

1 STATE OF OKLAHOMA

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

3 SENATE BILL 348

By: Jolley

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5
6 AS INTRODUCED

7 An Act relating to school performance; requiring
8 State Department of Education to prepare certain
9 reports; requiring State Department of Education to
10 grade schools; providing certain exceptions;
11 providing certain criteria for grading; providing for
12 creation of an award; requiring development of
13 certain report card; requiring a parental
14 notification; providing mechanism for modifying
15 levels; directing promulgation of rules; providing
16 for codification; providing an effective date; and
17 declaring an emergency.

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

19 SECTION 1. NEW LAW A new section of law to be codified
20 in the Oklahoma Statutes as Section 5-149 of Title 70, unless there
21 is created a duplication in numbering, reads as follows:

22 A. The State Department of Education shall prepare annual
23 reports of the results of the statewide assessment program to
24 describe student achievement in the state, each district, and each
25 district and charter school. The State Department of Education
26 shall prescribe the design of these reports, which shall include
27 descriptions of the performance of all schools participating in the

1 assessment program and all of their major student populations as
2 determined by the State Department of Education. These reports must
3 also include the median scores of all eligible students who scored
4 at or in the lowest 25th percentile of the state in the previous
5 school year; provided, however, that the provisions of Family
6 Educational Rights and Privacy Act (FERPA), 20 U.S.C. Section 1232g
7 pertaining to student records and any similar state legislation
8 apply to this section.

9 B. The annual report shall identify schools and districts as
10 having one of the following grades:

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

16 C. Designation of School Grades. Each school that has students
17 who are tested and included in the school grading system shall
18 receive a school grade, except as follows: A school shall not
19 receive a school grade if the number of its students tested and
20 included in the school grading system is less than the minimum
21 sample size necessary, based on accepted professional practice, for
22 statistical reliability and prevention of the unlawful release of
23 personally identifiable student data under 20 U.S.C. Section 1232g
24 and similar state privacy laws.

1 D. A school's grade shall be based:

2 1. Fifty percent (50%) on student achievement scores on the
3 state annual accountability assessment for all students;

4 2. Twenty-five percent (25%) on gains in student achievement
5 scores for all students as measured by the state annual
6 accountability assessments; and

7 3. Twenty-five percent (25%) on gains in student achievement
8 scores of the lowest 25th percentile of students in the school in
9 reading and mathematics on the state annual accountability
10 assessment;

11 E. Student assessment data used in determining school grades
12 shall include:

13 1. The aggregate scores of all eligible students enrolled in
14 the school who have been assessed on the state annual accountability
15 assessment;

16 2. The gains in student achievement scores of all eligible
17 students enrolled in the school who have been assessed on the state
18 annual accountability assessment and who have scored at or in the
19 lowest 25th percentile of students in the school in reading and
20 mathematics;

21 3. The gains in student achievement scores of all eligible
22 students;

23 4. The term "eligible students" in this subparagraph does not
24 include students attending an alternative school who are subject to

1 district school board policies for expulsion for repeated or serious
2 offenses, who are in dropout retrieval programs serving students who
3 have officially been designated as dropouts, or who are in programs
4 operated or contracted by the Office of Juvenile Affairs.

5 F. The State Department of Education shall develop school
6 awards for schools that improve at least one grade level or maintain
7 an A school grade.

8 SECTION 2. NEW LAW A new section of law to be codified
9 in the Oklahoma Statutes as Section 5-149.1 of Title 70, unless
10 there is created a duplication in numbering, reads as follows:

11 A. The State Department of Education shall annually develop, in
12 collaboration with the school districts and the Office of
13 Accountability, a single school report card to be delivered to
14 parents throughout each school district. The report card shall
15 include the school's grade, the district's grade, information
16 regarding school improvement, an explanation of school performance
17 as evaluated by the federal No Child Left Behind Act of 2001, and
18 indicators of return on investment. The department on its website
19 shall publish each school's report card annually, and the school
20 district shall provide the school report card to each parent.

21 B. The Legislature may consider the performance of schools in
22 calculating any performance-based funding policy.

23 C. In any year in which eighty percent (80%) or more of the
24 statewide aggregate of elementary, middle and/or high schools earn a

1 grade of A or B, the Department shall raise the number of points
2 required to earn a school grade for that level of school by five
3 percent (5%) statewide.

4 SECTION 3. NEW LAW A new section of law to be codified
5 in the Oklahoma Statutes as Section 5-149.2 of Title 70, unless
6 there is created a duplication in numbering, reads as follows:

7 The State Board of Education shall promulgate rules to implement
8 the provisions of this act.

9 SECTION 4. This act shall become effective July 1, 2011.

10 SECTION 5. It being immediately necessary for the preservation
11 of the public peace, health and safety, an emergency is hereby
12 declared to exist, by reason whereof this act shall take effect and
13 be in full force from and after its passage and approval.

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