

1 STATE OF OKLAHOMA

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

3 HOUSE BILL 2583

By: Thomsen

4
5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 1210.545, as last amended by Section 1,
9 Chapter 321, O.S.L. 2013 (70 O.S. Supp. 2013, Section
10 1210.545), which relates to the annual reports of the
11 Oklahoma School Testing Program; modifying
12 description of purpose of the annual reports; adding
13 student achievement results and performance
14 descriptions from certain schools to annual reports;
15 providing an effective date; and declaring an
16 emergency.

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

18 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.545,
19 as last amended by Section 1, Chapter 321, O.S.L. 2013 (70 O.S.
20 Supp. 2013, Section 1210.545), is amended to read as follows:

21 Section 1210.545 A. As part of the education accountability
22 system developed as a way to inform Oklahoma taxpayers, as provided
23 for in Section 1210.541 of this title, the State Board of Education
24 shall prepare annual reports of the results of the Oklahoma School
Testing Program which describe student achievement in the state,
each school district, and each school site. The reports shall also
include student achievement results of schools that directly or

1 indirectly receive state financial support including schools
2 participating in the Lindsey Nicole Henry Scholarships for Students
3 with Disabilities Program. The Board shall prescribe the design and
4 content of the reports, which shall include, without limitation,
5 descriptions of the performance of all schools participating in the
6 Oklahoma School Testing Program and all of the major student
7 populations as determined by the Board, and shall also include the
8 median scores of all eligible students who scored at or in the
9 lowest twenty-fifth percentile of the state in the previous school
10 year. The reports shall also include student performance
11 descriptions of schools that directly or indirectly receive state
12 financial support. The confidentiality of individual student
13 records shall be preserved as required by law.

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

- 18 1. "A" means schools making excellent progress;
- 19 2. "B" means schools making above average progress;
- 20 3. "C" means schools making satisfactory progress;
- 21 4. "D" means schools making less than satisfactory progress;
- 22 and
- 23 5. "F" means schools failing to make adequate progress.

24

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

4 1. A school shall not receive a school grade if the number of
5 students tested and included in the school grading system is less
6 than the minimum sample size necessary for statistical reliability
7 and prevention of the unlawful release of personally identifiable
8 student data. The State Board of Education is directed to establish
9 the lowest minimum sample size necessary to meet the requirements of
10 this paragraph;

11 2. A school that serves any combination of students in
12 kindergarten through grade three which does not receive a school
13 grade because the students are not tested and included in the school
14 grading system shall receive the school grade designation of a
15 feeder pattern school identified by the State Department of
16 Education and verified by the school district. A school feeder
17 pattern exists if at least sixty percent (60%) of the students in
18 the school serving a combination of students in kindergarten through
19 grade three are scheduled to be assigned to the graded school; and

20 3. The academic performance of students who are enrolled full-
21 time in an online program that is offered by a school district or
22 charter school that is not the district of residence or is not
23 located in the district of residence of the student shall be
24 reported separately by the school district or charter school and

1 shall not be included when determining the grade of the school
2 district or charter school.

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

4 1. Fifty percent (50%) on whole school performance, as measured
5 by allocating one point for each student who scores proficient or
6 advanced on the criterion-referenced tests and end-of-instruction
7 tests administered under Section 1210.508 of this title and
8 alternative test scores administered to students pursuant to Section
9 1210.523 of this title divided by the number of students taking the
10 tests;

11 2. Twenty-five percent (25%) on whole school growth, as
12 measured by allocating one point for each student who improves
13 proficiency levels or improves substantially within a proficiency
14 level on criterion-referenced tests and end-of-instruction tests
15 administered under Section 1210.508 of this title divided by the
16 number of students taking the tests; and

17 3. Twenty-five percent (25%) on growth in the bottom quartile
18 of students, as measured by allocating one point for each student in
19 the bottom quartile who improves proficiency levels or improves
20 substantially within a proficiency level on criterion-referenced
21 tests and end-of-instruction tests administered under Section
22 1210.508 of this title divided by the number of students taking the
23 tests.

24

1 E. In addition to the components outlined in subsection D of
2 this section, the following bonus points shall be considered in
3 determining the grade of a school site:

4 1. For schools comprised of high school grades:

5 a. five points for meeting the criteria for an "A" for
6 the high school graduation rate of the school, as
7 defined by rules adopted by the Board,

8 b. one point for meeting the criteria for an "A" for
9 performance or participation of students in College
10 Board Advanced Placement courses, International
11 Baccalaureate courses, concurrent enrollment courses,
12 Advanced International Certificate of Education
13 courses, or the achievement of students on national
14 industry certification, as defined by rules adopted by
15 the Board,

16 c. one point for meeting the criteria for an "A" for
17 participation or performance in SAT tests administered
18 by the College Board or the American College Test
19 (ACT), as defined by rules adopted by the Board,

20 d. one point for meeting the criteria for an "A" for the
21 high school graduation rate of students who scored at
22 limited knowledge or unsatisfactory on the eighth-
23 grade criterion-referenced tests in reading and
24 mathematics,

- 1 e. as valid data becomes available, one point for the
2 performance of students on the end-of-instruction
3 tests administered under Section 1210.508 of this
4 title, as defined by rules adopted by the Board, and
5 f. one point for the growth or decline in the components
6 listed in subparagraphs a through e of this paragraph
7 from year to year, as defined by rules adopted by the
8 Board;

9 2. For schools comprised of middle school grades:

- 10 a. two points for meeting the criteria for an "A" for the
11 drop-out rate of the school, as defined by rules
12 adopted by the Board,
13 b. two points for meeting the criteria for an "A" for the
14 percentage of students who are taking higher level
15 coursework at a satisfactory or higher level, as
16 defined by rules adopted by the Board, and
17 c. six points for meeting the criteria for an "A" for
18 attendance, as defined by rules adopted by the Board;
19 and

20 3. For schools comprised of elementary school grades, ten
21 points for meeting the criteria for an "A" for attendance, as
22 defined by rules adopted by the Board.

