

1 STATE OF OKLAHOMA

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

3 SENATE BILL 323

By: Dossett (J.A.)

4
5
6 AS INTRODUCED

7 An Act relating to State Aid; amending 70 O.S. 2011,
8 Section 18-200.1, as amended by Section 1, Chapter
9 128, O.S.L. 2020 (70 O.S. Supp. 2020, Section 18-
10 200.1), which relates to the allocation of State Aid;
11 removing language regarding calculation of weighted
12 membership of certain students enrolled in online
13 courses; removing language regarding calculation of
14 the Foundation Program for certain students enrolled
15 in online courses; providing for calculation of
16 January payment for certain school year; amending 70
17 O.S. 2011, Section 18-201.1, as last amended by
18 Section 3, Chapter 61, O.S.L. 2020 (70 O.S. Supp.
19 2020, Section 18-201.1), which relates to weighted
20 membership of school districts; providing for
21 December calculation of certain projected revenue for
22 certain school year; providing an effective date; and
23 declaring an emergency.

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

25 SECTION 1. AMENDATORY 70 O.S. 2011, Section 18-200.1, as
26 amended by Section 1, Chapter 128, O.S.L. 2020 (70 O.S. Supp. 2020,
27 Section 18-200.1), is amended to read as follows:

28 Section 18-200.1. A. Beginning with the ~~1997-98~~ 2020-21 school
29 year, and each school year thereafter, each school district shall
30 have its initial allocation of State Aid calculated based on the

1 state dedicated revenues actually collected during the preceding
2 fiscal year, the adjusted assessed valuation of the preceding year
3 and the highest weighted average daily membership for the school
4 district of the two (2) preceding school years; ~~however, the~~
5 ~~weighted membership of nonresident, transferred pupils enrolled in~~
6 ~~online courses shall be based on the weighted average daily~~
7 ~~membership of the preceding school year.~~ Each school district shall
8 submit the following data based on the first nine (9) weeks, to be
9 used in the calculation of the average daily membership of the
10 school district:

- 11 1. Student enrollment by grade level;
- 12 2. Pupil category counts; and
- 13 3. Transportation supplement data.

14 On or before December 30, the State Department of Education
15 shall determine each school district's current year allocation
16 pursuant to subsection D of this section. The State Department of
17 Education shall complete an audit, using procedures established by
18 the Department, of the student enrollment by grade level data, pupil
19 category counts and transportation supplement data to be used in the
20 State Aid Formula pursuant to subsection D of this section by
21 December 1 and by January 15 shall notify each school district of
22 the district's final State Aid allocation for the current school
23 year. The January payment of State Aid and each subsequent payment
24 for the remainder of the school year shall be based on the final

1 State Aid allocation as calculated in subsection D of this section.
2 Except for reductions made due to the assessment of penalties by the
3 State Department of Education according to law, the January payment
4 of State Aid and each subsequent payment for the remainder of the
5 school year shall not decrease by an amount more than the amount
6 that the current chargeable revenue increases for that district.

7 B. The State Department of Education shall retain not less than
8 one and one-half percent (1 1/2%) of the total funds appropriated
9 for financial support of schools, to be used to make midyear
10 adjustments in State Aid and which shall be reflected in the final
11 allocations. If the amount of appropriated funds, including the one
12 and one-half percent (1 1/2%) retained, remaining after January 1 of
13 each year is not sufficient to fully fund the final allocations, the
14 Department shall recalculate each school district's remaining
15 allocation pursuant to subsection D of this section using the
16 reduced amount of appropriated funds.

17 C. On and after July 1, 1997, the amount of State Aid each
18 district shall receive shall be the sum of the Foundation Aid, the
19 Salary Incentive Aid and the Transportation Supplement, as adjusted
20 pursuant to the provisions of subsection G of this section and
21 Section 18-112.2 of this title; provided, no district having per
22 pupil revenue in excess of three hundred percent (300%) of the
23 average per pupil revenue of all districts shall receive any State
24 Aid or Supplement in State Aid.

1 The July calculation of per pupil revenue shall be determined by
2 dividing the district's second preceding year's total weighted
3 average daily membership (ADM) into the district's second preceding
4 year's total revenues excluding federal revenue, insurance loss
5 payments, reimbursements, recovery of overpayments and refunds,
6 unused reserves, prior expenditures recovered, prior year surpluses,
7 and less the amount of any transfer fees paid in that year.

