

1 STATE OF OKLAHOMA

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

3 SENATE BILL 349

By: Jolley

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5
6 AS INTRODUCED

7 An Act relating to school testing; amending Section
8 6, Chapter 432, O.S.L. 2005, as last amended by
9 Section 11, Chapter 456, O.S.L. 2009 (70 O.S. Supp.
10 2010, Section 1210.523), which relates to mastery of
11 state academic content standards; requiring the State
12 Board of Education to set rigor of end-of-instruction
13 tests; providing an effective date and declaring an
14 emergency.

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

16 SECTION 1. AMENDATORY Section 6, Chapter 432, O.S.L.
17 2005, as last amended by Section 11, Chapter 456, O.S.L. 2009 (70
18 O.S. Supp. 2010, Section 1210.523), is amended to read as follows:

19 Section 1210.523. A. Except as provided in subsections ~~D~~ E and
20 ~~E~~ F of this section, beginning with students entering the ninth
21 grade in the 2008-2009 school year, every student shall demonstrate
22 mastery of the state academic content standards in the following
23 subject areas in order to graduate from a public high school with a
24 standard diploma:

- 25 1. Algebra I;
- 26 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
8 proficient score on the end-of-instruction criterion-referenced
9 tests administered pursuant to Section 1210.508 of this title.

10 C. The State Board of Education shall ensure that all end-of-
11 instruction tests are set at a rigor of at least a tenth grade
12 level.

13 D. Notwithstanding any other provision of law, students who do
14 not attain at least a proficient score on any end-of-instruction
15 test shall be provided remediation and the opportunity to retake the
16 test until at least a proficient score is attained on the tests of
17 Algebra I, English II and two of the tests required in paragraph 3
18 of subsection A of this section or an approved alternative test.
19 Technology center schools shall be authorized to provide
20 intervention and remediation in Algebra I, Algebra II, Geometry,
21 English II, English III, United States History, and Biology I to
22 students enrolled in technology center schools, with the approval of
23 the independent school district board.

1 ~~D.~~ E. 1. Students who do not meet the requirements of
2 subsection A of this section may graduate from a public high school
3 with a standard diploma by demonstrating mastery of state academic
4 content standards by alternative methods as approved by the State
5 Board of Education.

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

14 ~~E.~~ F. 1. Students who have individualized education programs
15 pursuant to the Individuals with Disabilities Education Act (IDEA)
16 shall have an appropriate statement on the student's individualized
17 education program requiring administration of the assessment with or
18 without accommodations or an alternate assessment. Any
19 accommodations normally employed for the assessment shall be
20 approved by the State Board of Education and be provided for in the
21 individualized education program. All documentation for each
22 student shall be on file in the school prior to administration of
23 the assessment.

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

8 ~~F.~~ G. The State Board of Education shall be authorized to
9 contract with an entity to develop and advise on the implementation
10 of a communications campaign to build public understanding of and
11 support for the testing requirements of this section.

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

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

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