

SHORT TITLE: Schools; modifying certain reporting requirements;
authorizing student tracking system; emergency.

STATE OF OKLAHOMA

1st Session of the 44th Legislature (1993)

SENATE BILL NO. 558

By: Shedrick

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 1991, Sections 35e, 1210.531, as amended by Section 1, Chapter 248, O.S.L. 1992 (70 O.S. Supp. 1992, Section 1210.531), and 74 O.S. 1991, Section 3111, which relate to school dropouts, Oklahoma Educational Indicators Program, and use of social security numbers by state agencies and subdivisions; modifying dropout reporting requirements; adding mobility rate as educational indicator; authorizing State Board of Education to establish student tracking system for certain purposes; deleting certain language; providing for codification; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 1991, Section 35e, is amended to read as follows:

Section 35e. A. It shall be the duty of the superintendent, principal or head teacher of each public or private middle, junior high and high school accredited by the State Department of Education in the State of Oklahoma to notify the State Department of Education ~~monthly~~ quarterly as scheduled by the Department of the name, address, race and age of any pupil dropping out from such school during the preceding ~~month~~ quarter. Such report shall be made on forms prescribed and furnished by the State Department of Education.

B. The Oklahoma State Board of Education shall cause these statistics of school dropouts to be tabulated by grade and school district. Information of school dropouts shall be made available to the State Department of Vocational and Technical Education, the Oklahoma Indian Affairs Commission, the Bureau of Indian Affairs and the Department of Health, Education and Welfare.

C. The State Department of Education shall make an annual report to the Legislature prior to the convening of each regular session thereof of information received and tabulated pursuant to this section.

D. For the purposes of this section, school dropout means any student who is under the age of eighteen (18) years and has not graduated from high school and is not attending any public or private school or is otherwise receiving an education pursuant to law for the full term the schools of the school district in which he resides are in session.

SECTION 2. AMENDATORY 70 O.S. 1991, Section 1210.531, as amended by Section 1, Chapter 248, O.S.L. 1992 (70 O.S. Supp. 1992, Section 1210.531), is amended to read as follows:

Section 1210.531 A. The State Board of Education shall establish an Oklahoma Educational Indicators Program. The purpose of the Program shall be to develop and implement a system of measures whereby the performance of public schools and school districts is assessed and reported without undue reliance upon any single type of indicator, and whereby the public, including students and parents, may be made aware of the proper meaning and use of any tests administered under the Oklahoma School Testing Program Act, relative accomplishments of the public schools, and of progress being achieved. The Board shall involve representatives of various organizations of school teachers and of school administrators in the development of the Program. The Program shall be so designed that use of standardized definitions and measures and opportunities for

coordination with national reports, including those of the National Assessment of Educational Progress, are maximized.

B. The Oklahoma Educational Indicators Program shall present information for comparisons of graduation rates, dropout rates, pupil-teacher ratios, mobility rates, and test results in the contexts of socioeconomic status and the finances of school districts. Information shall be provided individually for all public schools and school districts in a format that facilitates comparisons. As the necessary data becomes available, comparisons shall also be provided individually for all schools and school districts on a historical basis. Reports of first-grade readiness assessments and of all tests administered pursuant to the Oklahoma School Testing Program Act, Section 1210.505 et seq. of Title 70 of the Oklahoma Statutes, shall be a part of the Oklahoma Educational Indicators Program and shall be provided for each grade and each test subject or section. The State Board of Education shall seek to develop and incorporate additional indicators of comparative standing and accomplishment.

C. Additionally, the State Board of Education, with the cooperation of the Oklahoma State Regents for Higher Education, the State Board of Vocational and Technical Education, and the Oklahoma Employment Security Commission, shall develop procedures for obtaining and reporting data to the high schools and to the general public regarding the employment of graduates of each of Oklahoma's high schools and regarding the performance of each high school's graduates in Oklahoma's institutions of higher education and in postsecondary vocational-technical education. The State Board of Education shall include such data in the report of the Oklahoma Educational Indicators Program.

