

SENATE CHAMBER
STATE OF OKLAHOMA

DISPOSITION

FLOOR AMENDMENT

No. _____

COMMITTEE AMENDMENT

(Date)

Mr./Madame President:

I move to amend Senate Bill No. 148, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

Senator Stanislawski

Stanislawski-EB-FS-Req#2053
3/12/2019 3:56 PM

(Floor Amendments Only) Date and Time Filed: _____

Untimely

Amendment Cycle Extended

Secondary Amendment

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 FLOOR SUBSTITUTE
4 FOR

5 SENATE BILL NO. 148

By: Stanislawski of the Senate

and

6 Fincher of the House

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9 FLOOR SUBSTITUTE

10 An Act relating to virtual charter schools; amending
11 Section 5, Chapter 367, O.S.L. 2012, as last amended
12 by Section 1, Chapter 293, O.S.L. 2015 (70 O.S. Supp.
13 2018, Section 3-145.3), which relates to the powers
14 and duties of the Statewide Virtual Charter School
15 Board; providing enrollment periods for statewide
16 virtual charter schools beginning with certain school
17 year; allowing a student to enroll in a statewide
18 virtual charter school outside of the enrollment
19 periods under certain criteria; providing criteria
20 under which a student may withdraw from a statewide
21 virtual charter school and transfer to a public
22 school district; providing an effective date; and
23 declaring an emergency.
24

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

SECTION 1. AMENDATORY Section 5, Chapter 367, O.S.L.
2012, as last amended by Section 1, Chapter 293, O.S.L. 2015 (70
O.S. Supp. 2018, Section 3-145.3), is amended to read as follows:

1 Section 3-145.3. A. Subject to the requirements of the
2 Oklahoma Charter Schools Act, the Statewide Virtual Charter School
3 Board shall:

4 1. Provide oversight of the operations of statewide virtual
5 charter schools in this state;

6 2. Establish a procedure for accepting, approving and
7 disapproving statewide virtual charter school applications and a
8 process for renewal or revocation of approved charter school
9 contracts which minimally meet the procedures set forth in the
10 Oklahoma Charter Schools Act;

11 3. Make publicly available a list of supplemental online
12 courses which have been reviewed and certified by the Statewide
13 Virtual Charter School Board to ensure that the courses are high
14 quality options and are aligned with the subject matter standards
15 adopted by the State Board of Education pursuant to Section 11-103.6
16 of this title. The Statewide Virtual Charter School Board shall
17 give special emphasis on listing supplemental online courses in
18 science, technology, engineering and math (STEM), foreign language
19 and advanced placement courses. School districts shall not be
20 limited to selecting supplemental online courses that have been
21 reviewed and certified by the Statewide Virtual Charter School Board
22 and listed as provided for in this paragraph; and

23 4. In conjunction with the Office of Management and Enterprise
24 Services, negotiate and enter into contracts with supplemental

1 online course providers to offer a state rate price to school
2 districts for supplemental online courses that have been reviewed
3 and certified by the Statewide Virtual Charter School Board and
4 listed as provided for in paragraph 3 of this subsection.

5 B. Each statewide virtual charter school which has been
6 approved and sponsored by the Board or any virtual charter school
7 for which the Board has assumed sponsorship of as provided for in
8 Section 3-145.5 of this title shall be considered a statewide
9 virtual charter school and the geographic boundaries of each
10 statewide virtual charter school shall be the borders of the state.

11 C. Each statewide virtual charter school approved by the
12 Statewide Virtual Charter School Board shall be eligible to receive
13 federal funds generated by students enrolled in the charter school
14 for the applicable year. Each statewide virtual charter school
15 shall be considered a separate local education agency for purposes
16 of reporting and accountability.

17 D. As calculated as provided for in Section 3-142 of this
18 title, a statewide virtual charter school shall receive the State
19 Aid allocation and any other state-appropriated revenue generated by
20 students enrolled in the virtual charter school for the applicable
21 year, less up to five percent (5%) of the State Aid allocation,
22 which may be retained by the Statewide Virtual Charter School Board
23 for administrative expenses and to support the mission of the Board.
24 A statewide virtual charter school shall be eligible for any other

1 funding any other charter school is eligible for as provided for in
2 Section 3-142 of this title. Each statewide virtual charter school
3 shall be considered a separate local education agency for purposes
4 of reporting and accountability.

