

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 1769

By: Paddock of the Senate

and

6 Coody of the House

7
8
9 COMMITTEE SUBSTITUTE

10 An Act relating to schools; providing funds for
11 student remediation contingent on funding; specifying
12 criteria for funding amounts; directing State
13 Department of Education to disburse certain funds by
14 certain deadline; specifying funding amounts to be
15 based on certain test results; establishing process
16 for reimbursement for administration of certain
17 alternative assessments; stating purpose for
18 remediation; authorizing certain means of providing
19 remediation; requiring certain report by districts;
20 directing State Board of Education to promulgate
21 rules; directing State Department of Education to
22 conduct survey to determine ability of districts to
23 comply with certain law; requiring report by certain
24 deadline; providing for codification; providing for
noncodification; 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 1210.526 of Title 70, unless
there is created a duplication in numbering, reads as follows:

1 A. Contingent on the provision of appropriated funds designated
2 for the Achieving Classroom Excellence Act of 2005, school districts
3 shall be eligible for funding as follows:

4 1. A maximum of Two Hundred Forty Dollars (\$240.00) for
5 remediation for each subject-specific test by a student that
6 resulted in a score at the unsatisfactory level and for which the
7 student has been found to be in need of remediation pursuant to
8 Sections 1210.522 and 1210.523 of Title 70 of the Oklahoma Statutes;

9 2. A maximum of One Hundred Eighty Dollars (\$180.00) for
10 remediation for each subject-specific test by a student that
11 resulted in a score at the limited knowledge level and for which the
12 student has been found to be in need of remediation pursuant to
13 Sections 1210.522 and 1210.523 of Title 70 of the Oklahoma Statutes;

14 3. Funds for remediation as provided for in paragraphs 1 and 2
15 of this subsection shall be disbursed by the State Department of
16 Education by September 1 of each year and shall be based on the most
17 recent test results available from the previous school year or
18 summer test administration; and

19 4. Claims for reimbursement for costs associated with
20 administration of alternative assessments as required by Section
21 1210.523 of Title 70 of the Oklahoma Statutes shall be filed with
22 the State Department of Education at the end of each school semester
23 or prior to the end of the fiscal year in which the alternative
24 assessment is provided. Claims from summer alternative assessment

1 administration provided in July or August shall be filed with the
2 first semester claim of the subsequent school year. Claims shall be
3 reimbursed in a timely manner.

4 B. Remediation provided pursuant to this section by school
5 districts shall be for the purpose of assisting students in
6 performing at least at the satisfactory level on the applicable
7 criterion-referenced tests in reading and mathematics at the eighth-
8 grade level, or the applicable end-of-instruction tests as required
9 in Section 1210.523 of Title 70 of the Oklahoma Statutes, or an
10 alternative assessment if eligible. Remediation may be provided by
11 means which may include, but are not limited to, tutoring,
12 additional help during the school day, extended-day programs,
13 Saturday programs, summer programs, online coursework, or other
14 supplementary services.

15 C. School districts shall report on their use of funds for
16 remediation as provided for in this section to the State Board of
17 Education in a manner prescribed by the Board.

18 D. The State Board of Education shall promulgate rules to
19 implement the provisions of this section.

20 SECTION 2. NEW LAW A new section of law not to be
21 codified in the Oklahoma Statutes reads as follows:

22 The State Department of Education shall conduct a survey of the
23 public school districts to determine the ability of districts to
24 comply with the provisions of Section 1210.508 of Title 70 of the

1 Oklahoma Statutes that require districts to administer the
2 criterion-referenced tests at eighth grade and the end-of-
3 instruction tests at the secondary level online and within the
4 limitations of the testing window dates established by the State
5 Board of Education.

6 The State Department of Education shall submit a report to the
7 Legislature and Governor by December 1, 2008, on the results of the
8 survey, identification of the challenges confronting districts, and
9 recommended solutions that will provide districts with the ability
10 to comply with the law.

11 SECTION 3. This act shall become effective July 1, 2008.

12 SECTION 4. It being immediately necessary for the preservation
13 of the public peace, health and safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

16

17 51-2-11080 AM 04/10/08

18

19

20

21

22

23

24