

THE HOUSE OF REPRESENTATIVES  
Monday, April 13, 2009

Committee Substitute for  
ENGROSSED  
Senate Bill No. 867

COMMITTEE SUBSTITUTE FOR ENGROSSED SENATE BILL NO. 867 - By:  
ANDERSON of the Senate and MCNIEL AND CANNADAY of the House.

An Act relating to schools; amending Section 6, Chapter 432, O.S.L. 2005, as amended by Section 6, Chapter 289, O.S.L. 2006 (70 O.S. Supp. 2008, Section 1210.523), which relates to mastery of state academic content standards; adding subjects that technology center schools may provide remediation and intervention in to certain students; and declaring an emergency.

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

1           SECTION 1.   AMENDATORY   Section 6, Chapter 432, O.S.L. 2005, as amended  
2 by Section 6, Chapter 289, O.S.L. 2006 (70 O.S. Supp. 2008, Section 1210.523), is  
3 amended to read as follows:

4           Section 1210.523 A. Except as provided in subsections D and E of this section,  
5 beginning with students entering the ninth grade in the 2008-2009 school year, every  
6 student shall demonstrate mastery of the state academic content standards in the  
7 following subject areas in order to graduate from a public high school with a standard  
8 diploma:

- 9           1. Algebra I;
- 10          2. English II; and

1           3. Two of the following five:

2           a.     Algebra II,

3           b.     Biology I,

4           c.     English III,

5           d.     Geometry, and

6           e.     United States History.

7           B. To demonstrate mastery, the student shall attain at least a satisfactory score on

8 the end-of-instruction criterion-referenced tests administered pursuant to Section

9 1210.508 of this title.

10          C. Notwithstanding any other provision of law, students who do not attain at least

11 a satisfactory score on any end-of-instruction test shall be provided remediation and the

12 opportunity to retake the test until at least a satisfactory score is attained on the tests of

13 Algebra I, English II and two of the tests required in paragraph 3 of subsection A of this

14 section or an approved alternative test. Technology center schools shall be authorized to

15 provide intervention and remediation in Algebra I, Algebra II, Geometry, English II,

16 English III, United States History, and Biology I to students enrolled in technology

17 center schools, with the approval of the independent school district board.

18          D. 1. Students who do not meet the requirements of subsection A of this section

19 may graduate from a public high school with a standard diploma by demonstrating

20 mastery of state academic content standards by alternative methods as approved by the

21 State Board of Education.

1           2. The State Board of Education shall adopt rules providing for necessary student  
2 exceptions and exemptions to the requirements of this section. The Board shall collect  
3 data by school site and district on the number of students provided and categories of  
4 exceptions and exemptions granted. Beginning October 1, 2012, the Board shall provide  
5 an annual report of this data to the Governor, President Pro Tempore of the State Senate  
6 and Speaker of the House of Representatives.

7           E. 1. Students who have individualized education programs pursuant to the  
8 Individuals with Disabilities Education Act (IDEA) shall have an appropriate statement  
9 on the student's individualized education program requiring administration of the  
10 assessment with or without accommodations or an alternate assessment. Any  
11 accommodations normally employed for the assessment shall be approved by the State  
12 Board of Education and be provided for in the individualized education program. All  
13 documentation for each student shall be on file in the school prior to administration of  
14 the assessment.

15           2. Students identified as English language learners shall be assessed in a valid and  
16 reliable manner with the state academic assessments with acceptable accommodations as  
17 necessary or, to the extent practicable, with alternate assessments aligned to the state  
18 assessment provided by the school district in the language and form most likely to yield  
19 accurate data of the student's knowledge of the content areas.

20           F. The State Board of Education shall be authorized to contract with an entity to  
21 develop and advise on the implementation of a communications campaign to build public  
22 understanding of and support for the testing requirements of this section.

1           SECTION 2. 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 COMMON EDUCATION, dated 04-09-09  
5 - DO PASS, As Amended and Coauthored.