5 E. Students enrolled full-time in a statewide virtual charter
6 school sponsored by the Statewide Virtual Charter School Board shall
7 not be authorized to participate in any activities administered by
8 the Oklahoma Secondary Schools Activities Association. However, the
9 students may participate in intramural activities sponsored by a
10 statewide virtual charter school, an online provider for the charter
11 school or any other outside organization.

12 F. 1. Beginning with the 2019-2020 school year, the enrollment
13 period for statewide virtual charter schools shall be:

14 a. June 1 to September 15, and

15 b. December 20 to January 30.

16 2. A student may enroll in a statewide virtual charter school
17 outside of the enrollment periods set forth in paragraph 1 of this
18 subsection upon an adequate showing of an emergency. An emergency
19 shall include:

20 a. the student moves into the state or within the state
21 outside of the enrollment periods set forth in
22 paragraph 1 of this subsection,

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- 1 b. the destruction or partial destruction of a school
2 building in the district in which the student is
3 enrolled,
- 4 c. the inability of the district in which the student is
5 enrolled to offer the subject a student desires to
6 pursue,
- 7 d. a catastrophic medical problem of a student, which for
8 purposes of this subsection shall mean an acute or
9 chronic serious illness, disease, disorder or injury
10 which has a permanently detrimental effect on the
11 body's system or renders the risk of attending a
12 public school district unusually hazardous,
- 13 e. the total failure of transportation facilities within
14 the school district in which the student is enrolled,
- 15 f. the unavailability of remote or on-site Internet-based
16 instruction by course title in the school district in
17 which the student is enrolled if he or she has been
18 identified as in need of drop-out recovery or
19 alternative education services, provided the student
20 was enrolled at any time in a public school district
21 in this state during the previous three (3) years, or
- 22 g. when a student has been the victim of harassment,
23 intimidation or bullying as defined by Section 24-
24 100.3 of this title, upon verification by the

1 statewide virtual charter school that the student has
2 been the victim of harassment, intimidation or
3 bullying and that the school district in which the
4 student was enrolled was notified of the incident or
5 incidents prior to the student enrolling in the
6 statewide virtual charter school.

7 3. A student may withdraw from a statewide virtual charter
8 school and transfer to a public school district within the state if
9 the following criteria are met:

- 10 a. if the parents or legal guardians of the student have
11 submitted an application and received approval from a
12 receiving school district to transfer between the end
13 of the first semester and the beginning of the second
14 semester or between school years, subject to the
15 provisions of the Education Open Transfer Act,
- 16 b. if an emergency exists pursuant to Section 8-104 of
17 this title,
- 18 c. if a parent or legal guardian of a student is no
19 longer able to monitor the student during the school
20 day and the parents or legal guardians of the student
21 have submitted an application and received approval
22 from a receiving school district to transfer into the
23 school district at any time during the school year,
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- 1 d. if a student fails to complete the assessments
2 required by Section 1210.508 of this title and the
3 statewide virtual charter school administers the
4 assessments required by Section 1210.508 of this title
5 to less than ninety-five percent (95%) of the students
6 enrolled in the statewide virtual charter school, or
7 e. if the academic achievement of the student declines
8 while he or she is enrolled in the statewide virtual
9 charter school and the student's parents or legal
10 guardians, teachers and the principal or
11 superintendent of the statewide virtual charter school
12 decide the student should transfer to a public school
13 district.

14 G. The decision of the Statewide Virtual Charter School Board
15 to deny, nonrenew or terminate the charter contract of a statewide
16 virtual charter school may be appealed to the State Board of
17 Education within thirty (30) days of the decision by the Statewide
18 Virtual Charter School Board. The State Board of Education shall
19 act on the appeal within sixty (60) days of receipt of the request
20 from the statewide virtual charter school applicant. The State
21 Board of Education may reverse the decision of the Statewide Virtual
22 Charter School Board or may remand the matter back to the Statewide
23 Virtual Charter School Board for further proceeding as directed.

24 SECTION 2. This act shall become effective July 1, 2019.

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

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6 57-1-2053 EB 3/12/2019 3:56:56 PM

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