

1 providing for calculation of a school district grade;
2 directing the Board to promulgate rules; providing
3 for codification; providing an effective date; and
4 declaring an emergency.

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

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

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

23
24 HB1456 HFLR

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1 B. The annual report as required pursuant to subsection A of
2 this section shall identify schools as having one of the following
3 grades, defined according to rules of the State Board of Education:

- 4 1. "A" means schools making excellent progress;
- 5 2. "B" means schools making above average progress;
- 6 3. "C" means schools making satisfactory progress;
- 7 4. "D" means schools making less than satisfactory progress;

8 and

- 9 5. "F" means schools failing to make adequate progress.

10 C. Each school designated with a grade of "A" making excellent
11 progress, or having improved at least two grade levels, shall have
12 greater authority over the allocation of the total budget of the
13 school that is generated from the State Aid formula, lottery funds,
14 grants, and local funds, as specified in Board rules. The rules
15 promulgated by the Board shall provide that the increased budget
16 authority shall remain in effect until the grade of the school
17 declines.

18 D. Each school that has students who are tested and included in
19 the school grading system as provided for in this section shall
20 receive a school grade, except as follows:

- 21 1. A school shall not receive a school grade if the number of
22 students tested and included in the school grading system is less
23 than the minimum sample size necessary, based on accepted

1 professional practice, for statistical reliability and prevention of
2 the unlawful release of personally identifiable student data; and

3 2. A school that serves any combination of students in
4 kindergarten through grade three which does not receive a school
5 grade because the students are not tested and included in the school
6 grading system shall receive the school grade designation of a
7 feeder pattern school identified by the State Department of
8 Education and verified by the school district. A school feeder
9 pattern exists if at least sixty percent (60%) of the students in
10 the school serving a combination of students in kindergarten through
11 grade three are scheduled to be assigned to the graded school.

12 E. The grade of a school shall be based on a combination of:

13 1. Student test scores, including achievement on all criterion-
14 referenced tests and end-of-instruction tests administered under
15 Section 1210.508 of Title 70 of the Oklahoma Statutes and
16 alternative test scores administered to students pursuant to Section
17 1210.523 of Title 70 of the Oklahoma Statutes;

18 2. Student learning gains in reading and mathematics as
19 measured by criterion-referenced tests and end-of-instruction tests
20 administered under Section 1210.508 of Title 70 of the Oklahoma
21 Statutes;

22 3. Improvement of the lowest twenty-fifth percentile of
23 students in the school in reading and mathematics on the criterion-

24
HB1456 HFLR

1 referenced tests and end-of-instruction tests administered under
2 Section 1210.508 of Title 70 of the Oklahoma Statutes, unless these
3 students are exhibiting satisfactory performance;

4 4. For schools comprised of high school grades, fifty percent
5 (50%) of the school grade shall be based on a combination of the
6 factors listed in paragraphs 1 through 3 of this subsection and the
7 remaining fifty percent (50%) on the following factors:

- 8 a. the high school graduation rate of the school,
- 9 b. the performance and participation of students in
10 College Board Advanced Placement courses,
11 International Baccalaureate courses, concurrent
12 enrollment courses, Advanced International Certificate
13 of Education courses, and the achievement of students
14 on national industry certification identified pursuant
15 to rules adopted by the Board,
- 16 c. postsecondary readiness of students as measured by the
17 SAT tests administered by the College Board or the
18 American College Test (ACT),
- 19 d. the high school graduation rate of students who scored
20 at limited knowledge or unsatisfactory on the eighth-
21 grade criterion-referenced tests in reading and
22 mathematics,

1 e. as valid data becomes available, the performance of
2 students on the end-of-instruction tests administered
3 under Section 1210.508 of Title 70 of the Oklahoma
4 Statutes, and

5 f. the growth or decline in the components listed in
6 subparagraphs a through e of this paragraph from year
7 to year.