8 The December calculation of per pupil revenue shall be
9 determined by dividing the district's preceding year's total
10 weighted average daily membership (ADM) into the district's
11 preceding year's total revenues excluding federal revenue, insurance
12 loss payments, reimbursements, recovery of overpayments and refunds,
13 unused reserves, prior expenditures recovered, prior year surpluses,
14 and less the amount of any transfer fees paid in that year.

15 D. For the 1997-98 school year, and each school year
16 thereafter, Foundation Aid, the Transportation Supplement and Salary
17 Incentive Aid shall be calculated as follows:

18 1. Foundation Aid shall be determined by subtracting the amount
19 of the Foundation Program Income from the cost of the Foundation
20 Program and adding to this difference the Transportation Supplement.

21 a. ~~The~~ (1) Except as provided for in division 2 of
22 this subparagraph, the Foundation Program shall
23 be a district's highest weighted average daily
24 membership based on the first nine (9) weeks of

1 the current school year, the preceding school
2 year or the second preceding school year of a
3 school district, as determined by the provisions
4 of subsection A of Section 18-201.1 of this title
5 and paragraphs 1, 2, 3 and 4 of subsection B of
6 Section 18-201.1 of this title, multiplied by the
7 Base Foundation Support Level. ~~However, for the~~
8 ~~portion of weighted membership derived from~~
9 ~~nonresident, transferred pupils enrolled in~~
10 ~~online courses, the Foundation Program shall be a~~
11 ~~district's weighted average daily membership of~~
12 ~~the preceding school year or the first nine (9)~~
13 ~~weeks of the current school year, whichever is~~
14 ~~greater, as determined by the provisions of~~
15 ~~subsection A of Section 18-201.1 of this title~~
16 ~~and paragraphs 1, 2, 3 and 4 of subsection B of~~
17 ~~Section 18-201.1 of this title, multiplied by the~~
18 ~~Base Foundation Support Level.~~

19 (2) For the 2021-22 school year, the Foundation
20 Program shall be a district's weighted average
21 daily membership for the 2019-2020 school year,
22 as determined by the provisions of subsection A
23 of Section 18-201.1 of this title and paragraphs
24 1, 2, 3 and 4 of subsection B of Section 18-201.1

1 of this title, multiplied by the Base Foundation
2 Support Level.

3 b. The Foundation Program Income shall be the sum of the
4 following:

5 (1) The adjusted assessed valuation of the current
6 school year of the school district, minus the
7 previous year protested ad valorem tax revenues
8 held as prescribed in Section 2884 of Title 68 of
9 the Oklahoma Statutes, multiplied by the mills
10 levied pursuant to subsection (c) of Section 9 of
11 Article X of the Oklahoma Constitution, if
12 applicable, as adjusted in subsection (c) of
13 Section 8A of Article X of the Oklahoma
14 Constitution. For purposes of this subsection,
15 the "adjusted assessed valuation of the current
16 school year" shall be the adjusted assessed
17 valuation on which tax revenues are collected
18 during the current school year, and

19 (2) Seventy-five percent (75%) of the amount received
20 by the school district from the proceeds of the
21 county levy during the preceding fiscal year, as
22 levied pursuant to subsection (b) of Section 9 of
23 Article X of the Oklahoma Constitution, and

24 (3) Motor Vehicle Collections, and
25

- (4) Gross Production Tax, and
- (5) State Apportionment, and
- (6) R.E.A. Tax.

The items listed in divisions (3), (4), (5) and (6) of this subparagraph shall consist of the amounts actually collected from such sources during the preceding fiscal year calculated on a per capita basis on the unit provided for by law for the distribution of each such revenue.

2. The Transportation Supplement shall be equal to the average daily haul times the per capita allowance times the appropriate transportation factor.

- a. The average daily haul shall be the number of children in a district who are legally transported and who live one and one-half (1 1/2) miles or more from school.
- b. The per capita allowance shall be determined using the following chart:

	PER CAPITA		PER CAPITA
DENSITY FIGURE	ALLOWANCE	DENSITY FIGURE	ALLOWANCE
.3000 - .3083	\$167.00	.9334 - .9599	\$99.00
.3084 - .3249	\$165.00	.9600 - .9866	\$97.00
.3250 - .3416	\$163.00	.9867 - 1.1071	\$95.00
.3417 - .3583	\$161.00	1.1072 - 1.3214	\$92.00
.3584 - .3749	\$158.00	1.3215 - 1.5357	\$90.00

