

1 ENGROSSED HOUSE AMENDMENT
TO
2 ENGROSSED SENATE BILL NO. 707

By: Ford and Mazzei of the
Senate

3
4 and

5 Denney of the House
6

7
8 [schools - recommendations for requirements for high
9 school graduation - report - requirements for high
10 school graduation and an implementation timeline -
11 subject matter standards - certain assessments -
12 mastery of standards - demonstrate mastery by certain
13 method - codification - ~~effective dates~~ -
14 ~~emergency~~]

15 AMENDMENT NO. 1. Strike the stricken title, enacting clause and
16 entire bill and insert
17

18 "[schools - recommendations for requirements for
19 high school graduation - report - requirements for
20 high school graduation and an implementation
21 timeline - subject matter standards - certain
22 assessments - mastery of standards - demonstrate
23 mastery by certain method - codification -
24 ~~effective dates~~ -
~~emergency~~]

1 ~~BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:~~

2 SECTION 1. NEW LAW A new section of law to be codified
3 in the Oklahoma Statutes as Section 1210.528 of Title 70, unless
4 there is created a duplication in numbering, reads as follows:

5 A. The State Board of Education, in consultation with the
6 Oklahoma State Regents for Higher Education, the Commission for
7 Educational Quality and Accountability, the State Board of Career
8 and Technology Education and the Oklahoma Department of Commerce,
9 shall develop recommendations for the requirements a student must
10 meet to earn a diploma from an Oklahoma high school. In developing
11 the high school graduation requirements, the State Board of
12 Education, in consultation with the Oklahoma State Regents for
13 Higher Education, the Commission for Educational Quality and
14 Accountability, the State Board of Career and Technology Education
15 and the Oklahoma Department of Commerce, shall:

- 16 1. Hold public meetings and solicit public input;
- 17 2. Designate an assessment or assessments to be used as a high
18 school exit exam, provided that any assessment or assessments
19 designated by the Board shall align with the standards adopted by
20 the Board pursuant to Section 11-103.6a of Title 70 of the Oklahoma
21 Statutes;
- 22 3. Consider other criteria to be used in conjunction with the
23 designated assessment or assessments for high school graduation;

24

1 4. Consider alternative assessments that may be used in place
2 of the designated assessment or assessments for high school
3 graduation; and

4 5. Consider assessments required by the Elementary and
5 Secondary Education Act of 2001, P.L. No. 107-110, also known as the
6 No Child Left Behind Act of 2001, as amended or reauthorized.

7 B. A report of recommendations shall be made to the State Board
8 of Education after the subject matter standards for English Language
9 Arts and Mathematics have been adopted by the Board as provided for
10 in Section 11-103.6a of Title 70 of the Oklahoma Statutes and have
11 been submitted to the Legislature and finally approved as provided
12 for in Section 11-103.6a-1 of Title 70 of the Oklahoma Statutes.

13 C. After submission of the report of recommendations as
14 required in subsection B of this section, the State Board of
15 Education shall adopt the requirements for high school graduation
16 and a timeline to implement the requirements.

17 SECTION 2. AMENDATORY 70 O.S. 2011, Section 11-103.6a,
18 as amended by Section 3, Chapter 430, O.S.L. 2014 (70 O.S. Supp.
19 2014, Section 11-103.6a), is amended to read as follows:

20 Section 11-103.6a A. Beginning with the 2014-15 school year,
21 each area of subject matter standards, except for standards for
22 career and technology education adopted pursuant to Section 14-103
23 of this title, shall be adopted by the State Board of Education and
24 shall be subject to legislative review and approval as provided for

1 in Section 4 11-103.6a-1 of this ~~act~~ title. The subject matter
2 standards shall be implemented statewide by every public school
3 district in this state. The subject matter standards shall be
4 thoroughly reviewed by the State Board every six (6) years according
5 to and in coordination with the existing subject area textbook
6 adoption cycle. After review, the State Board shall adopt any
7 revisions in such subject matter standards deemed necessary to
8 achieve further improvements in the quality of education for the
9 students of this state. Any revisions adopted by the State Board of
10 Education shall be subject to review and approval as provided for in
11 Section 4 11-103.6a-1 of this ~~act~~ title. The adoption of subject
12 matter standards or revisions to the standards by the State Board of
13 Education pursuant to this section shall not be promulgated as rules
14 and shall not be subject to Article I of the Administrative
15 Procedures Act.

16 B. 1. In addition to the requirements set forth in subsection
17 A of this section, on or before August 1, 2016, the State Board of
18 Education, in consultation with the State Regents for Higher
19 Education, the State Board of Career and Technology Education and
20 the Oklahoma Department of Commerce, shall adopt subject matter
21 standards for English Language Arts and Mathematics which are
22 college- and career-ready and will replace current standards. To be
23 considered college- and career-ready, the standards shall be
24 evaluated by the State Department of Education, the State Regents

1 for Higher Education, the State Board of Career and Technology
2 Education and the Oklahoma Department of Commerce and be determined
3 to be such that the standards will address the goals of reducing the
4 need for remedial coursework at the postsecondary level and
5 increasing successful completion of postsecondary education. The
6 subject matter standards and corresponding student assessments for
7 English Language Arts and Mathematics shall be solely approved and
8 controlled by the state through the State Board of Education.

9 2. Upon the effective date of this act, the State Board of
10 Education shall begin the process of adopting the English Language
11 Arts and Mathematics standards and shall provide reasonable
12 opportunity, consistent with best practices, for public comment on
13 the revision of the standards, including but not limited to comments
14 from students, parents, educators, organizations representing
15 students with disabilities and English language learners, higher
16 education representatives, career technology education
17 representatives, subject matter experts, community-based
18 organizations, Native American tribal representatives and business
19 community representatives.

