

1 STATE OF OKLAHOMA

2 2nd Session of the 56th Legislature (2018)

3 HOUSE BILL 3049

By: Humphrey

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5
6 AS INTRODUCED

7 An Act relating to virtual charter schools; amending
8 Section 5, Chapter 367, O.S.L. 2012, as last amended
9 by Section 1, Chapter 293, O.S.L. 2015 (70 O.S. Supp.
10 2017, Section 3-145.3), which relates to the powers
11 and duties of the Statewide Virtual Charter School
12 Board; requiring state and local funds received by
13 certain virtual charter schools to be kept in a
14 separate account; prohibiting comingling with funds
15 from another state; proscribing use of funds to
16 operate schools in another state; and providing an
17 effective date.

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

19 SECTION 1. AMENDATORY Section 5, Chapter 367, O.S.L.
20 2012, as last amended by Section 1, Chapter 293, O.S.L. 2015 (70
21 O.S. Supp. 2017, Section 3-145.3), is amended to read as follows:

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

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

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

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

18 4. In conjunction with the Office of Management and Enterprise
19 Services, negotiate and enter into contracts with supplemental
20 online course providers to offer a state rate price to school
21 districts for supplemental online courses that have been reviewed
22 and certified by the Statewide Virtual Charter School Board and
23 listed as provided for in paragraph 3 of this subsection.

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

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

13 D. As calculated as provided for in Section 3-142 of this
14 title, a statewide virtual charter school shall receive the State
15 Aid allocation and any other state-appropriated revenue generated by
16 students enrolled in the virtual charter school for the applicable
17 year, less up to five percent (5%) of the State Aid allocation,
18 which may be retained by the Statewide Virtual Charter School Board
19 for administrative expenses and to support the mission of the Board.
20 A statewide virtual charter school shall be eligible for any other
21 funding any other charter school is eligible for as provided for in
22 Section 3-142 of this title. Each statewide virtual charter school
23 shall be considered a separate local education agency for purposes
24 of reporting and accountability. Any state or local funds received

1 by a statewide virtual charter school that operates virtual charter
2 schools in another state shall:

- 3 1. Be kept in a separate account;
- 4 2. Not be comingled with funds from another state; and
- 5 3. Not be used in operating virtual charter schools in another
6 state.

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

14 F. 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.

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

56-2-8459 EK 01/15/18