23 F. Student test data used in determining school grades shall
24 include:

1 1. The aggregate scores of all eligible students enrolled in
2 the school who have been administered the criterion-referenced tests
3 and end-of-instruction tests administered under Section 1210.508 of
4 this title; and

5 2. For schools comprised of high school grades, the data listed
6 in paragraph 1 of this subsection, and the following data as the
7 State Department of Education determines the data are valid and
8 available:

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

24

1 courses taken at a regional site of the Oklahoma
2 School of Science and Mathematics,

3 c. the aggregate scores of all eligible students enrolled
4 in the school in College Board Advanced Placement
5 courses whether taught at a high school, a technology
6 center school, or a regional site of the Oklahoma
7 School of Science and Mathematics, International
8 Baccalaureate courses, and Advanced International
9 Certificate of Education courses,

10 d. earning of college credit by all eligible students
11 enrolled in the school in concurrent enrollment
12 programs as provided for in Section 628.13 of this
13 title and in cooperative college alliance courses
14 taken at a technology center school,

15 e. earning of a national industry certification
16 identified pursuant to rules adopted by the Board,

17 f. the aggregate scores of all eligible students enrolled
18 in the school in reading, mathematics, and other
19 subjects as measured by the SAT test administered by
20 the College Board and the ACT,

21 g. the high school graduation rate of all eligible
22 students enrolled in the school who scored at limited
23 knowledge or unsatisfactory on the eighth-grade
24 criterion-referenced tests in reading and mathematics,

1 h. the performance of students on statewide end-of-
2 instruction tests administered under Section 1210.508
3 of 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 G. Grades shall be calculated by combining the points earned
8 for whole school performance, whole school growth and growth in the
9 bottom quartile of students, measured pursuant to subsection D of
10 this section, and any bonus points earned pursuant to subsection E
11 of this section. Grades shall be assigned based on the following
12 scale:

13 1. Ninety-seven percent (97%) to one hundred percent (100%) =
14 A+;

15 2. Ninety-three percent (93%) to ninety-six percent (96%) = A;

16 3. Ninety percent (90%) to ninety-two percent (92%) = A-;

17 4. Eighty-seven percent (87%) to eighty-nine percent (89%) =
18 B+;

19 5. Eighty-three percent (83%) to eighty-six percent (86%) = B;

20 6. Eighty percent (80%) to eighty-two percent (82%) = B-;

21 7. Seventy-seven percent (77%) to seventy-nine percent (79%) =
22 C+;

23 8. Seventy-three percent (73%) to seventy-six percent (76%) =
24 C;

- 1 9. Seventy percent (70%) to seventy-two percent (72%) = C-;
- 2 10. Sixty-seven percent (67%) to sixty-nine percent (69%) = D+;
- 3 11. Sixty-three percent (63%) to sixty-six percent (66%) = D;
- 4 12. Sixty percent (60%) to sixty-two percent (62%) = D-; and
- 5 13. Fifty-nine percent (59%) and below = F.

6 H. The annual report shall identify the performance of each
7 school as having improved, remained the same, or declined. This
8 school improvement rating shall be based on a comparison of the
9 student and school performance data of the current year to the
10 previous year data. Schools that improve at least one grade level
11 are eligible for school recognition as established by the Board
12 through the accountability system developed pursuant to Section
13 1210.541 of this title.

14 I. The State Department of Education shall annually develop, in
15 collaboration with school districts and the Office of Accountability
16 prior to July 1, 2013, and the Office of Educational Quality and
17 Accountability after July 1, 2013, a school site report card to be
18 delivered to parents throughout each school district. The report
19 card shall include the grade for the school, information regarding
20 school improvement, an explanation of school performance as
21 evaluated in accordance with the Elementary and Secondary Education
22 Act of 2001 (ESEA), P.L. No. 107-110, also known as the No Child
23 Left Behind Act of 2001, and indicators of return on investment.
24 The report card for each school site shall be published annually by

1 the Department on its website, and every school district shall
2 provide the school site report card to the parent or guardian of
3 each student enrolled in the school site.

4 J. The annual district report card required by subsection B of
5 this section shall be aggregated at the student level and calculated
6 pursuant to subsection D of this section.

7 K. The Legislature may factor in the performance of schools in
8 calculating any performance-based funding policy that is provided to
9 public school districts.

10 L. The State Board of Education shall promulgate rules to
11 implement the provisions of this section.

12 SECTION 2. This act shall become effective July 1, 2014.

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.

17

18 54-2-9036 KB 01/06/14

19

20

21

22

23

24