20 3. Until the statewide student assessments for English Language
21 Arts and Mathematics are implemented as provided for in paragraph 1
22 of subsection C of this section, the State Board of Education shall
23 implement the subject matter standards for English Language Arts and
24

1 Mathematics which were in place prior to the revisions adopted by
2 the Board in June 2010.

3 4. Upon the effective date of this act, the State Board of
4 Education shall seek certification from the State Regents for Higher
5 Education that the subject matter standards for English Language
6 Arts and Mathematics which were in place prior to the revisions
7 adopted by the Board in June 2010 are college- and career-ready as
8 defined in the Federal Elementary and Secondary Education Act (ESEA)
9 Flexibility document issued by the United States Department of
10 Education and referenced in Option B of Principle 1: College and
11 Career-Ready Expectations for All Students. The State Regents shall
12 provide the Board a detailed description of the certification
13 process and results, including a list of deficiencies if the State
14 Regents conclude that the standards are not college- and career-
15 ready. The Board shall post all documents, materials, reports,
16 descriptions and correspondence produced by the State Regents or
17 used by the State Regents in the certification process on the
18 website for the State Department of Education.

19 C. 1. On or before the 2017-18 school year, the State Board of
20 Education, in consultation with the State Regents for Higher
21 Education, the State Board of Career and Technology Education and
22 the Oklahoma Department of Commerce, shall direct the process of the
23 development of annual high-quality statewide student assessments for
24 English Language Arts and Mathematics as provided for in Section

1 1210.508 of this title that align with the college- and career-ready
2 subject matter standards developed pursuant to subsection B of this
3 section.

4 2. The statewide student assessments for English Language Arts
5 and Mathematics shall continue to assess standards and objectives
6 found in the subject matter standards for English Language Arts and
7 Mathematics which were in place prior to the revisions adopted by
8 the Board in June 2010 and the test blueprints shall continue to
9 align to the standards and objectives found in such subject matter
10 standards for English Language Arts and Mathematics until the new
11 assessments are implemented as provided for in paragraph 1 of this
12 subsection.

13 D. 1. The State Board of Education shall not enter into any
14 agreement, memorandum of understanding or contract with any federal
15 agency or private entity which in any way cedes or limits state
16 discretion or control over the process of development, adoption or
17 revision of subject matter standards and corresponding student
18 assessments in the public school system, including, but not limited
19 to, agreements, memoranda of understanding and contracts in exchange
20 for funding for public schools and programs. If the State Board of
21 Education is a party to such an agreement, memorandum of
22 understanding or contract on the effective date of this act, the
23 State Board of Education shall initiate necessary efforts to amend
24

1 the agreement, memorandum of understanding or contract to comply
2 with the requirements of this subsection.

3 2. Nothing in this section shall be construed to prohibit the
4 State Board of Education from seeking and being granted a waiver
5 from federal law, provided that the conditions for the waiver do not
6 require the state to cede or limit its discretion or control over
7 the process of development, adoption or revision of subject matter
8 standards and corresponding statewide student assessments.

9 3. The State Department of Education may participate in a
10 multistate or multigovernmental cooperative pursuant to the
11 requirements of the Oklahoma Central Purchasing Act, but shall not
12 bind the state, contractually or otherwise, to the authority of any
13 other state, organization or entity which may supersede the
14 authority of the State Board of Education.

15 E. The content of all subject matter standards and
16 corresponding student assessments shall be solely approved and
17 controlled by the state through the State Board of Education. The
18 State Board of Education shall maintain independence of all subject
19 matter standards referenced in Section 11-103.6 of this title and
20 corresponding statewide student assessments and shall not relinquish
21 authority over Oklahoma subject matter standards and corresponding
22 statewide student assessments. Nothing in this section shall
23 prohibit benchmarking the state subject matter standards and
24 corresponding student assessments with those of other states or

1 nations to allow comparison of Oklahoma subject matter standards and
2 corresponding student assessments with those of other states and
3 nations.

4 F. School districts shall exclusively determine the
5 instruction, curriculum, reading lists and instructional materials
6 and textbooks, subject to any applicable provisions or requirements
7 as set forth in law, to be used in meeting the subject matter
8 standards. School districts may, at their discretion, adopt
9 supplementary student assessments which are in addition to the
10 statewide student assessments.

11 G. 1. Upon completion of the adoption of English Language Arts
12 and Mathematics subject matter standards pursuant to subsection B of
13 this section, the State Board of Education shall compare such
14 English Language Arts and Mathematics standards with the English
15 Language Arts and Mathematics standards that were adopted by the
16 State Board of Education prior to implementation of this act. The
17 State Board of Education shall consider public comments, the use of
18 best practices, evidence and research in the evaluation of both sets
19 of standards. The State Board of Education shall compare the
20 standards in the areas of:

- 21 a. effective preparation for active citizenship and
- 22 postsecondary education or the workforce,
- 23 b. subject matter content,

24

- c. sequencing of subject matter content and relationship to measurement of student performance and the application of subject matter standards,
- d. developmental appropriateness of grade-level expectations, academic content and instructional rigor,
- e. clarity for educators and parents,
- f. exemplars tied to the standards,
- g. measurability of student proficiency in the subject matter,
- h. pedagogy,
- i. development of critical thinking skills, and
- j. demonstration of application of acquired knowledge and skills.

2. Upon completion of the comparison of the English Language Arts and Mathematics subject matter standards, the State Board of Education shall submit to the Governor, the Speaker of the House of Representatives, the President Pro Tempore of the Senate, the Minority Leader of the House of Representatives and the Minority Leader of the Senate a report outlining the results of the comparison of the standards.

H. All subject matter standards and corresponding statewide student assessments adopted by the State Board of Education shall be carefully circumscribed to reflect direct application to subject

1 matter proficiency and shall not include standards or assessment
2 questions that are designed to collect or measure noncognitive,
3 emotional or psychological characteristics, attributes or skills of
4 students.