1	.3750 - .3916	\$156.00	1.5358 - 1.7499	\$88.00
2	.3917 - .4083	\$154.00	1.7500 - 1.9642	\$86.00
3	.4084 - .4249	\$152.00	1.9643 - 2.1785	\$84.00
4	.4250 - .4416	\$150.00	2.1786 - 2.3928	\$81.00
5	.4417 - .4583	\$147.00	2.3929 - 2.6249	\$79.00
6	.4584 - .4749	\$145.00	2.6250 - 2.8749	\$77.00
7	.4750 - .4916	\$143.00	2.8750 - 3.1249	\$75.00
8	.4917 - .5083	\$141.00	3.1250 - 3.3749	\$73.00
9	.5084 - .5249	\$139.00	3.3750 - 3.6666	\$70.00
10	.5250 - .5416	\$136.00	3.6667 - 3.9999	\$68.00
11	.5417 - .5583	\$134.00	4.0000 - 4.3333	\$66.00
12	.5584 - .5749	\$132.00	4.3334 - 4.6666	\$64.00
13	.5750 - .5916	\$130.00	4.6667 - 4.9999	\$62.00
14	.5917 - .6133	\$128.00	5.0000 - 5.5000	\$59.00
15	.6134 - .6399	\$125.00	5.5001 - 6.0000	\$57.00
16	.6400 - .6666	\$123.00	6.0001 - 6.5000	\$55.00
17	.6667 - .6933	\$121.00	6.5001 - 7.0000	\$53.00
18	.6934 - .7199	\$119.00	7.0001 - 7.3333	\$51.00
19	.7200 - .7466	\$117.00	7.3334 - 7.6667	\$48.00
20	.7467 - .7733	\$114.00	7.6668 - 8.0000	\$46.00
21	.7734 - .7999	\$112.00	8.0001 - 8.3333	\$44.00
22	.8000 - .8266	\$110.00	8.3334 - 8.6667	\$42.00
23	.8267 - .8533	\$108.00	8.6668 - 9.0000	\$40.00
24	.8534 - .8799	\$106.00	9.0001 - 9.3333	\$37.00

1 .8800 - .9066 \$103.00 9.3334 - 9.6667 \$35.00

2 .9067 - .9333 \$101.00 9.6668 or more \$33.00

3 c. The formula transportation factor shall be 1.39.

4 3. Salary Incentive Aid shall be determined as follows:

5 a. ~~Multiply~~ (1) Except as provided for in division (2)

6 of this subparagraph, multiply the Incentive Aid
7 guarantee by the district's highest weighted
8 average daily membership based on the first nine
9 (9) weeks of the current school year, the
10 preceding school year or the second preceding
11 school year of a school district, as determined
12 by the provisions of subsection A of Section 18-
13 201.1 of this title and paragraphs 1, 2, 3 and 4
14 of subsection B of Section 18-201.1 of this
15 title.

16 (2) For the 2021-22 school year, multiply the
17 Incentive Aid guarantee by the district's average
18 daily membership for the 2019-2020 school year,
19 as determined by the provisions of subsection A
20 of Section 18-201.1 of this title and paragraphs
21 1, 2, 3 and 4 of subsection B of Section 18-201.1
22 of this title.

23 b. Divide the district's adjusted assessed valuation of
24 the current school year minus the previous year's

1 protested ad valorem tax revenues held as prescribed
2 in Section 2884 of Title 68 of the Oklahoma Statutes,
3 by one thousand (1,000) and subtract the quotient from
4 the product of subparagraph a of this paragraph. The
5 remainder shall not be less than zero (0).

6 c. Multiply the number of mills levied for general fund
7 purposes above the fifteen (15) mills required to
8 support Foundation Aid pursuant to division (1) of
9 subparagraph b of paragraph 1 of this subsection, not
10 including the county four-mill levy, by the remainder
11 of subparagraph b of this paragraph. The product
12 shall be the Salary Incentive Aid of the district.

13 E. By June 30, 1998, the State Department of Education shall
14 develop and the Department and all school districts shall have
15 implemented a student identification system which is consistent with
16 the provisions of subsections C and D of Section 3111 of Title 74 of
17 the Oklahoma Statutes. The student identification system shall be
18 used specifically for the purpose of reporting enrollment data by
19 school sites and by school districts, the administration of the
20 Oklahoma School Testing Program Act, the collection of appropriate
21 and necessary data pursuant to the Oklahoma Educational Indicators
22 Program, determining student enrollment, establishing a student
23 mobility rate, allocation of the State Aid Formula and mid-year
24 adjustments in funding for student growth. This enrollment data

1 shall be submitted to the State Department of Education in
2 accordance with rules promulgated by the State Board of Education.
3 Funding for the development, implementation, personnel training and
4 maintenance of the student identification system shall be set out in
5 a separate line item in the allocation section of the appropriation
6 bill for the State Board of Education for each year.

