

1 STATE OF OKLAHOMA

2 2nd Session of the 53rd Legislature (2012)

3 HOUSE BILL 2494

By: Denney

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 1210.545, which relates to the Oklahoma
9 School Testing Program annual report; updating
10 statutory citations; adding certain data to be used
11 to determine a high school grade; providing an
12 effective date; and declaring an emergency.

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

14 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.545, is
15 amended to read as follows:

16 Section 1210.545 A. As part of the accountability system
17 developed as provided for in Section 1210.541 of ~~Title 70 of the~~
18 ~~Oklahoma Statutes~~ this title, the State Board of Education shall
19 prepare annual reports of the results of the Oklahoma School Testing
20 Program which describe student achievement in the state, each school
21 district, and each school site. The Board shall prescribe the
22 design and content of the reports, which shall include, without
23 limitation, descriptions of the performance of all schools
24 participating in the Oklahoma School Testing Program and all of the

1 major student populations as determined by the Board, and shall also
2 include the median scores of all eligible students who scored at or
3 in the lowest twenty-fifth percentile of the state in the previous
4 school year. The confidentiality of individual student records
5 shall be preserved as required by law.

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

- 10 1. "A" means schools making excellent progress;
- 11 2. "B" means schools making above average progress;
- 12 3. "C" means schools making satisfactory progress;
- 13 4. "D" means schools making less than satisfactory progress;
- 14 and
- 15 5. "F" means schools failing to make adequate progress.

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

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

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

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

11 1. Thirty-three percent (33%) on student test scores, including
12 achievement on all criterion-referenced tests and end-of-instruction
13 tests administered under Section 1210.508 of ~~Title 70 of the~~
14 ~~Oklahoma Statutes~~ this title and alternative test scores
15 administered to students pursuant to Section 1210.523 of ~~Title 70 of~~
16 ~~the Oklahoma Statutes~~ this title;

17 2. Seventeen percent (17%) on student learning gains in reading
18 and mathematics as measured by criterion-referenced tests and end-
19 of-instruction tests administered under Section 1210.508 of ~~Title 70~~
20 ~~of the Oklahoma Statutes~~ this title;

21 3. Seventeen percent (17%) on improvement of the lowest twenty-
22 fifth percentile of students in the school in reading and
23 mathematics on the criterion-referenced tests and end-of-instruction
24 tests administered under Section 1210.508 of ~~Title 70 of the~~

1 ~~Oklahoma Statutes~~ this title, unless these students are exhibiting
2 satisfactory performance; and

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

5 a. for schools comprised of high school grades:

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

7 (2) the performance and participation of students in

8 College Board Advanced Placement courses,

9 International Baccalaureate courses, concurrent

10 enrollment courses, Advanced International

11 Certificate of Education courses, and the

12 achievement of students on national industry

13 certification identified pursuant to rules

14 adopted by the Board,

15 (3) postsecondary readiness of students as measured

16 by the SAT tests administered by the College

17 Board or the American College Test (ACT),

18 (4) the high school graduation rate of students who

19 scored at limited knowledge or unsatisfactory on

20 the eighth-grade criterion-referenced tests in

21 reading and mathematics,

22 (5) as valid data becomes available, the performance

23 of students on the end-of-instruction tests

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1 administered under Section 1210.508 of ~~Title 70~~
2 ~~of the Oklahoma Statutes~~ this title, and

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

6 b. for schools comprised of middle school grades and
7 elementary school grades:

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

9 (2) the percentage of students who are taking higher
10 level coursework at a satisfactory or higher
11 level, and

12 (3) any other factors selected by the State
13 Superintendent of Public Instruction.

14 E. Student test data used in determining school grades shall
15 include:

16 1. The aggregate scores of all eligible students enrolled in
17 the school who have been administered the criterion-referenced tests
18 and end-of-instruction tests administered under Section 1210.508 of
19 ~~Title 70 of the Oklahoma Statutes~~ this title;

20 2. The aggregate scores of all eligible students enrolled in
21 the school who have been administered the criterion-referenced tests
22 and end-of-instruction tests administered under Section 1210.508 of
23 ~~Title 70 of the Oklahoma Statutes~~ this title, and who have scored at
24 or in the lowest twenty-fifth percentile of students in the school

1 in reading and mathematics, unless these students are exhibiting
2 satisfactory performance; and

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

7 a. the high school graduation rate of the school as
8 calculated by the Department,

9 b. the participation rate of all eligible students
10 enrolled in the school in College Board Advanced
11 Placement courses whether taught at a high school, a
12 technology center school, or a regional site of the
13 Oklahoma School of Science and Mathematics,
14 International Baccalaureate courses, concurrent
15 enrollment courses, Advanced International Certificate
16 of Education courses, ~~and~~ courses or sequence of
17 courses leading to national industry certification
18 identified pursuant to rules adopted by the Board,
19 courses or sequence of courses granted cooperative
20 college alliance credit taken at a technology center
21 school, and science, technology, engineering and
22 mathematics courses taken at a regional site of the
23 Oklahoma School of Science and Mathematics,

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- 1 c. the aggregate scores of all eligible students enrolled
2 in the school in College Board Advanced Placement
3 courses whether taught at a high school, a technology
4 center school, or a regional site of the Oklahoma
5 School of Science and Mathematics, International
6 Baccalaureate courses, and Advanced International
7 Certificate of Education courses,
- 8 d. earning of college credit by all eligible students
9 enrolled in the school in concurrent enrollment
10 programs as provided for in Section 628.13 of ~~Title 70~~
11 ~~of the Oklahoma Statutes~~ this title and in cooperative
12 college alliance courses taken at a technology center
13 school,
- 14 e. earning of a national industry certification
15 identified pursuant to rules adopted by the Board,
- 16 f. the aggregate scores of all eligible students enrolled
17 in the school in reading, mathematics, and other
18 subjects as measured by the SAT test administered by
19 the College Board and the ACT,
- 20 g. the high school graduation rate of all eligible
21 students enrolled in the school who scored at limited
22 knowledge or unsatisfactory on the eighth-grade
23 criterion-referenced tests in reading and mathematics,
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- 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~~ this title, 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 j. the percentage of all eligible students enrolled in
8 the school pursuing career majors at technology center
9 schools, and
10 k. the percentage of all eligible students enrolled in
11 the school earning a score of three (3) or higher on
12 any WorkKey assessment developed by ACT.

13 F. The annual report shall identify the performance of each
14 school as having improved, remained the same, or declined. This
15 school improvement rating shall be based on a comparison of the
16 student and school performance data of the current year to the
17 previous year data. Schools that improve at least one grade level
18 are eligible for school recognition as established by the Board
19 through the accountability system developed pursuant to Section
20 1210.541 of ~~Title 70 of the Oklahoma Statutes~~ this title.

21 G. The State Department of Education shall annually develop, in
22 collaboration with school districts and the Office of
23 Accountability, a school site report card to be delivered to parents
24 throughout each school district. The report card shall include the

1 grade for the school, information regarding school improvement, an
2 explanation of school performance as evaluated in accordance with
3 the Elementary and Secondary Education Act of 2001 (ESEA), P.L. No.
4 107-110, also known as the No Child Left Behind Act of 2001, and
5 indicators of return on investment. The report card for each school
6 site shall be published annually by the Department on its website,
7 and every school district shall provide the school site report card
8 to the parent or guardian of each student enrolled in the school
9 site.

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

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

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

21 SECTION 2. This act shall become effective July 1, 2012.

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

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