

1 STATE OF OKLAHOMA

2 2nd Session of the 55th Legislature (2016)

3 SENATE BILL 1382

By: Bingman

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6 AS INTRODUCED

7 An Act relating to schools; requiring the State
8 Department of Education to publish certain list by
9 certain date; providing guidelines for list; allowing
10 school districts included on certain list to submit
11 petition for voluntary consolidation or annexation;
12 requiring the State Board of Education to consolidate
13 or annex certain school districts; providing
14 requirements for annexation or consolidation
15 agreements; providing for application of certain
16 governing board; providing for promulgation of rules;
17 repealing 70 O.S. 2011, Sections 5-103 and 5-103.1,
18 which relate to elementary school districts;
19 providing for codification; providing effective
20 dates; and declaring an emergency.

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

24 SECTION 1. NEW LAW A new section of law to be codified
in the Oklahoma Statutes as Section 7-207 of Title 70, unless there
is created a duplication in numbering, reads as follows:

A. 1. By August 1, 2016, the State Department of Education
shall publish a list of all school districts classified as
"dependent school districts" or "elementary school districts."

2. A school district included in the list published pursuant to
paragraph 1 of this subsection may voluntarily agree to consolidate

1 with or be annexed to another school district or districts in
2 accordance with the Oklahoma School Consolidation and Annexation
3 Act.

4 3. A district that chooses to voluntarily consolidate or annex
5 shall submit a petition for approval to the State Board of Education
6 by September 30 immediately following publication of the list
7 required by paragraph 1 of this subsection. The petition shall set
8 forth the terms of the consolidation or annexation agreement.

9 4. The State Board of Education shall finalize the terms of the
10 consolidation or annexation agreement by January 1, 2017. The
11 consolidation or annexation shall be completed by July 1, 2017.

12 B. A school district included in the list published pursuant to
13 paragraph 1 of subsection A of this section that does not submit a
14 petition to voluntarily consolidate or annex shall be consolidated
15 or annexed by the State Board of Education with or into one or more
16 school districts by July 1, 2017.

17 C. The State Board of Education shall take action necessary to
18 assist school districts included in the list published pursuant to
19 paragraph 1 of subsection A of this section to reach a consolidation
20 or annexation agreement. The agreement shall address, at a minimum:

21 1. The disposition and utilization of property and equipment;

22 2. Provisions related to the technology center school district
23 and the newly formed school district;

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1 3. The assumption of all liabilities, assets, powers and duties
2 of the school districts to be consolidated or annexed;

3 4. The division of employees; and

4 5. The transfer of student and employee records.

5 D. The provisions of Section 7-105 of Title 70 of the Oklahoma
6 Statutes shall govern the board of education of each resulting
7 school district created pursuant to this section.

8 E. The State Board of Education shall promulgate rules
9 necessary to implement the provisions of this section.

10 SECTION 2. REPEALER 70 O.S. 2011, Sections 5-103 and 5-
11 103.1, are hereby repealed.

12 SECTION 3. Section 1 of this act shall become effective July 1,
13 2016.

14 SECTION 4. Section 2 of this act shall become effective July 1,
15 2017.

16 SECTION 5. It being immediately necessary for the preservation
17 of the public peace, health and 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.

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