7 F. 1. In the event that ad valorem taxes of a school district
8 are determined to be uncollectible because of bankruptcy, clerical
9 error, or a successful tax protest, and the amount of such taxes
10 deemed uncollectible exceeds Fifty Thousand Dollars (\$50,000.00) or
11 an amount greater than twenty-five percent (25%) of ad valorem taxes
12 per tax year, or the valuation of a district is lowered by order of
13 the State Board of Equalization, the school district's State Aid,
14 for the school year that such ad valorem taxes are calculated in the
15 State Aid Formula, shall be determined by subtracting the net
16 assessed valuation of the property upon which taxes were deemed
17 uncollectible from the assessed valuation of the school district and
18 the state. Upon request of the local board of education, it shall
19 be the duty of the county assessor to certify to the Director of
20 Finance of the State Department of Education the net assessed
21 valuation of the property upon which taxes were determined
22 uncollectible.

23 2. In the event that the amount of funds a school district
24 receives for reimbursement from the Ad Valorem Reimbursement Fund is
25

1 less than the amount of funds claimed for reimbursement by the
2 school district due to insufficiency of funds as provided in Section
3 193 of Title 62 of the Oklahoma Statutes, then the school district's
4 assessed valuation for the school year that such ad valorem
5 reimbursement is calculated in the State Aid Formula shall be
6 adjusted accordingly.

7 G. 1. Notwithstanding the provisions of Section 18-112.2 of
8 this title, a school district shall have its State Aid reduced by an
9 amount equal to the amount of carryover in the general fund of the
10 district as of June 30 of the preceding fiscal year, that is in
11 excess of the following standards for two (2) consecutive years:

Total Amount of General Fund Collections, Excluding Previous Year Cash Surplus as of June 30	Amount of General Fund Balance Allowable
Less than \$1,000,000	40%
\$1,000,000 - \$2,999,999	35%
\$3,000,000 - \$3,999,999	30%
\$4,000,000 - \$4,999,999	25%
\$5,000,000 - \$5,999,999	20%
\$6,000,000 - \$7,999,999	18%
\$8,000,000 - \$9,999,999	16%
\$10,000,000 or more	14%

1 2. By February 1 the State Department of Education shall send
2 by certified mail, with return receipt requested, to each School
3 District Superintendent, Auditor and Regional Accreditation Officer
4 a notice of and calculation sheet reflecting the general fund
5 balance penalty to be assessed against that school district.
6 Calculation of the general fund balance penalty shall not include
7 federal revenue. Within thirty (30) days of receipt of this written
8 notice the school district shall submit to the Department a written
9 reply either accepting or protesting the penalty to be assessed
10 against the district. If protesting, the school district shall
11 submit with its reply the reasons for rejecting the calculations and
12 documentation supporting those reasons. The Department shall review
13 all school district penalty protest documentation and notify each
14 district by March 15 of its finding and the final penalty to be
15 assessed to each district. General fund balance penalties shall be
16 assessed to all school districts by April 1.

17 3. Any school district which receives proceeds from a tax
18 settlement or a Federal Emergency Management Agency settlement
19 during the last two (2) months of the preceding fiscal year shall be
20 exempt from the penalties assessed in this subsection, if the
21 penalty would occur solely as a result of receiving funds from the
22 tax settlement.

23 4. Any school district which receives an increase in State Aid
24 because of a change in Foundation and/or Salary Incentive Aid

1 factors during the last two (2) months of the preceding fiscal year
2 shall be exempt from the penalties assessed in this subsection, if
3 the penalty would occur solely as a result of receiving funds from
4 the increase in State Aid.

5 5. If a school district does not receive Foundation and/or
6 Salary Incentive Aid during the preceding fiscal year, the State
7 Board of Education may waive the penalty assessed in this subsection
8 if the penalty would result in a loss of more than forty percent
9 (40%) of the remaining State Aid to be allocated to the school
10 district between April 1 and the remainder of the school year and if
11 the Board determines the penalty will cause the school district not
12 to meet remaining financial obligations.

