

1 STATE OF OKLAHOMA

2 1st Session of the 53rd Legislature (2011)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 HOUSE BILL 1456

By: Denney, Nelson, Kern,
Condit, Hall and Derby of
the House

6 and

7 Jolley of the Senate
8
9

10 COMMITTEE SUBSTITUTE

11 An Act relating to schools; directing the State Board
12 of Education to prepare an annual report of school
13 achievement; specifying contents of the report;
14 requiring schools to be identified by grades; listing
15 grades; requiring certain schools to receive a school
16 grade; providing certain exceptions; establishing
17 basis for the grade of a school; specifying criteria;
18 specifying criteria for high schools; specifying
19 criteria for middle and elementary schools; listing
20 student test data used to determine a school grade;
21 specifying certain data to be used to determine a
22 high school grade; requiring reporting of school
23 improvement ratings; providing for certain
24 recognition; directing the State Department of
Education to develop a school report card; requiring
delivery of the school report card to parents;
specifying contents of the school report card;
requiring school report cards to be published on the
Department website; providing for calculation of
performance-based funding; requiring school district
grades to be included on school report cards;
providing for calculation of a school district grade;
directing the Board to promulgate rules; and
providing for codification.

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

2 SECTION 1. NEW LAW A new section of law to be codified
3 in the Oklahoma Statutes as Section 1210.545 of Title 70, unless
4 there is created a duplication in numbering, reads as follows:

5 A. As part of the accountability system developed as provided
6 for in Section 1210.541 of Title 70 of the Oklahoma Statutes, the
7 State Board of Education shall prepare annual reports of the results
8 of the Oklahoma School Testing Program which describe student
9 achievement in the state, each school district, and each school
10 site. The Board shall prescribe the design and content of the
11 reports, which shall include, without limitation, descriptions of
12 the performance of all schools participating in the Oklahoma School
13 Testing Program and all of the major student populations as
14 determined by the Board, and shall also include the median scores of
15 all eligible students who scored at or in the lowest twenty-fifth
16 (25%) percentile of the state in the previous school year. The
17 confidentiality of individual student records shall be preserved as
18 required by law.

19 B. The annual report as required pursuant to subsection A of
20 this section shall identify school districts and school sites as
21 having one of the following grades, defined according to rules of
22 the State Board of Education:

- 23 1. "A" means schools making excellent progress;
24 2. "B" means schools making above average progress;

1 3. "C" means schools making satisfactory progress;

2 4. "D" means schools making less than satisfactory progress;

3 and

4 5. "F" means schools failing to make adequate progress.

5 C. Each school that has students who are tested and included in
6 the school grading system as provided for in this section shall
7 receive a school grade, except as follows:

8 1. A school shall not receive a school grade if the number of
9 students tested and included in the school grading system is less
10 than the minimum sample size necessary, based on accepted
11 professional practice, for statistical reliability and prevention of
12 the unlawful release of personally identifiable student data; and

13 2. A school that serves any combination of students in
14 kindergarten through grade three which does not receive a school
15 grade because the students are not tested and included in the school
16 grading system shall receive the school grade designation of a
17 feeder pattern school identified by the State Department of
18 Education and verified by the school district. A school feeder
19 pattern exists if at least sixty percent (60%) of the students in
20 the school serving a combination of students in kindergarten through
21 grade three are scheduled to be assigned to the graded school.

22 D. The grade of a school shall be based on a combination of:

23 1. Thirty-three percent (33%) on student test scores, including
24 achievement on all criterion-referenced tests and end-of-instruction

1 tests administered under Section 1210.508 of Title 70 of the
2 Oklahoma Statutes and alternative test scores administered to
3 students pursuant to Section 1210.523 of Title 70 of the Oklahoma
4 Statutes;

5 2. Seventeen percent (17%) on student learning gains in reading
6 and mathematics as measured by criterion-referenced tests and end-
7 of-instruction tests administered under Section 1210.508 of Title 70
8 of the Oklahoma Statutes;

9 3. Seventeen percent (17%) on improvement of the lowest twenty-
10 fifth percentile of students in the school in reading and
11 mathematics on the criterion-referenced tests and end-of-instruction
12 tests administered under Section 1210.508 of Title 70 of the
13 Oklahoma Statutes, unless these students are exhibiting satisfactory
14 performance; and

15 4. Thirty-three percent (33%) on whole school improvement,
16 which shall include:

17 a. for schools comprised of high school grades:

18 (1) the high school graduation rate of the school,

19 (2) the performance and participation of students in

20 College Board Advanced Placement courses,

21 International Baccalaureate courses, concurrent

22 enrollment courses, Advanced International

23 Certificate of Education courses, and the

24 achievement of students on national industry

1 certification identified pursuant to rules
2 adopted by the Board,

3 (3) postsecondary readiness of students as measured
4 by the SAT tests administered by the College
5 Board or the American College Test (ACT),

