

1 **SENATE FLOOR VERSION**

2 March 1, 2018

3 COMMITTEE SUBSTITUTE
4 FOR

5 SENATE BILL NO. 1198

6 By: Stanislawski

7 [education funding - modifying weights assigned to
8 grade levels - ~~effective date~~ -
9 ~~emergency~~]

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

12 SECTION 1. AMENDATORY 70 O.S. 2011, Section 18-201.1, is
13 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. The weighted
16 calculations provided for in subsection A of this section shall be
17 determined as follows:

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

22	GRADE LEVEL	WEIGHT
23	a. Half-day early childhood programs	.7 <u>.5</u>
24	b. Full-day early childhood programs	1.3 <u>1.0</u>

1	c. Half-day kindergarten	1.3 <u>.5</u>
2	d. Full-day kindergarten	1.5
3	e. First and second grade	1.351
4	f. Third grade	1.051
5	g. Fourth through sixth grade	1.0
6	h. Seventh through twelfth grade	1.2 <u>1.0</u>
7	i.	
8	<u>e.</u> Out-of-home placement	1.50

9 Multiply the membership of each subparagraph of this paragraph by
10 the weight assigned to such subparagraph of this paragraph and add
11 the totals together to determine the weighted pupil grade level
12 calculation for a school district. Determination of the pupils
13 eligible for the early childhood program weight shall be pursuant to
14 the provisions of Section 1-114 of this title. The pupils eligible
15 for the out-of-home placement pupil weight shall be students who are
16 not residents of the school district in which they are receiving
17 education pursuant to the provisions of subsection D of Section 1-
18 113 of this title. Such weight may be claimed by the district
19 providing educational services to such student for the days that
20 student is enrolled in that district. If claimed, the out-of-home
21 placement weight shall be in lieu of the pupil grade level and any
22 pupil category weights for that student. Provided, if a student
23 resides in a juvenile detention center that is restricted to less
24 than twelve (12) beds, the out-of-home placement pupil weight for

1 such students shall be calculated as follows: for a center with six
2 (6) beds - 3.0; for a center with eight (8) beds - 2.3 and for a
3 center with ten (10) beds - 1.80.

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

6	CATEGORY	WEIGHT
7	a. Vision Impaired	3.8
8	b. Learning Disabilities	.4
9	c. Deaf or Hard-of-Hearing	2.9
10	d. Deaf and Blind	3.8
11	e. Educable Mentally Handicapped	1.3
12	f. Emotionally Disturbed	2.5
13	g. Gifted	.34
14	h. Multiple Handicapped	2.4
15	i. Physically Handicapped	1.2
16	j. Speech Impaired	.05
17	k. Trainable Mentally Handicapped	1.3
18	l. Bilingual	.25
19	m. Special Education Summer Program	1.2
20	n. Economically Disadvantaged	.25
21	o. Optional Extended School Year	
22	Program	As determined by
23		the State Board
24		of Education

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

1 ability plus eight percent (8%) of the total average daily
2 membership of the school district for the first nine (9) weeks of
3 the school year.

4 3. The weighted district calculation shall be determined by
5 determining the calculations for each school district for both the
6 small school district formula and the district sparsity - isolation
7 formula, applying whichever is the greater of the calculations of
8 the two formulas and then applying the restrictions pursuant to
9 subparagraph c of this paragraph.

10 a. Small school district formula: $529 \text{ minus the average}$
11 $\text{daily membership divided by } 529 \text{ times } .2 \text{ times total}$
12 $\text{average daily membership.}$

13 The small school district formula calculation shall apply
14 only to school districts whose highest average daily
15 membership is less than 529 pupils. School districts which
16 are consolidated or annexed after July 1, 2003, pursuant to
17 the Oklahoma School Voluntary Consolidation and Annexation
18 Act shall have the weighted district size calculation for
19 the three (3) school years following the fiscal year in
20 which such consolidation occurred calculated to be the sum
21 of the individual consolidated districts computed as if the
22 consolidation had not taken place. Thereafter, any such
23 district which is consolidated pursuant to the Oklahoma
24 School Voluntary Consolidation and Annexation Act shall not

1 qualify for the weighted district calculation unless the
2 district can satisfy the specifications herein. Subject to
3 the provisions of subparagraph c of this paragraph, the
4 resulting number shall be counted as additional students
5 for the purpose of calculating State Aid.