5 I. Any rule, including but not limited to Rules 210:15-4-1
6 through 210:15-4-3 of the Oklahoma Administrative Code, which
7 conflicts with the requirements of this section, shall be amended or
8 repealed by the State Board of Education as necessary to comply with
9 the requirements of this section.

10 SECTION 3. AMENDATORY 70 O.S. 2011, Section 1210.508,
11 as last amended by Section 8, Chapter 430, O.S.L. 2014 (70 O.S.
12 Supp. 2014, Section 1210.508), is amended to read as follows:

13 Section 1210.508 A. 1. The State Board of Education shall
14 develop and administer a series of criterion-referenced tests
15 designed to indicate whether the subject matter standards, as
16 defined by the State Board of Education, which Oklahoma public
17 school students are expected to have attained have been achieved.
18 The Board may ~~develop and~~ elect not to administer any of the
19 criterion-referenced test or tests in any subject as provided for in
20 paragraphs 2 through 7 of this subsection if the Board determines
21 that the test or tests are not required by federal law, contingent
22 upon the availability of funding and as long as administration of
23 the test or tests has not otherwise been mandated by state law.
24

1 Students who do not perform at least at the proficient level on
2 tests shall be remediated, subject to the availability of funding.

3 2. Contingent upon the availability of state and federal funds
4 and except as otherwise provided for in paragraph 1 of this
5 subsection, the Board, in accordance with federal law, shall
6 administer criterion-referenced tests for grades three and four in:

- 7 a. reading, and
- 8 b. mathematics.

9 3. Contingent upon the availability of funds and except as
10 otherwise provided for in paragraph 1 of this subsection, the Board
11 shall administer criterion-referenced tests for grade five in:

- 12 a. reading,
- 13 b. mathematics,
- 14 c. science,
- 15 d. social studies, which shall consist of the history,
16 Constitution and government of the United States, and
17 geography, and
- 18 e. writing of English.

19 4. Contingent upon the availability of state and federal funds
20 and except as otherwise provided for in paragraph 1 of this
21 subsection, the Board, in accordance with federal law, shall
22 administer criterion-referenced tests for grades six and seven in:

- 23 a. reading, and
- 24 b. mathematics.

1 In addition, except as otherwise provided for in paragraph 1 of
2 this subsection, the Board shall administer a criterion-referenced
3 test in geography in grade seven.

4 5. Contingent upon the availability of funds and except as
5 otherwise provided for in paragraph 1 of this subsection, the Board
6 shall administer criterion-referenced tests for grade eight in:

- 7 a. reading,
- 8 b. mathematics,
- 9 c. science,
- 10 d. social studies, which shall consist of the history,
11 Constitution, and government of the United States, and
- 12 e. writing of English.

13 The Board shall administer the tests for grade eight in reading
14 and mathematics online with raw score test results reported
15 immediately and complete results reported in less than two (2) weeks
16 beginning in the 2007-08 school year.

17 6. Except as otherwise provided for in Section 1210.523 of this
18 title and as otherwise provided for in paragraph 1 of this
19 subsection, each student who completes the instruction for English
20 II, English III, United States History, Biology I, Algebra I,
21 Geometry, and Algebra II at the secondary level shall complete an
22 end-of-instruction test, when implemented, to measure for attainment
23 in the appropriate subject matter standards in order to graduate
24 from a public high school with a standard diploma. All students

1 shall take the tests prior to graduation, unless otherwise exempt by
2 law. The State Board of Education shall administer the criterion-
3 referenced tests. The Board shall develop and field test the end-
4 of-instruction tests in English III, Geometry, and Algebra II during
5 the 2006-07 school year, implement the tests during the 2007-08
6 school year, and administer them each year thereafter. The Board
7 shall administer the multiple choice portion of the end-of-
8 instruction tests online with raw score test results reported
9 immediately and complete results reported in less than two (2) weeks
10 beginning in the 2008-09 school year.

11 The end-of-instruction tests shall serve the purpose of the
12 criterion-referenced tests as provided in paragraph 1 of this
13 subsection. The English II and English III end-of-instruction tests
14 shall include a writing component. Students who do not score at
15 least at the proficient level shall be afforded the opportunity to
16 retake each test up to three ~~(3)~~ times each calendar year until at
17 least achieving at the proficient level. In order to provide an
18 indication of the levels of competency attained by the student in a
19 permanent record for potential future employers and institutions of
20 higher education, for students who enter the ninth grade in or prior
21 to the 2007-08 school year, school districts shall report the
22 highest-achieved state test performance level on the end-of-
23 instruction tests on the student's high school transcript.
24 Beginning with students who enter the ninth grade in the 2008-09

1 school year, school districts shall report the highest-achieved
2 state test performance level on the end-of-instruction tests and any
3 business and industry-recognized endorsements attained on the
4 student's high school transcript. Any student at the middle school
5 level who completes the instruction in a secondary course specified
6 in this paragraph shall be administered the appropriate end-of-
7 instruction test.

8 7. a. ~~Each~~ Except as otherwise provided for in paragraph 1
9 of this subsection, each school district shall
10 administer to each student in the school district in
11 grades three through eight an assessment designed to
12 assess the student in the fine arts area in which the
13 student has received instruction.

14 b. Each school district shall prepare an annual report
15 for approval by the State Board of Education outlining
16 the fine arts assessment strategies used by the
17 district, when the assessments were administered, how
18 many students were assessed during the previous year,
19 and the results of the assessments.

20 B. 1. All criterion-referenced tests required by this section
21 shall measure academic competencies in correlation with the subject
22 matter standards adopted by the Board pursuant to Sections 11-103.6
23 and 11-103.6a of this title. The State Board of Education shall
24 evaluate the subject matter standards to ensure the competencies

1 reflect high standards, are specific, well-defined, measurable,
2 challenging, and will prepare elementary students for next-grade-
3 level course work and secondary students for postsecondary studies
4 at institutions of higher education or technology center schools
5 without the need for remediation. All subject matter standards
6 shall reflect the goals as set forth in Section 11-103.6 of this
7 title and of improving the state average ACT score.

