

1 STATE OF OKLAHOMA

2 2nd Session of the 54th Legislature (2014)

3 HOUSE BILL 2492

By: Billy

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5  
6 AS INTRODUCED

7 An Act relating to schools amending 70 O.S. 2011,  
8 Section 1210.541, as last amended by Section 16,  
9 Chapter 83, O.S.L. 2013 (70 O.S. Supp. 2013, Section  
10 1210.541), which relates to student performance  
11 levels and cut scores; prohibiting Commission for  
12 Educational Quality and Accountability from making  
13 change to cut score effective in same academic year  
14 as change is approved; requiring Commission to  
15 include certain educators in panels that review and  
16 revise performance level descriptors; and providing  
17 an effective date.

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

19 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.541, as  
20 last amended by Section 16, Chapter 83, O.S.L. 2013 (70 O.S. Supp.  
21 2013, Section 1210.541), is amended to read as follows:

22 Section 1210.541 A. The Commission for Educational Quality and  
23 Accountability shall determine and adopt a series of student  
24 performance levels and the corresponding cut scores pursuant to the  
Oklahoma School Testing Program Act.

B. The Commission for Educational Quality and Accountability  
shall have the authority to set cut scores using any method which

1 the State Board of Education was authorized to use in setting cut  
2 scores prior to July 1, 2013, provided that the Commission shall not  
3 be authorized to make a change to any cut score effective in the  
4 same academic year in which the change is approved.

5 C. The performance levels shall be set by a method that  
6 indicates students are ready for the next grade, course, or level of  
7 education, as applicable. The Commission for Educational Quality  
8 and Accountability shall establish panels of professional educators,  
9 including administrators serving in student assessment and academic  
10 capacities in the public schools of this state, to review and revise  
11 the performance level descriptors for each subject and grade level.  
12 The Commission shall ensure that the criterion-referenced tests  
13 developed and administered by the State Board of Education pursuant  
14 to the Oklahoma School Testing Program Act in grades three through  
15 eight and the end-of-instruction tests administered at the secondary  
16 level are vertically aligned by content across grade levels to  
17 ensure consistency, continuity, alignment and clarity. The  
18 Commission shall adopt performance levels that are labeled and  
19 defined as follows:

20 1. Advanced, which shall indicate that students demonstrate  
21 superior performance on challenging subject matter;

22 2. Proficient, which shall indicate that students demonstrate  
23 mastery over appropriate grade-level subject matter and that  
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1 students are ready for the next grade, course, or level of  
2 education, as applicable;

3 3. Limited knowledge, which shall indicate that students  
4 demonstrate partial mastery of the essential knowledge and skills  
5 appropriate to their grade level or course; and

6 4. Unsatisfactory, which shall indicate that students have not  
7 performed at least at the limited knowledge level.

8 D. The State Board of Education shall develop and implement in  
9 accordance with the Elementary and Secondary Education Act of 2001  
10 (ESEA), P.L. No. 107-110, also known as the No Child Left Behind Act  
11 of 2001, an accountability system as provided for in 20 U.S.C., 6311  
12 and any related federal regulations. The accountability system  
13 shall be implemented beginning with the 2002-2003 school year and  
14 shall be based on the data as established pursuant to Section 3-150  
15 of this title and as modified to meet the mandates of the ESEA. For  
16 the 2002-2003 school year and every year thereafter the State Board  
17 of Education shall publish and ensure that each local education  
18 agency is provided with data annually by site and by district so  
19 that the local education agency can make determinations to identify  
20 schools for rewards and sanctions. The State Board of Education  
21 shall establish a system of recognition, rewards, sanctions and  
22 technical assistance, as required by state law and the Elementary  
23 and Secondary Education Act of 2001 (ESEA).

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1 E. A school that is identified as in need of improvement by the  
2 State Board of Education pursuant to this section, because of  
3 failure to meet either an academic performance target or an  
4 attendance or graduation performance target, or both, and is  
5 identified as in need of improvement pursuant to the Elementary and  
6 Secondary Education Act of 1965 (ESEA), as amended, shall utilize  
7 the assistance of a school support team or other similar team formed  
8 by the State Department of Education to provide support for schools  
9 in need of improvement, subject to school support team capacity.  
10 The school support team shall review and analyze all facets of  
11 operation of the school including the design and operation of the  
12 instructional program. The school support team shall assist the  
13 school in:

14 1. Incorporating strategies based on scientifically based  
15 research that will strengthen the core academic subjects in the  
16 school and address the specific academic issues that caused the  
17 school to be identified for school improvement;

18 2. Incorporating strategies to promote high quality  
19 professional development; and

20 3. Training teachers to analyze classroom and school-level data  
21 and use the data to inform instruction.

22 SECTION 2. This act shall become effective November 1, 2014.

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