

1 STATE OF OKLAHOMA

2 1st Session of the 54th Legislature (2013)

3 HOUSE BILL 1989

By: Brumbaugh

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 3-163, as amended by Section 592, Chapter
9 304, O.S.L. 2012 (70 O.S. Supp. 2012, Section 3-163),
10 which relates to the P-20 Data Coordinating Council;
11 providing for certain interpretation regarding
12 release of student data; and providing an effective
13 date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2011, Section 3-163, as
16 amended by Section 592, Chapter 304, O.S.L. 2012 (70 O.S. Supp.
17 2012, Section 3-163), is amended to read as follows:

18 Section 3-163. A. There is hereby created to continue until
19 July 1, 2015, in accordance with the provisions of the Oklahoma
20 Sunset Law, the P-20 Data Coordinating Council.

21 B. The Council shall be composed of members as follows:

22 1. One member who shall serve as chair of the Council,
23 appointed by the Governor, and confirmed by the Senate;

24 2. The Chancellor of Higher Education, or designee;

- 1 3. The State Superintendent of Public Instruction, or designee;
- 2 4. The Director of the Oklahoma ~~State~~ Department of Career and
- 3 ~~Technical~~ Technology Education, or designee;
- 4 5. A member of the Senate, appointed by the President Pro
- 5 Tempore of the Senate;
- 6 6. A member of the House of Representatives, appointed by the
- 7 Speaker of the House of Representatives;
- 8 7. A staff member of the Office of Management and Enterprise
- 9 Services, appointed by the Director of the Office of Management and
- 10 Enterprise Services;
- 11 8. The Chief Information Officer, if such position is created
- 12 through enactment of legislation;
- 13 9. The Executive Director of the Oklahoma Employment Security
- 14 Commission, or designee;
- 15 10. The Director of the Office of Educational Quality and
- 16 Accountability, or designee;
- 17 11. A representative of a statewide business organization,
- 18 appointed by the Governor;
- 19 12. A representative of a statewide organization representing
- 20 public school superintendents, appointed by the Governor; and
- 21 13. A representative of a statewide organization representing
- 22 public school teachers, appointed by the Governor.
- 23 C. Appointments to the Council shall be made by July 1, 2009.
- 24 Meetings of the Council shall be held at least quarterly at the call

1 of the chair. Members shall serve at the pleasure of their
2 appointing authorities. A majority of the members of the Council
3 shall constitute a quorum to transact business, but no vacancy shall
4 impair the right of the remaining members to exercise all of the
5 powers of the Council. A vacancy on the Council shall be filled by
6 the original appointing authority. The Office of Management and
7 Enterprise Services, the State Department of Education, Oklahoma
8 Department of Career and Technology Education, and the Oklahoma
9 State Regents for Higher Education shall provide staff, support and
10 information as requested by the Council.

11 D. Members of the Council shall receive no compensation for
12 serving on the Council, but shall receive travel reimbursement as
13 follows:

14 1. State employees who are members of the Council shall be
15 reimbursed for travel expenses incurred in the performance of their
16 duties by their respective agencies in accordance with the State
17 Travel Reimbursement Act;

18 2. Legislative members shall be reimbursed in accordance with
19 Section 456 of Title 74 of the Oklahoma Statutes; and

20 3. All other members of the Council shall be reimbursed by the
21 Office of Management and Enterprise Services for travel expenses
22 incurred in the performance of their duties in accordance with the
23 State Travel Reimbursement Act.

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1 E. The Council shall advise the State Department of Education,
2 the State Regents for Higher Education, the Oklahoma Department of
3 Career and Technology Education, the Office of Educational Quality
4 and Accountability, the Oklahoma Employment Security Commission, the
5 Legislature, and the Governor on coordination of the creation of a
6 unified, longitudinal student data system to provide
7 interoperability and efficient and effective storage, use and
8 sharing of data among the State Department of Education, Oklahoma
9 Department of Career and Technology Education, Oklahoma State
10 Regents for Higher Education, Legislature, other policymakers and
11 executive agencies, and the general public.

12 F. The Council shall act in accordance with the provisions of
13 the Oklahoma Open Meeting Act and the Oklahoma Open Records Act.

14 G. By October 31, 2009, the P-20 Data Coordinating Council
15 shall complete an assessment of the current status of student data
16 systems in place by the State Department of Education, Oklahoma
17 Department of Career and Technology Education, and Oklahoma State
18 Regents for Higher Education. The P-20 Data Coordinating Council
19 may contract with a private consultant or consultants to assist in
20 the assessment, contingent upon the availability of funding. The
21 Council is hereby authorized to utilize any funds received
22 including, but not limited to, any state or federal funds, grants,
23 or private donations.

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1 H. By December 31, 2009, the Chair of the P-20 Data
2 Coordinating Council shall notify in writing the agencies set forth
3 in subsection G of this section of any actions necessary for each
4 agency to take to enable the move to a unified data system and shall
5 recommend any statutory changes necessary to the Legislature and the
6 Governor. The data system established shall include the elements
7 described in section 6401(e)(2)(D) of the America COMPETES Act (20
8 U.S.C. 9871(e)(2)(D)).

9 I. For the purposes of this act, a "unified data system" shall
10 connect essential data elements relating to student level course
11 work and course grades. The system shall facilitate the transfer of
12 data across systems and among interested parties to address
13 questions that cut across levels of the educational system and
14 agencies. The unified data system shall facilitate the addition of
15 data elements relating to testing, instruction and other performance
16 and demographic data. The unified data system shall be accessible
17 to a wide range of stakeholders and serve a variety of purposes,
18 including improving teaching and learning, informing public policy,
19 fostering a culture of evidence-based decision making, conducting
20 research, evaluating system and program effectiveness, and providing
21 reports to various stakeholder groups. Provided, however, that
22 nothing in this subsection shall be construed to permit the release
23 of student data to organizations located outside the state without
24 the written consent of the student's parent or guardian.

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SECTION 2. This act shall become effective November 1, 2013.

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