

**TITLE 210. STATE DEPARTMENT OF EDUCATION
CHAPTER 40. GRANTS AND PROGRAMS-IN-AID
SUBCHAPTER 87. ~~RULES FOR PAYMENTS TO~~ CHARTER SCHOOLS**

210:40-87-4. Penalty for noncompliance

Upon notice of noncompliance and verification by the charter school of a sponsor's failure to disburse state funding to the charter school as outlined in Oklahoma Administrative Code 210:40-87-3, the State Department of Education may make a recommendation to the State Board of Education to withhold future payments of funds until the district sponsor disburses payments to the charter school in accordance with 70 O.S. § 3-142 and these ~~policies~~ administrative rules. In the event such a recommendation is made, the ~~local school board~~ sponsor shall be notified in writing and given an opportunity to appear and provide information prior to any decision by the State Board of Education to invoke the penalty within ~~these rules~~ this section.

210:40-87-6. Charter school insurance and surety bonding

(a) **Liability insurance.** Each charter school shall be required to furnish and maintain liability insurance coverage and fidelity bonding of the same terms, conditions, types and amounts required of public schools under Oklahoma law. The provisions of this subsection shall not be interpreted to preclude any charter school from obtaining liability insurance coverage or fidelity bonds in addition to or in excess of the requirements of this section.

(b) **Surety bonds.** Charter school officers and/or employees shall be required to furnish and maintain surety bonds with the same terms, conditions, penalty, types and amounts required of public school officers and/or employees under Oklahoma law.

(1) All surety bonds shall comply with the requirements set forth in 70 O.S. § 5-116a, provided that in the case of a charter school established in accordance with the provisions of the Oklahoma Charter Schools Act, ~~at~~ the surety bond shall be made payable to the charter school instead of the school district.

(2) The provisions of this subsection shall not be interpreted to preclude any charter school officer and/or employee from furnishing and maintaining a surety bond in excess of the requirements of this section.

(3) Further, the provisions of this subsection shall not be interpreted to preclude a school board, school district, or charter school sponsor from requiring a charter school officer and/or employee charged with custody of public funds from furnishing a surety bond as a prerequisite of employment unless otherwise prohibited by law.