13 6. Any school district which receives gross production revenue
14 apportionment during the 2002-2003 school year or in any subsequent
15 school year that is greater than the gross production revenue
16 apportionment of the preceding school year shall be exempt from the
17 penalty assessed in this subsection, if the penalty would occur
18 solely as a result of the gross production revenue apportionment, as
19 determined by the State Board of Education.

20 7. Beginning July 1, 2003, school districts that participate in
21 consolidation or annexation pursuant to the provisions of the
22 Oklahoma School Voluntary Consolidation and Annexation Act shall be
23 exempt from the penalty assessed in this subsection for the school
24

1 year in which the consolidation or annexation occurs and for the
2 next three (3) fiscal years.

3 8. Any school district which receives proceeds from a sales tax
4 levied by a municipality pursuant to Section 22-159 of Title 11 of
5 the Oklahoma Statutes or proceeds from a sales tax levied by a
6 county pursuant to Section 1370 of Title 68 of the Oklahoma Statutes
7 during the 2003-2004 school year or the 2004-2005 school year shall
8 be exempt from the penalties assessed in this subsection, if the
9 penalty would occur solely as a result of receiving funds from the
10 sales tax levy.

11 9. Any school district which has an amount of carryover in the
12 general fund of the district in excess of the limits established in
13 paragraph 1 of this subsection during the fiscal year beginning July
14 1, 2019, shall not be assessed a general fund balance penalty as
15 provided for in this subsection.

16 10. For purposes of calculating the general fund balance
17 penalty, the terms "carryover" and "general fund balance" shall not
18 include federal revenue.

19 H. In order to provide startup funds for the implementation of
20 early childhood programs, State Aid may be advanced to school
21 districts that initially start early childhood instruction at a
22 school site. School districts that desire such advanced funding
23 shall make application to the State Department of Education no later
24 than September 15 of each year and advanced funding shall be awarded

1 to the approved districts no later than October 30. The advanced
2 funding shall not exceed the per pupil amount of State Aid as
3 calculated in subsection D of this section per anticipated Head
4 Start eligible student. The total amount of advanced funding shall
5 be proportionately reduced from the monthly payments of the
6 district's State Aid payments during the last six (6) months of the
7 same fiscal year.

8 I. 1. Beginning July 1, 1996, the Oklahoma Tax Commission,
9 notwithstanding any provision of law to the contrary, shall report
10 monthly to the State Department of Education the monthly
11 apportionment of the following information:

- 12 a. the assessed valuation of property,
- 13 b. motor vehicle collections,
- 14 c. R.E.A. tax collected, and
- 15 d. gross productions tax collected.

16 2. Beginning July 1, 1997, the State Auditor and Inspector's
17 Office, notwithstanding any provision of law to the contrary, shall
18 report monthly to the State Department of Education the monthly
19 apportionment of the proceeds of the county levy.

20 3. Beginning July 1, 1996, the Commissioners of the Land
21 Office, notwithstanding any provision of law to the contrary, shall
22 report monthly to the State Department of Education the monthly
23 apportionment of state apportionment.

1 4. Beginning July 1, 1997, the county treasurers' offices,
2 notwithstanding any provision of law to the contrary, shall report
3 monthly to the State Department of Education the ad valorem tax
4 protest amounts for each county.

5 5. The information reported by the Tax Commission, the State
6 Auditor and Inspector's Office, the county treasurers' offices and
7 the Commissioners of the Land Office, pursuant to this subsection
8 shall be reported by school district on forms developed by the State
9 Department of Education.

10 SECTION 2. AMENDATORY 70 O.S. 2011, Section 18-201.1, as
11 last amended by Section 3, Chapter 61, O.S.L. 2020 (70 O.S. Supp.
12 2020, Section 18-201.1), is amended to read as follows:

13 Section 18-201.1. A. Beginning with the 2020-21 school year,
14 and each school year thereafter, the weighted membership of a school
15 district for calculation of Foundation Aid purposes pursuant to
16 paragraph 1 of subsection D of Section 18-200.1 of this title shall
17 be the sum of the weighted pupil grade level calculation, the
18 weighted pupil category calculation, the weighted district
19 calculation and the weighted teacher experience and degree
20 calculation. The weighted membership of a school district for
21 calculation of Salary Incentive Aid purposes pursuant to paragraph 3
22 of subsection D of Section 18-200.1 of this title shall be the sum
23 of the weighted pupil grade level calculation, the weighted pupil
24