D. By February 1 of each year the State Board of Education shall publish a summary report to the people of Oklahoma of the information provided by the Oklahoma Educational Indicators Program.

Immediately following the publication of the summary report each year, all data gathered pursuant to the Oklahoma Educational Indicators Program shall be made available for public inspection at the offices of the State Board or State Department of Education; provided, confidentiality of individual student records shall be preserved as required by law.

SECTION 3. AMENDATORY 74 O.S. 1991, Section 3111, is amended to read as follows:

Section 3111. A. No state agency, board, commission or other unit or subdivision of state government shall request or require that any person reveal his social security number in order to obtain services or assistance, nor shall any state agency, board, commission or other unit or subdivision of state government use, for any purpose, numbers which correspond to the social security number of any person. Provided that any state agency, board, commission, unit or subdivision of state government using social security numbers for a particular purpose prior to January 1, 1974, may continue to use and require social security numbers for that purpose only and provided, further, that the provisions of this act, Section 3101 et seq. of this title, shall not be construed to prohibit the use or requirement of disclosure of one's social security number if the use of the number is related to the Social Security Administration or benefits thereunder, or, subject to the provisions of Section 1-311.1 of Title 63 of the Oklahoma Statutes, to prohibit the use or requirement of disclosure of the social security numbers of the mother and father by the Vital Records Section of the State Department of Health in the administration of the issuance of birth records.

B. The provisions of this section shall not be construed to prohibit the Oklahoma Tax Commission from requiring the disclosure by any person of his or her social security number in order to administer any state tax law, as defined by Section 202 of Title 68

of the Oklahoma Statutes or in order for the Commission to administer any provision of the Uniform Disposition of Unclaimed Property Act, Section 651 et seq. of Title 60 of the Oklahoma Statutes, if such administration requires the Commission to obtain the social security number of any person.

C. The provisions of this section shall not prohibit the State Department of Education or a board of education of a school district from requesting any student who wishes to enroll in or is enrolled in any public school in this state to disclose the social security account number of the student ~~in order for the Department to administer any provision of the Oklahoma School Testing Program Act, Sections 1210.505 through 1210.511 of Title 70 of the Oklahoma Statutes or for the collection of appropriate and necessary data pursuant to the Oklahoma Educational Indicators Program, Section 1210.531 of Title 70 of the Oklahoma Statutes~~ for the purposes set forth in Section 4 of this act. The State Department of Education or a board of education of a school district shall not deny to any student any right, benefit, or privilege provided by law because of the refusal by the student to disclose the social security account number of the student. If the State Department of Education or a board of education of a school district requests a student to disclose the student's social security account number, the State Department of Education or a board of education of a school district shall inform the student by what statutory or other authority such number is solicited and what uses will be made of the number.

~~D. The State Board of Education is authorized to develop an alternative accountability system for tracking students to administer any provision of the Oklahoma School Testing Program Act, Sections 1210.505 through 1210.511 of Title 70 of the Oklahoma Statutes or for the collection of appropriate and necessary data pursuant to the Oklahoma Educational Indicators Program, Section 1210.531 of Title 70 of the Oklahoma Statutes. The accountability~~

~~system shall be developed only if, in the determination of the Board, the provisions of subsection C of this section are not sufficient to allow for the adequate implementation of the provisions of the Oklahoma School Testing Program Act or the Oklahoma Educational Indicators Program.~~

SECTION 4. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 24-141 of Title 70, unless there is created a duplication in numbering, reads as follows:

The State Board of Education is authorized to develop an accountability system for tracking students to administer any provision of the Oklahoma School Testing Program Act, Section 1210.505 et seq. of Title 70 of the Oklahoma Statutes, to collect appropriate and necessary data to administer the Oklahoma Educational Indicators Program, Section 1210.531 of Title 70 of the Oklahoma Statutes, and to administer and coordinate other programs for which the Board is responsible as the Board deems appropriate. The State Board of Education may use a student's social security account number as the primary student identification number provided the number is requested in the manner prescribed in Section 3111 of Title 74 of the Oklahoma Statutes. A random number shall be assigned to students who do not disclose their social security numbers.

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

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