenditure  
data available on its website. Data shall be made available in an  
open-structured data format that may be downloaded by the public and

1 that allows the user to systematically sort, search, and access all  
2 data without any fee or charge for access. If a school district has  
3 a website, the district shall include a link from the district  
4 homepage to the Department's Oklahoma Cost Accounting System (OCAS)  
5 website for school district financial information where the  
6 district's financial information is available or shall provide the  
7 information listed in subsection C of this section within one click  
8 of the district's website homepage before the beginning of the 2019-  
9 2020 school year.

10 C. The ~~database~~ website shall provide information on school  
11 district and school site expenditures of state, federal, and local  
12 funds, whether appropriated or nonappropriated, excluding payments  
13 of voluntary payroll deductions for employees to receiving parties.  
14 The ~~database~~ website shall further provide information, including,  
15 but not limited to, the following:

- 16 1. Identification of the school district;
- 17 2. The ~~Oklahoma Cost Accounting System (OCAS)~~ code designation  
18 for each expenditure;
- 19 3. The name and principal location of the entity or recipient  
20 of the funds, excluding release of information relating to an  
21 individual's place of residence and release of information  
22 prohibited by subsection D of Section 24A.7 of Title 51 of the  
23 Oklahoma Statutes or by federal law relating to privacy rights;
- 24 4. The amount of funds expended;

- 1        5. The type of transaction;
- 2        6. A descriptive purpose of the funding action or expenditure;
- 3        7. The budgeted and audited actual expenditure figures for each
- 4 fiscal year, ensuring each set of figures can be identified as
- 5 budgeted or audited figures; and
- 6        8. The per-pupil spending figure, derived by dividing total
- 7 current expenditures by the total number of students enrolled for
- 8 each school year.

9        D. The Department shall make the data available on its website

10 within one hundred twenty (120) days of transmission of the

11 expenditures to the Department by the school district.

12        E. School districts shall provide information requested by the

13 Department to accomplish the purposes of this section.

14        F. If a school district maintains a website, the district shall

15 provide the information required in subsection C of this section in

16 the manner prescribed in subsection B of this section on the

17 district website.

18        G. Nothing in this section shall require the disclosure of

19 information which is required to be kept confidential by state or

20 federal law.

21        H. The disclosure of information required by this section shall

22 create no liability whatsoever, civil or criminal, to the State of

23 Oklahoma, the State Department of Education, school districts, or

24

1 any employee thereof for disclosure of required information or for  
2 any error or omission in the disclosure.

3 I. The Department shall annually inform parents, schools and  
4 other stakeholders about the availability of school district and  
5 school site expenditure data on its website and how to use the  
6 website.

7 SECTION 2. This act shall become effective November 1, 2018.

8 Passed the House of Representatives the 15th day of March, 2018.

9

10

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

11

12

Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2018.

13

14

\_\_\_\_\_  
Presiding Officer of the Senate

15

16

17

18

19

20

21

22

23

24