8 2. The State Department of Education shall annually evaluate
9 the results of the criterion-referenced tests. The State Board of
10 Education shall ensure that test results are reported to districts
11 in a manner that yields detailed, diagnostic information for the
12 purpose of guiding instruction and student remediation. As
13 improvements are made to the criterion-referenced tests required by
14 this section, the Board shall seek to increase the depth of
15 knowledge assessed for each subject. The State Board of Education
16 shall seek to ensure that data yielded from the tests required in
17 this section are utilized at the school district level to prescribe
18 reinforcement and/or remediation by requiring school districts to
19 develop and implement a specific program of improvement based on the
20 test results.

21 3. The State Board of Education in coordination with the Office
22 of Educational Quality and Accountability shall review, realign, and
23 recalibrate, as necessary, the tests in reading and mathematics in
24 third through eighth grade and the end-of-instruction tests. The

1 Commission for Educational Quality and Accountability shall
2 determine the cut scores for the performance levels on the end-of-
3 instruction tests developed pursuant to paragraph 6 of subsection A
4 of this section. The Commission shall conduct an ongoing review to
5 compare the end-of-instruction test content and performance
6 descriptors with those of other states. Upon receipt of the review,
7 the Commission may adjust the cut scores as necessary.

8 4. The State Board of Education, for the purposes of conducting
9 reliability and validity studies, monitoring contractor adherence to
10 professionally accepted testing standards, and providing
11 recommendations for testing program improvement, shall retain the
12 services of an established, independent agency or organization that
13 is nationally recognized for its technical expertise in educational
14 testing but is not engaged in the development of aptitude or
15 achievement tests for elementary or secondary level grades. These
16 national assessment experts shall annually conduct studies of the
17 reliability and validity of the end-of-instruction tests
18 administered pursuant to this section. Validity studies shall
19 include studies of decision validity and concurrent validity.

20 C. 1. The State Board of Education shall set the testing
21 window dates for each criterion-referenced test required in
22 paragraphs 1 through 5 of subsection A of this section for grades
23 three through eight so that, with the exception of the writing
24 assessments, the tests are administered to students no earlier than

1 April 10 each year and so that the test results are reported back to
2 school districts in a timely manner. Each criterion-referenced test
3 required in paragraph 6 of subsection A of this section may be
4 administered to students at a time set by the State Board of
5 Education as near as possible to the end of the course; provided, if
6 a school district is unable to administer the tests online to all
7 students taking the test for the first time and all students
8 retaking the test during the testing window time set by the Board,
9 the school district may elect to administer any of the tests to
10 students retaking the test at any time not more than two (2) weeks
11 prior to the start of the testing window time set by the Board. All
12 results and reports of the criterion-referenced test series required
13 in paragraphs 1 through 5 of subsection A of this section for grades
14 three through eight shall be returned to each school district prior
15 to the beginning of the next school year. The vendor shall provide
16 a final electronic data file of all school site, school district,
17 and state results to the State Department of Education and the
18 Office of Educational Quality and Accountability prior to September
19 1 of each year. The Department shall forward the final data files
20 for each school district and each school site in that district to
21 the school district. The Board shall ensure the contract with the
22 testing vendor includes a provision that the vendor report test
23 results directly to the Office of Educational Quality and
24 Accountability at the same time it is reported to the Board.

1 2. State, district, and site level results of all tests
2 required in this section shall be disaggregated by gender, race,
3 ethnicity, disability status, migrant status, English proficiency,
4 and status as economically disadvantaged, except that such
5 disaggregation shall not be required in a case in which the number
6 of students in a category is insufficient to yield statistically
7 reliable information or the results would reveal personally
8 identifiable information about an individual student. Each school
9 site shall notify the student's parents of the school's performance
10 levels in the Oklahoma School Testing Program as reported in the
11 Oklahoma Educational Indicators Program at the end of each school
12 year.

13 D. The State Board of Education shall be responsible for the
14 development, field-testing, and validation of the criterion-
15 referenced test series required in subsection A of this section. In
16 the interest of economy the Board may participate in a multistate or
17 multigovernmental cooperative pursuant to the requirements of The
18 Oklahoma Central Purchasing Act, but shall not bind the state,
19 contractually or otherwise, to the authority of any other state,
20 organization or entity which may supersede the authority of the
21 Board, for the purpose of adapting criterion-referenced tests, to
22 the extent that such tests are appropriate for use in the testing
23 program to be administered to Oklahoma students.

24

1 E. The State Board of Education shall develop, administer, and
2 incorporate as a part of the Oklahoma School Testing Program, other
3 testing programs or procedures, including appropriate accommodations
4 for the testing of students with disabilities as required by the
5 Individuals with Disabilities Education Act (IDEA), 20 USC, Section
6 1400 et seq.

7 F. For purposes of developing and administering alternate
8 assessments for students with the most significant cognitive
9 disabilities, the State Board of Education shall not be subject to
10 subsections D and E of Section 11-103.6a of this title.

11 SECTION 4. AMENDATORY 70 O.S. 2011, Section 1210.523, as
12 last amended by Section 26, Chapter 4, O.S.L. 2014 (70 O.S. Supp.
13 2014, Section 1210.523), is amended to read as follows:

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

- 20 1. Algebra I;
- 21 2. English II; and
- 22 3. Two of the following five:
 - 23 a. Algebra II,
 - 24 b. Biology I,

- c. English III,
- d. Geometry, and
- e. United States History.

B. To demonstrate mastery, the student shall ~~attain at least a proficient score on the end-of-instruction criterion-referenced tests administered pursuant to Section 1210.508 of this title~~ meet the requirements adopted by the State Board of Education in Section 1 of this act.