8 F. Student test data used in determining school grades shall
9 include:

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

14 2. The aggregate scores of all eligible students enrolled in
15 the school who have been administered the criterion-referenced tests
16 and end-of-instruction tests administered under Section 1210.508 of
17 Title 70 of the Oklahoma Statutes, and who have scored at or in the
18 lowest twenty-fifth percentile of students in the school in reading
19 and mathematics, unless these students are exhibiting satisfactory
20 performance;

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

3 a. the high school graduation rate of the school as
4 calculated by the Department,

5 b. the participation rate of all eligible students
6 enrolled in the school in College Board Advanced
7 Placement courses, International Baccalaureate
8 courses, concurrent enrollment courses, Advanced
9 International Certificate of Education courses, and
10 courses or sequence of courses leading to national
11 industry certification identified pursuant to rules
12 adopted by the Board,

13 c. the aggregate scores of all eligible students enrolled
14 in the school in College Board Advanced Placement
15 courses, International Baccalaureate courses, and
16 Advanced International Certificate of Education
17 courses,

18 d. earning of college credit by all eligible students
19 enrolled in the school in concurrent enrollment
20 programs as provided for in Section 628.13 of Title 70
21 of the Oklahoma Statutes,

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

24

HB1456 HFLR

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- 1 f. the aggregate scores of all eligible students enrolled
2 in the school in reading, mathematics, and other
3 subjects as measured by the SAT test administered by
4 the College Board and the ACT,
- 5 g. the high school graduation rate of all eligible
6 students enrolled in the school who scored at limited
7 knowledge or unsatisfactory on the eighth-grade
8 criterion-referenced tests in reading and mathematics,
- 9 h. the performance of students on statewide end-of-
10 instruction tests administered under Section 1210.508
11 of Title 70 of the Oklahoma Statutes, and
- 12 i. the growth or decline in the data components listed in
13 subparagraphs a through h of this paragraph from year
14 to year.

15 G. The State Board of Education shall adopt appropriate
16 criteria for each school grade. The criteria shall also give added
17 weight to student achievement in reading. Schools designated with a
18 grade of "C", making satisfactory progress, shall be required to
19 demonstrate that adequate progress has been made by students in the
20 school who are in the lowest twenty-fifth percentile in reading and
21 mathematics on the criterion-referenced tests and end-of-instruction
22 tests administered under Section 1210.508 of Title 70 of the
23 Oklahoma Statutes, unless these students are exhibiting satisfactory

1 performance. For schools comprised of high school grades, the
2 criteria for school grades shall also give added weight to the
3 graduation rate of all students in the school who are in the lowest
4 twenty-fifth percentile in reading and mathematics end-of-
5 instruction tests administered under Section 1210.508 of Title 70 of
6 the Oklahoma Statutes, unless these students are exhibiting
7 satisfactory performance. In order for a high school to be
8 designated as having a grade of "A", making excellent progress, the
9 school shall demonstrate that students as described above are making
10 adequate progress.

11 H. The annual report shall identify the performance of each
12 school as having improved, remained the same, or declined. This
13 school improvement rating shall be based on a comparison of the
14 student and school performance data of the current year to the
15 previous year data. Schools that improve at least one grade level
16 are eligible for school recognition as established by the Board
17 through the accountability system developed pursuant to Section
18 1210.541 of Title 70 of the Oklahoma Statutes.

19 I. The Department of Education shall annually develop, in
20 collaboration with school districts, a school site report card to be
21 delivered to parents throughout each school district. The report
22 card shall include the grade for the school, information regarding
23 school improvement, an explanation of school performance as

24
HB1456 HFLR

1 evaluated in accordance with the Elementary and Secondary Education
2 Act of 2001 (ESEA), P.L. No. 107-110, also known as the No Child
3 Left Behind Act of 2001, and indicators of return on investment.
4 Each report card for a school site shall be published annually by
5 the Department on its website, and the school district shall provide
6 the school report card to each parent.

7 J. The Legislature may factor in the performance of schools in
8 calculating any performance-based funding policy that is provided to
9 public school districts.

10 K. The annual school report card required by subsection I of
11 this section shall include district grades, which shall consist of
12 weighted district average grades, by level, for all school sites in
13 the district. A weighted average grade for a school district shall
14 be calculated by weighting individual school grades determined
15 pursuant to this section by school enrollment.

16 L. The State Board of Education shall promulgate rules to
17 implement the provisions of this section.

18 SECTION 2. This act shall become effective July 1, 2011.

19 SECTION 3. It being immediately necessary for the preservation
20 of the public peace, health and safety, an emergency is hereby
21 declared to exist, by reason whereof this act shall take effect and
22 be in full force from and after its passage and approval.

23 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02-17-2011
24 - DO PASS, As Amended and Coauthored.

HB1456 HFLR

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