

THE HOUSE OF REPRESENTATIVES
Tuesday, April 15, 2008

Committee Substitute for
ENGROSSED
Senate Bill No. 1769

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 1769 - By:
PADDACK of the Senate and COODY of the House.

An Act relating to schools; providing funds for student remediation contingent on funding; specifying criteria for funding amounts; directing State Department of Education to disburse certain funds by certain deadline; specifying funding amounts to be based on certain test results; establishing process for reimbursement for administration of certain alternative assessments; stating purpose for remediation; authorizing certain means of providing remediation; requiring certain report by districts; directing State Board of Education to promulgate rules; directing State Department of Education to conduct survey to determine ability of districts to comply with certain law; requiring report by certain 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:

- 1 SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma
2 Statutes as Section 1210.526 of Title 70, unless there is created a duplication in
3 numbering, reads as follows:
- 4 A. Contingent on the provision of appropriated funds designated for the Achieving
5 Classroom Excellence Act of 2005, school districts shall be eligible for funding as follows:

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

5 2. A maximum of One Hundred Eighty Dollars (\$180.00) for remediation for each
6 subject-specific test by a student that resulted in a score at the limited knowledge level
7 and for which the 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 3. Funds for remediation as provided for in paragraphs 1 and 2 of this subsection
10 shall be disbursed by the State Department of Education by September 1 of each year
11 and shall be based on the most recent test results available from the previous school year
12 or summer test administration; and

13 4. Claims for reimbursement for costs associated with administration of alternative
14 assessments as required by Section 1210.523 of Title 70 of the Oklahoma Statutes shall
15 be filed with the State Department of Education at the end of each school semester or
16 prior to the end of the fiscal year in which the alternative assessment is provided.
17 Claims from summer alternative assessment administration provided in July or August
18 shall be filed with the first semester claim of the subsequent school year. Claims shall be
19 reimbursed in a timely manner.

20 B. Remediation provided pursuant to this section by school districts shall be for the
21 purpose of assisting students in performing at least at the satisfactory level on the
22 applicable criterion-referenced tests in reading and mathematics at the eighth-grade

1 level, or the applicable end-of-instruction tests as required in Section 1210.523 of Title 70
2 of the Oklahoma Statutes, or an alternative assessment if eligible. Remediation may be
3 provided by means which may include, but are not limited to, tutoring, additional help
4 during the school day, extended-day programs, Saturday programs, summer programs,
5 online coursework, or other supplementary services.

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

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

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

12 The State Department of Education shall conduct a survey of the public school
13 districts to determine the ability of districts to comply with the provisions of Section
14 1210.508 of Title 70 of the Oklahoma Statutes that require districts to administer the
15 criterion-referenced tests at eighth grade and the end-of-instruction tests at the
16 secondary level online and within the limitations of the testing window dates established
17 by the State Board of Education.

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

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

1 SECTION 4. It being immediately necessary for the preservation of the public
2 peace, health and safety, an emergency is hereby declared to exist, by reason whereof
3 this act shall take effect and be in full force from and after its passage and approval.
4 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION, dated 04-14-08 - DO
5 PASS, As Amended.