



ROSENSTEIN, FIST & RINGOLD

RED BANNER UPDATE

Date: May 13th, 2022

Re: SB 1238

Signed: April 22nd, 2022

Effective: July 1st, 2022

Topic: **Student Transfers and Virtual Education Programs**

Summary: Senate Bill 1238 (the “Bill”) amends OKLA. STAT. tit. 70, §§ 1-111 and 3-145.5 and allows a district that receives a transfer student to offer full time virtual education to that transfer student.

Addition to § 1-111 and Subtraction from § 3-145.5

The Bill amends Section 1-111 by adding a new subsection F, which clarifies that nothing in the Section should be interpreted as prohibiting a student who transfers pursuant to the *Education Open Transfer Act* from enrolling in a full-time virtual education program offered by the receiving district. The Bill further requires that the board of education of a receiving district that offers a full-time virtual education program must adopt a policy determining that program’s capacity to receive transfers. And students who transfer pursuant to this Section shall be subject to the provisions of Section 8-103.2, pertaining to transfer student extramural athletic eligibility.

Consistent with the addition of this language in Section 1-111, the Bill removes language from Section 3-145.5 that prohibited a receiving district from offering full-time virtual education to transfer students.

For More Information

Please visit the firm’s website to view the signed Act.

RFR attorneys are reviewing this legislation and will be advising clients as to any recommended changes to existing district policies.