C. Notwithstanding any other provision of law, students who do not ~~attain at least a proficient score on any end-of-instruction test~~ meet the requirements adopted by the State Board of Education shall be provided remediation or intervention and ~~the opportunity additional opportunities~~ to retake the test until at least a proficient score is attained on the tests of Algebra I, English II and two of the tests required in paragraph 3 of subsection A of this section or an approved alternative test meet the requirements adopted by the State Board of Education. Technology center schools shall be authorized to provide intervention and remediation in Algebra I, Algebra II, Geometry, English II, English III, United States History, and Biology I to students enrolled in technology center schools, with the approval of the independent school district board.

D. 1. Students who do not meet the requirements of subsection A of this section may graduate from a public high school with a

1 standard diploma by demonstrating mastery of state academic content
2 standards by alternative methods as approved by the State Board of
3 Education.

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

12 3. Students who score ten percent (10%) above the cut scores
13 approved by the State Board of Education for the American College
14 Testing Program (ACT), the Scholastic Aptitude Test (SAT), ACT Plan
15 or Preliminary Scholastic Aptitude Test/National Merit Scholarship
16 Qualifying Test (PSAT/NMSQT) alternate tests shall be deemed to have
17 satisfactorily demonstrated mastery of state academic content
18 standards in the subject areas for which alternative tests have been
19 approved and shall be exempt from ~~taking the end of instruction~~
20 ~~critierion-referenced tests in the subject areas of Algebra II,~~
21 ~~English III, Geometry or United States History as listed in~~
22 ~~paragraph 3 of subsection A of this section~~ meeting the requirements
23 adopted by the State Board of Education.

24

1 4. Students who have a score that is equal to or above the cut
2 scores approved by the State Board of Education for the Advanced
3 Placement course exams, ACT Workkeys job skills assessment, College-
4 Level Examination Program (CLEP) or International Baccalaureate (IB)
5 alternate tests shall be deemed to have satisfactorily demonstrated
6 mastery of state academic content standards in the subject areas for
7 which alternate tests have been approved and shall be exempt from
8 ~~taking the end-of-instruction criterion-referenced tests in the~~
9 ~~subject areas of Algebra II, English III, Geometry or United States~~
10 ~~History as listed in paragraph 3 of subsection A of this section~~
11 meeting the requirements adopted by the State Board of Education.

12 5. The State Board of Education shall adopt rules providing for
13 implementation of paragraphs 3 and 4 of this subsection. The rules
14 shall provide for the designation of students as proficient or
15 advanced based on the scores obtained pursuant to paragraphs 3 and 4
16 of this subsection for the purposes of calculating the grade of a
17 school as part of the accountability system developed pursuant to
18 Section 1210.545 of this title, evaluating teachers and
19 administrators as part of the Teacher and Leader Effectiveness
20 Evaluation System developed pursuant to Section 6-101.16 of this
21 title and for any other purpose provided for by law.

22 E. 1. The State Board of Education shall adopt rules
23 establishing an appeal process for students who have been denied a
24 standard diploma by the school district in which the student is or

1 was enrolled for failing to meet the requirements of this section.
2 A student who has been denied a standard diploma by the school
3 district in which the student is enrolled shall have thirty (30)
4 days after denial of the standard diploma in which to file a
5 petition for an appeal to the State Board of Education. The State
6 Board of Education shall take action on a petition for an appeal no
7 later than forty-five (45) days after receiving the petition.

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

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

1 of the ~~assessment~~ requirements adopted by the State Board of
2 Education.

3 2. Students with disabilities whose individualized education
4 program (IEP) pursuant to the Individuals with Disabilities
5 Education Act (IDEA) indicates that the student is to be assessed
6 with alternate achievement standards through the Oklahoma Alternate
7 Assessment Program (OAAP) may be eligible to graduate from a public
8 high school with a standard diploma after failing to meet the
9 requirements of subsection A of this section upon the determination
10 of the school district that the student meets the following
11 criteria:

- 12 a. obtains a written recommendation from the student's
13 teacher of record in consultation with the teacher in
14 each subject in which the student failed to meet the
15 requirements of subsection A of this section. The
16 recommendation shall be supported by the principal and
17 by documentation demonstrating the acquired knowledge
18 of the student by alternate measures as required by
19 the individualized education program (IEP),
- 20 b. completes remediation opportunities to the extent
21 required by the individualized education program
22 (IEP),
- 23 c. ~~retakes the exam in each subject in which the student~~
24 ~~failed to meet the requirements of subsection A of~~

1 ~~this section~~ any assessment or assessments designated
2 by the State Board of Education if the individualized

3 education program (IEP) requires retake opportunities,

4 d. maintains at least a C average or the equivalent in
5 each subject in which the student failed to meet the
6 requirements of subsection A of this section, and

7 e. meets all other graduation requirements of the school
8 district in which the student is enrolled.

9 3. The Oklahoma School for the Blind and the Oklahoma School
10 for the Deaf shall be considered local education agencies solely for
11 the purposes of purchasing, administering and obtaining test results
12 under this section for the students attending their schools.

13 4. Students identified as English language learners shall be
14 assessed in a valid and reliable manner with the state academic
15 assessments with acceptable accommodations as necessary or, to the
16 extent practicable, with alternate assessments aligned to the state
17 assessment provided by the school district in the language and form
18 most likely to yield accurate data of the student's knowledge of the
19 content areas.

20 G. Students who have been denied a standard diploma by the
21 school district in which the student is or was enrolled for failing
22 to meet the requirements of this section may re-enroll in the school
23 district that denied the student a standard diploma following the
24 denial of a standard diploma. The student shall be provided

1 remediation or intervention and ~~the opportunity to retake the test~~
2 additional opportunities to meet the requirements adopted by the
3 State Board of Education until ~~at least a proficient score is~~
4 ~~attained on the test or tests~~ the requirements or alternative
5 criteria adopted by the State Board of Education necessary to obtain
6 a standard diploma are met. Students who re-enroll in the school
7 district to meet the graduation requirements of this section shall
8 be exempt from the hourly instructional requirements of Section 1-
9 111 of this title and the six-period enrollment requirements of
10 Section 11-103.6 of this title.