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

23 1. The weighted pupil grade level calculation shall be
24 determined by taking the highest average daily membership and

1 assigning weights to the pupils according to grade attended as
2 follows:

	GRADE LEVEL	WEIGHT
3		
4	a. Half-day early childhood programs	.7
5	b. Full-day early childhood programs	1.3
6	c. Half-day kindergarten	1.3
7	d. Full-day kindergarten	1.5
8	e. First and second grade	1.351
9	f. Third grade	1.051
10	g. Fourth through sixth grade	1.0
11	h. Seventh through twelfth grade	1.2
12	i. Out-of-home placement	1.50

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

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

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

CATEGORY	WEIGHT
a. Visual Impairment	3.8
b. Specific Learning Disability	.4
c. Deafness or Hearing Impairment	2.9
d. Deaf-Blindness	3.8
e. Intellectual Disability	1.3
f. Emotional Disturbance	2.5
g. Gifted	.34
h. Multiple Disabilities	2.4
i. Orthopedic Impairment	1.2
j. Speech or Language Impairment	.05
k. Bilingual	.25
l. Special Education Summer Program	1.2
m. Economically Disadvantaged	.25

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

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

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

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

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

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

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

13 b. District sparsity - isolation formula:

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

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

19 (2) whose areal density is less than one-fourth (1/4)
20 of the state average areal density. Areal
21 density shall be determined by dividing the
22 school district's average daily membership by the
23 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 For the 2021-22 school year, the December
14 calculation of the projected per pupil revenue shall
15 be determined by dividing the district's 2019-20
16 average daily membership (ADM) as weighted by the
17 pupil grade level, the pupil category, the district
18 and the teacher experience degree index calculations
19 for projected State Aid into the district's projected
20 total revenues including funds for the December
21 calculation of the current year State Aid formula, net
22 assessed valuation for the current calendar year times
23 thirty-nine (39) mills, county revenues excluding the
24 county four-mills revenue for the preceding year,

1 other state appropriations for the preceding year and
2 the collections for the preceding year of state
3 apportionment, motor vehicle revenue, gross production
4 tax and R.E.A. tax. For the 2022-23 school year and
5 each school year thereafter, the December calculation
6 of the projected per pupil revenue shall be determined
7 by dividing the highest of the district's first nine
8 (9) weeks of the current school year or the two (2)
9 preceding school years average daily membership (ADM)
10 as weighted by the pupil grade level, the pupil
11 category, the district and the teacher experience
12 degree index calculations for projected State Aid into
13 the district's projected total revenues including
14 funds for the December calculation of the current year
15 State Aid Formula, net assessed valuation for the
16 current calendar year times thirty-nine (39) mills,
17 county revenues excluding the county four-mills
18 revenue for the preceding year, other state
19 appropriations for the preceding year and the
20 collections for the preceding year of state
21 apportionment, motor vehicle revenue, gross production
22 tax and R.E.A. tax.

23 The district's projected total revenues for each
24 calculation shall exclude the following collections

1 for the second preceding year: federal revenue,
 2 insurance loss payments, reimbursements, recovery of
 3 overpayments and refunds, unused reserves, prior
 4 expenditures recovered, prior year surpluses, and
 5 other local miscellaneous revenues.

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

12 TEACHER EXPERIENCE - DEGREE INDEX

13 EXPERIENCE	BACHELOR'S	MASTER'S	DOCTOR'S
	DEGREE	DEGREE	DEGREE
15 0 - 2	.7	.9	1.1
16 3 - 5	.8	1.0	1.2
17 6 - 8	.9	1.1	1.3
18 9 - 11	1.0	1.2	1.4
19 12 - 15	1.1	1.3	1.5
20 Over 15	1.2	1.4	1.6

21 The school district teacher index for each school district shall
 22 be determined by subtracting the weighted average state teacher from
 23 the weighted average district teacher. Multiply the school district
 24 teacher index if greater than zero by .7 and then multiply that

1 product by the sum of the district's weighted pupil grade level
2 calculation provided in paragraph 1 of this subsection and the
3 weighted pupil category calculation provided in subparagraph m of
4 paragraph 2 of this subsection to determine the weighted teacher
5 experience and degree calculation.

6 SECTION 3. This act shall become effective July 1, 2021.

7 SECTION 4. It being immediately necessary for the preservation
8 of the public peace, health or safety, an emergency is hereby
9 declared to exist, by reason whereof this act shall take effect and
10 be in full force from and after its passage and approval.

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