6 b. District sparsity - isolation formula:

7 The district sparsity - isolation formula calculation shall
8 apply only to school districts:

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

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

17 The district sparsity - isolation formula calculation shall
18 be calculated as follows:

19 The school district student cost factor multiplied by
20 the school district area factor. The resulting
21 product shall be multiplied by the school district's
22 average daily membership. Subject to the provisions
23 of subparagraph c of this paragraph, the resulting
24

1 number shall be counted as additional students for the
2 purpose of calculating State Aid.

3 The school district student cost factor shall be calculated
4 as follows:

5 The school district's average daily membership shall
6 be categorized into the following grade level groups
7 and applied to the appropriate formulas as computed
8 below:

9 Grade Level Group

10 Grades K-5 Divide 74 by the sum of the Grade
11 Level ADM plus 23,
12 add .85 to the quotient, then
13 multiply the sum by the Grade
14 Level ADM.

15 Grades 6-8 Divide 122 by the sum of the Grade
16 Level ADM plus 133,
17 add .85 to the quotient, then
18 multiply the sum by the Grade
19 Level ADM.

20 Grades 9-12 Divide 292 by the sum of the Grade
21 Level ADM plus 128,
22 add .78 to the quotient, then
23 multiply the sum by the Grade
24 Level ADM.

1 The sum of the grade level group's average daily
2 membership shall be divided by the school district's
3 average daily membership. The number one (1.0) shall
4 be subtracted from the resulting quotient.

5 The school district area cost factor shall be calculated as
6 follows:

7 Subtract the state average district area from the
8 district area, then divide the remainder by the state
9 average district area;

10 however, the district area cost factor shall not exceed one
11 (1.0).

12 The State Board of Education shall define geographical barriers
13 whose location in a school district would inhibit the district from
14 consolidation or annexation. The Board shall make available an
15 application process, review applications, and for districts the
16 Board deems necessary allow additional square miles to be used for
17 the purposes of calculations used for the weighted district sparsity
18 - isolation formula. Provided, that the additional square miles
19 allowed for geographical barriers shall not exceed thirty percent
20 (30%) of the district's actual size.

21 c. State Aid funds which a district is calculated to
22 receive as a result of the weighted district
23 calculation shall be restricted as follows:

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

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

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

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

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

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

14 TEACHER EXPERIENCE - DEGREE INDEX

15 EXPERIENCE	BACHELOR'S	MASTER'S	DOCTOR'S
	DEGREE	DEGREE	DEGREE
17 0 - 2	.7	.9	1.1
18 3 - 5	.8	1.0	1.2
19 6 - 8	.9	1.1	1.3
20 9 - 11	1.0	1.2	1.4
21 12 - 15	1.1	1.3	1.5
22 Over 15	1.2	1.4	1.6

23 The school district teacher index for each school district shall
 24 be determined by subtracting the weighted average state teacher from

1 the weighted average district teacher. Multiply the school district
2 teacher index if greater than zero by .7 and then multiply that
3 product by the sum of the district's weighted pupil grade level
4 calculation provided in paragraph 1 of this subsection and the
5 weighted pupil category calculation provided in subparagraph n of
6 paragraph 2 of this subsection to determine the weighted teacher
7 experience and degree calculation.

8 ~~SECTION 2. This act shall become effective July 1, 2018.~~

9 ~~SECTION 3. It being immediately necessary for the preservation~~
10 ~~of the public peace, health or safety, an emergency is hereby~~
11 ~~declared to exist, by reason whereof this act shall take effect and~~
12 ~~be in full force from and after its passage and approval.~~

13 COMMITTEE REPORT BY: COMMITTEE ON APPROPRIATIONS
14 March 1, 2018 - DO PASS AS AMENDED

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