

1 STATE OF OKLAHOMA

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

3 SENATE BILL 11

By: Garrison

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5
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 1210.523, as amended by Section 1, Chapter
9 96, O.S.L. 2012 (70 O.S. Supp. 2012, Section
10 1210.523), which relates to mastery of state academic
11 content standards and requirements for a high school
12 diploma; allowing certain ACT scores to demonstrate
13 mastery; allowing school districts to exempt students
14 from the requirements of the Achieving Classroom
15 Excellence Act; providing an effective date; and
16 declaring an emergency.

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

18 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.523, as
19 amended by Section 1, Chapter 96, O.S.L. 2012 (70 O.S. Supp. 2012,
20 Section 1210.523), is amended to read as follows:

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

1. Algebra I;

1 2. English II; and

2 3. Two of the following five:

3 a. Algebra II,

4 b. Biology I,

5 c. English III,

6 d. Geometry, and

7 e. United States History.

8 B. To demonstrate mastery, the student shall attain at least a
9 proficient score on the end-of-instruction criterion-referenced
10 tests administered pursuant to Section 1210.508 of this title.

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

22 D. 1. Students who do not meet the requirements of subsection
23 A of this section may graduate from a public high school with a
24 standard diploma by demonstrating mastery of state academic content

1 standards by alternative methods as approved by the State Board of
2 Education.

3 2. Students who have an American College Testing Program (ACT)
4 score which falls within the thirty-four (34) to one hundred (100)
5 percentile levels shall be deemed to have satisfactorily
6 demonstrated mastery of state academic content standards as required
7 in subsection A of this section and shall be eligible to graduate
8 from a public high school with a standard diploma.

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

17 E. Prior to the ending of the 2013-2014 school year, a school
18 district may establish a policy allowing students who do not meet
19 the requirements of subsection A or D of this section to graduate
20 with a standard diploma. The school district shall be required to
21 submit to the State Board of Education annually a written
22 explanation of the reasons students were exempted from the
23 requirements.

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1 F. 1. The State Board of Education shall adopt rules
2 establishing an appeal process for students who have been denied a
3 standard diploma by the school district in which the student is or
4 was enrolled for failing to meet the requirements of this section
5 and not being granted an exemption by the school district. A
6 student who has been denied a standard diploma by the school
7 district in which the student is enrolled shall have thirty (30)
8 days after denial of the standard diploma in which to file a
9 petition for an appeal to the Board. The Board shall take action on
10 a petition for an appeal no later than forty-five (45) days after
11 receiving the petition.

12 2. The Board shall collect data by school site and school
13 district on the number of students petitioning for an appeal and the
14 number of appeals approved by the Board pursuant to this subsection.
15 Beginning October 1, 2012, the Board shall provide an annual report
16 of this data to the Governor, President Pro Tempore of the State
17 Senate and Speaker of the House of Representatives.

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

1 individualized education program. All documentation for each
2 student shall be on file in the school prior to administration of
3 the assessment.

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

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

15 SECTION 2. This act shall become effective July 1, 2013.

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

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