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

15 SECTION 5. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1210.529 of Title 70, unless
17 there is created a duplication in numbering, reads as follows:

18 The State Board of Education shall promulgate rules necessary to
19 implement the provisions of this act.

20 ~~SECTION 6. Section 3 of this act shall become effective July 1,~~
21 ~~2016.~~

22 ~~SECTION 7. Sections 1, 2 and 4 of this act shall become~~
23 ~~effective July 1, 2015.~~

24

1 ENGROSSED SENATE
2 BILL NO. 707

By: Ford and Mazzei of the
Senate

3 and

4 Denney of the House

5
6
7 [schools - recommendations for requirements for high
8 school graduation - report - requirements for high
9 school graduation and an implementation timeline -
10 subject matter standards - certain assessments -
11 mastery of standards - demonstrate mastery by certain
12 method - codification - ~~effective dates~~ -
13 ~~emergency~~]

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

15 SECTION 1. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 1210.528 of Title 70, unless
17 there is created a duplication in numbering, reads as follows:

18 A. The State Board of Education, in consultation with the
19 Oklahoma State Regents for Higher Education, the Commission for
20 Educational Quality and Accountability, the State Board of Career
21 and Technology Education, and the Oklahoma Department of Commerce,
22 shall develop recommendations for the requirements a student must
23 meet to earn a diploma from an Oklahoma high school. In developing
24 the high school graduation requirements, the State Board of
Education, in consultation with the Oklahoma State Regents for
Higher Education, the Commission for Educational Quality and

1 Accountability, the State Board of Career and Technology Education,
2 and the Oklahoma Department of Commerce shall:

- 3 1. Hold public meetings and solicit public input;
- 4 2. Designate an assessment or assessments used by institutions
5 of higher education to determine college readiness or the need for
6 remediation through course placement as a high school exit exam;
- 7 3. Consider other criteria to be used in conjunction with the
8 designated assessment or assessments for high school graduation;
- 9 4. Consider alternative assessments that may be used in place
10 of the designated assessment or assessments for high school
11 graduation; and
- 12 5. Consider assessments required by the Elementary and
13 Secondary Education Act of 2001, P.L. No. 107-110, also known as the
14 No Child Left Behind Act of 2001, as amended or reauthorized.

15 B. A report of recommendations shall be made to the State Board
16 of Education by March 1, 2016.

17 C. By May 1, 2016, the State Board of Education shall adopt the
18 requirements for high school graduation and a timeline to implement
19 the requirements.

20 SECTION 2. AMENDATORY 70 O.S. 2011, Section 11-103.6a,
21 as amended by Section 3, Chapter 430, O.S.L. 2014 (70 O.S. Supp.
22 2014, Section 11-103.6a), is amended to read as follows:

23 Section 11-103.6a. A. Beginning with the 2014-15 school year,
24 each area of subject matter standards, except for standards for

1 career and technology education adopted pursuant to Section 14-103
2 of this title, shall be adopted by the State Board of Education and
3 shall be subject to legislative review and approval as provided for
4 in Section 4 11-103.6a-1 of this ~~act~~ title. The subject matter
5 standards shall be implemented statewide by every public school
6 district in this state. The subject matter standards shall be
7 thoroughly reviewed by the State Board every six (6) years according
8 to and in coordination with the existing subject area textbook
9 adoption cycle. After review, the State Board shall adopt any
10 revisions in such subject matter standards deemed necessary to
11 achieve further improvements in the quality of education for the
12 students of this state. Any revisions adopted by the State Board of
13 Education shall be subject to review and approval as provided for in
14 Section 4 11-103.6a-1 of this ~~act~~ title. The adoption of subject
15 matter standards or revisions to the standards by the State Board of
16 Education pursuant to this section shall not be promulgated as rules
17 and shall not be subject to Article I of the Administrative
18 Procedures Act.

19 B. 1. In addition to the requirements set forth in subsection
20 A of this section, on or before August 1, 2016, the State Board of
21 Education, in consultation with the State Regents for Higher
22 Education, the State Board of Career and Technology Education and
23 the Oklahoma Department of Commerce, shall adopt subject matter
24 standards for English Language Arts and Mathematics which are

1 college- and career-ready and will replace current standards. To be
2 considered college- and career-ready, the standards shall be
3 evaluated by the State Department of Education, the State Regents
4 for Higher Education, the State Board of Career and Technology
5 Education and the Oklahoma Department of Commerce and be determined
6 to be such that the standards will address the goals of reducing the
7 need for remedial coursework at the postsecondary level and
8 increasing successful completion of postsecondary education. The
9 subject matter standards ~~and corresponding student assessments~~ for
10 English Language Arts and Mathematics shall be solely approved and
11 controlled by the state through the State Board of Education, and
12 the corresponding student assessments for English Language Arts and
13 Mathematics shall be solely approved by the state through the State
14 Board of Education.

15 2. Upon the effective date of this act, the State Board of
16 Education shall begin the process of adopting the English Language
17 Arts and Mathematics standards and shall provide reasonable
18 opportunity, consistent with best practices, for public comment on
19 the revision of the standards, including but not limited to comments
20 from students, parents, educators, organizations representing
21 students with disabilities and English language learners, higher
22 education representatives, career technology education
23 representatives, subject matter experts, community-based
24

1 organizations, Native American tribal representatives and business
2 community representatives.

3 3. Until the statewide student assessments for English Language
4 Arts and Mathematics are implemented as provided for in paragraph 1
5 of subsection C of this section, the State Board of Education shall
6 implement the subject matter standards for English Language Arts and
7 Mathematics which were in place prior to the revisions adopted by
8 the Board in June 2010.