6 (4) the high school graduation rate of students who
7 scored at limited knowledge or unsatisfactory on
8 the eighth-grade criterion-referenced tests in
9 reading and mathematics,

10 (5) as valid data becomes available, the performance
11 of students on the end-of-instruction tests
12 administered under Section 1210.508 of Title 70
13 of the Oklahoma Statutes, and

14 (6) the growth or decline in the components listed in
15 divisions (1) through (5) of this subparagraph
16 from year to year, and

17 b. for schools comprised of middle school grades and
18 elementary school grades:

19 (1) the drop-out rate of the school,

20 (2) the percentage of students who are taking higher
21 level coursework at a satisfactory or higher
22 level, and

23 (3) any other factors selected by the State
24 Superintendent of Public Instruction.

1 E. Student test data used in determining school grades shall
2 include:

3 1. The aggregate scores of all eligible students enrolled in
4 the school who have been administered the criterion-referenced tests
5 and end-of-instruction tests administered under Section 1210.508 of
6 Title 70 of the Oklahoma Statutes;

7 2. The aggregate scores of all eligible students enrolled in
8 the school who have been administered the criterion-referenced tests
9 and end-of-instruction tests administered under Section 1210.508 of
10 Title 70 of the Oklahoma Statutes, and who have scored at or in the
11 lowest twenty-fifth percentile of students in the school in reading
12 and mathematics, unless these students are exhibiting satisfactory
13 performance; and

14 3. For schools comprised of high school grades, the data listed
15 in paragraphs 1 through 3 of this subsection, and the following data
16 as the State Department of Education determines the data are valid
17 and available:

18 a. the high school graduation rate of the school as
19 calculated by the Department,

20 b. the participation rate of all eligible students
21 enrolled in the school in College Board Advanced
22 Placement courses, International Baccalaureate
23 courses, concurrent enrollment courses, Advanced
24 International Certificate of Education courses, and

1 courses or sequence of courses leading to national
2 industry certification identified pursuant to rules
3 adopted by the Board,

4 c. the aggregate scores of all eligible students enrolled
5 in the school in College Board Advanced Placement
6 courses, International Baccalaureate courses, and
7 Advanced International Certificate of Education
8 courses,

9 d. earning of college credit by all eligible students
10 enrolled in the school in concurrent enrollment
11 programs as provided for in Section 628.13 of Title 70
12 of the Oklahoma Statutes,

13 e. earning of a national industry certification
14 identified pursuant to rules adopted by the Board,

15 f. the aggregate scores of all eligible students enrolled
16 in the school in reading, mathematics, and other
17 subjects as measured by the SAT test administered by
18 the College Board and the ACT,

19 g. the high school graduation rate of all eligible
20 students enrolled in the school who scored at limited
21 knowledge or unsatisfactory on the eighth-grade
22 criterion-referenced tests in reading and mathematics,
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24

1 h. the performance of students on statewide end-of-
2 instruction tests administered under Section 1210.508
3 of Title 70 of the Oklahoma Statutes, and

4 i. the growth or decline in the data components listed in
5 subparagraphs a through h of this paragraph from year
6 to year.

7 F. The annual report shall identify the performance of each
8 school as having improved, remained the same, or declined. This
9 school improvement rating shall be based on a comparison of the
10 student and school performance data of the current year to the
11 previous year data. Schools that improve at least one grade level
12 are eligible for school recognition as established by the Board
13 through the accountability system developed pursuant to Section
14 1210.541 of Title 70 of the Oklahoma Statutes.

15 G. The State Department of Education shall annually develop, in
16 collaboration with school districts and the Office of
17 Accountability, a school site report card to be delivered to parents
18 throughout each school district. The report card shall include the
19 grade for the school, information regarding school improvement, an
20 explanation of school performance as evaluated in accordance with
21 the Elementary and Secondary Education Act of 2001 (ESEA), P.L. No.
22 107-110, also known as the No Child Left Behind Act of 2001, and
23 indicators of return on investment. The report card for each school
24 site shall be published annually by the Department on its website,

1 and every school district shall provide the school site report card
2 to the parent or guardian of each student enrolled in the school
3 site.

4 H. The annual school site report card required by subsection G
5 of this section shall include school district grades, which shall
6 consist of weighted district average grades, by level, for all
7 school sites in the district. A weighted average grade for a school
8 district shall be calculated by weighting individual school grades
9 determined pursuant to this section by school enrollment.

10 I. The Legislature may factor in the performance of schools in
11 calculating any performance-based funding policy that is provided to
12 public school districts.

13 J. The State Board of Education shall promulgate rules to
14 implement the provisions of this section.

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