

STATE OF OKLAHOMA

1st Session of the 45th Legislature (1995)

HOUSE BILL NO. 1452

By: Greenwood

AS INTRODUCED

An Act relating to schools; allowing parental review of certain assessment instruments administered by the school; allowing parents to withhold assessment instruments from grading for certain types of questions; providing for certain hearing; allowing student to retake test; directing the State Board of Education to adopt rules; providing for codification; providing an effective date; and declaring an emergency.

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 1210.513 of Title 70, unless there is created a duplication in numbering, reads as follows:

A. The parent or legal guardian of a student to whom a test is administered pursuant to the provisions of the Oklahoma School Testing Program Act shall be entitled to review the assessment instrument after the test or tests have been administered to the student but before the test is graded or, if the test is to be graded at a place outside the school district, before the test is scheduled to be sent for grading.

B. If after reviewing an assessment instrument as provided in subsection A of this section, the parent or guardian finds that a question or questions on the assessment instrument is not performance based or academic in nature and proves that fact to the satisfaction of the board of education of the school district at a hearing held for that purpose, the parent may choose to have the test of the student withheld from grading. The student shall be given an opportunity to retake the test with the objectionable question or questions removed.

C. The State Board of Education shall adopt rules necessary to implement the provisions of this section.

SECTION 2. This act shall become effective July 1, 1995.

SECTION 3. 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.

45-1-5430

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