9 4. Upon the effective date of this act, the State Board of
10 Education shall seek certification from the State Regents for Higher
11 Education that the subject matter standards for English Language
12 Arts and Mathematics which were in place prior to the revisions
13 adopted by the Board in June 2010 are college- and career-ready as
14 defined in the Federal Elementary and Secondary Education Act (ESEA)
15 Flexibility document issued by the United States Department of
16 Education and referenced in Option B of Principle 1: College and
17 Career-Ready Expectations for All Students. The State Regents shall
18 provide the Board a detailed description of the certification
19 process and results, including a list of deficiencies if the State
20 Regents conclude that the standards are not college- and career-
21 ready. The Board shall post all documents, materials, reports,
22 descriptions and correspondence produced by the State Regents or
23 used by the State Regents in the certification process on the
24 website for the State Department of Education.

1 C. 1. On or before the 2017-18 school year, the State Board of
2 Education, in consultation with the State Regents for Higher
3 Education, the State Board of Career and Technology Education and
4 the Oklahoma Department of Commerce, shall direct the process of the
5 development of annual high-quality statewide student assessments for
6 English Language Arts and Mathematics as provided for in Section
7 1210.508 of this title that align with the college- and career-ready
8 subject matter standards developed pursuant to subsection B of this
9 section.

10 2. The statewide student assessments for English Language Arts
11 and Mathematics shall continue to assess standards and objectives
12 found in the subject matter standards for English Language Arts and
13 Mathematics which were in place prior to the revisions adopted by
14 the Board in June 2010 and the test blueprints shall continue to
15 align to the standards and objectives found in such subject matter
16 standards for English Language Arts and Mathematics until the new
17 assessments are implemented as provided for in paragraph 1 of this
18 subsection.

19 D. 1. The State Board of Education shall not enter into any
20 agreement, memorandum of understanding or contract with any federal
21 agency or private entity which in any way cedes or limits state
22 discretion or control over the process of development, adoption or
23 revision of subject matter standards ~~and~~ or state discretion over
24 the process of development, adoption or revision of corresponding

1 student assessments in the public school system, including, but not
2 limited to, agreements, memoranda of understanding and contracts in
3 exchange for funding for public schools and programs. If the State
4 Board of Education is a party to such an agreement, memorandum of
5 understanding or contract on the effective date of this act, the
6 State Board of Education shall initiate necessary efforts to amend
7 the agreement, memorandum of understanding or contract to comply
8 with the requirements of this subsection.

9 2. Nothing in this section shall be construed to prohibit the
10 State Board of Education from seeking and being granted a waiver
11 from federal law, provided that the conditions for the waiver do not
12 require the state to cede or limit its discretion or control over
13 the process of development, adoption or revision of subject matter
14 standards ~~and~~ or discretion over the process of development,
15 adoption or revision of corresponding statewide student assessments.

16 3. The State Department of Education may participate in a
17 multistate or multigovernmental cooperative pursuant to the
18 requirements of the Oklahoma Central Purchasing Act, but shall not
19 bind the state, contractually or otherwise, to the authority of any
20 other state, organization or entity which may supersede the
21 authority of the State Board of Education.

22 E. The content of all subject matter standards ~~and~~
23 ~~corresponding student assessments~~ shall be solely approved and
24 controlled by the state through the State Board of Education, and

1 corresponding student assessments shall be solely approved by the
2 state through the State Board of Education. The State Board of
3 Education shall maintain independence of all subject matter
4 standards referenced in Section 11-103.6 of this title and
5 corresponding statewide student assessments and shall not relinquish
6 authority over Oklahoma subject matter standards and corresponding
7 statewide student assessments. Nothing in this section shall
8 prohibit benchmarking the state subject matter standards and
9 corresponding student assessments with those of other states or
10 nations to allow comparison of Oklahoma subject matter standards and
11 corresponding student assessments with those of other states and
12 nations.

13 F. School districts shall exclusively determine the
14 instruction, curriculum, reading lists and instructional materials
15 and textbooks, subject to any applicable provisions or requirements
16 as set forth in law, to be used in meeting the subject matter
17 standards. School districts may, at their discretion, adopt
18 supplementary student assessments which are in addition to the
19 statewide student assessments.

20 G. 1. Upon completion of the adoption of English Language Arts
21 and Mathematics subject matter standards pursuant to subsection B of
22 this section, the State Board of Education shall compare such
23 English Language Arts and Mathematics standards with the English
24 Language Arts and Mathematics standards that were adopted by the

1 State Board of Education prior to implementation of this act. The
2 State Board of Education shall consider public comments, the use of
3 best practices, evidence and research in the evaluation of both sets
4 of standards. The State Board of Education shall compare the
5 standards in the areas of:

- 6 a. effective preparation for active citizenship and
7 postsecondary education or the workforce,
- 8 b. subject matter content,
- 9 c. sequencing of subject matter content and relationship
10 to measurement of student performance and the
11 application of subject matter standards,
- 12 d. developmental appropriateness of grade-level
13 expectations, academic content and instructional
14 rigor,
- 15 e. clarity for educators and parents,
- 16 f. exemplars tied to the standards,
- 17 g. measurability of student proficiency in the subject
18 matter,
- 19 h. pedagogy,
- 20 i. development of critical thinking skills, and
21 j. demonstration of application of acquired knowledge and
22 skills.

23 2. Upon completion of the comparison of the English Language
24 Arts and Mathematics subject matter standards, the State Board of

1 Education shall submit to the Governor, the Speaker of the House of
2 Representatives, the President Pro Tempore of the Senate, the
3 Minority Leader of the House of Representatives and the Minority
4 Leader of the Senate a report outlining the results of the
5 comparison of the standards.

6 H. All subject matter standards and corresponding statewide
7 student assessments adopted by the State Board of Education shall be
8 carefully circumscribed to reflect direct application to subject
9 matter proficiency and shall not include standards or assessment
10 questions that are designed to collect or measure noncognitive,
11 emotional or psychological characteristics, attributes or skills of
12 students.

13 I. Any rule, including but not limited to Rules 210:15-4-1
14 through 210:15-4-3 of the Oklahoma Administrative Code, which
15 conflicts with the requirements of this section, shall be amended or
16 repealed by the State Board of Education as necessary to comply with
17 the requirements of this section.

18 SECTION 3. AMENDATORY 70 O.S. 2011, Section 1210.523, as
19 last amended by Section 26, Chapter 4, O.S.L. 2014 (70 O.S. Supp.
20 2014, Section 1210.523), is amended to read as follows:

21 Section 1210.523. A. Except as provided in subsections D and E
22 of this section, beginning with students entering the ninth grade in
23 the 2008-2009 school year, every student shall demonstrate mastery
24 of the state academic content standards in the following subject

1 areas in order to graduate from a public high school with a standard
2 diploma:

- 3 1. Algebra I;
- 4 2. English II; and
- 5 3. Two of the following five:
 - 6 a. Algebra II,
 - 7 b. Biology I,
 - 8 c. English III,
 - 9 d. Geometry, and
 - 10 e. United States History.

11 B. To demonstrate mastery, the student shall ~~attain at least a~~
12 ~~proficient score on the end-of-instruction criterion-referenced~~
13 ~~tests administered pursuant to Section 1210.508 of this title~~ meet
14 the requirements adopted by the State Board of Education in Section
15 1 of this act.

16 C. Notwithstanding any other provision of law, students who do
17 not ~~attain at least a proficient score on any end-of-instruction~~
18 ~~test~~ meet the requirements adopted by the State Board of Education
19 shall be provided remediation or intervention and ~~the opportunity~~
20 additional opportunities to ~~retake the test until at least a~~
21 ~~proficient score is attained on the tests of Algebra I, English II~~
22 ~~and two of the tests required in paragraph 3 of subsection A of this~~
23 ~~section or an approved alternative test~~ meet the requirements
24 adopted by the State Board of Education. Technology center schools

1 shall be authorized to provide intervention and remediation in
2 Algebra I, Algebra II, Geometry, English II, English III, United
3 States History, and Biology I to students enrolled in technology
4 center schools, with the approval of the independent school district
5 board.

6 D. 1. Students who do not meet the requirements of subsection
7 A of this section may graduate from a public high school with a
8 standard diploma by demonstrating mastery of state academic content
9 standards by alternative methods as approved by the State Board of
10 Education.

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

19 3. Students who score ten percent (10%) above the cut scores
20 approved by the State Board of Education for the American College
21 Testing Program (ACT), the Scholastic Aptitude Test (SAT), ACT Plan
22 or Preliminary Scholastic Aptitude Test/National Merit Scholarship
23 Qualifying Test (PSAT/NMSQT) alternate tests shall be deemed to have
24 satisfactorily demonstrated mastery of state academic content

1 standards in the subject areas for which alternative tests have been
2 approved and shall be exempt from ~~taking the end-of-instruction~~
3 ~~criterion-referenced tests in the subject areas of Algebra II,~~
4 ~~English III, Geometry or United States History as listed in~~
5 ~~paragraph 3 of subsection A of this section~~ meeting the requirements
6 adopted by the State Board of Education.

7 4. Students who have a score that is equal to or above the cut
8 scores approved by the State Board of Education for the Advanced
9 Placement course exams, ACT Workkeys job skills assessment, College-
10 Level Examination Program (CLEP) or International Baccalaureate (IB)
11 alternate tests shall be deemed to have satisfactorily demonstrated
12 mastery of state academic content standards in the subject areas for
13 which alternate tests have been approved and shall be exempt from
14 ~~taking the end-of-instruction criterion-referenced tests in the~~
15 ~~subject areas of Algebra II, English III, Geometry or United States~~
16 ~~History as listed in paragraph 3 of subsection A of this section~~
17 meeting the requirements adopted by the State Board of Education.

18 5. The State Board of Education shall adopt rules providing for
19 implementation of paragraphs 3 and 4 of this subsection. The rules
20 shall provide for the designation of students as proficient or
21 advanced based on the scores obtained pursuant to paragraphs 3 and 4
22 of this subsection for the purposes of calculating the grade of a
23 school as part of the accountability system developed pursuant to
24 Section 1210.545 of this title, evaluating teachers and

1 administrators as part of the Teacher and Leader Effectiveness
2 Evaluation System developed pursuant to Section 6-101.16 of this
3 title and for any other purpose provided for by law.

4 E. 1. The State Board of Education shall adopt rules
5 establishing an appeal process for students who have been denied a
6 standard diploma by the school district in which the student is or
7 was enrolled for failing to meet the requirements of this section.
8 A student who has been denied a standard diploma by the school
9 district in which the student is enrolled shall have thirty (30)
10 days after denial of the standard diploma in which to file a
11 petition for an appeal to the State Board of Education. The State
12 Board of Education shall take action on a petition for an appeal no
13 later than forty-five (45) days after receiving the petition.

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

21 F. 1. Students who have individualized education programs
22 pursuant to the Individuals with Disabilities Education Act (IDEA)
23 shall have an appropriate statement on the student's individualized
24 education program ~~requiring administration of the assessment~~

1 regarding administration of the requirements adopted by the State
2 Board of Education with or without accommodations or an alternate
3 assessment. Any accommodations normally ~~employed for the assessment~~
4 shall be approved by the State Board of Education and be provided
5 for in the individualized education program. All documentation for
6 each student shall be on file in the school prior to administration
7 of the ~~assessment~~ requirements adopted by the State Board of
8 Education.

9 2. Students with disabilities whose individualized education
10 program (IEP) pursuant to the Individuals with Disabilities
11 Education Act (IDEA) indicates that the student is to be assessed
12 with alternate achievement standards through the Oklahoma Alternate
13 Assessment Program (OAAP) may be eligible to graduate from a public
14 high school with a standard diploma after failing to meet the
15 requirements of subsection A of this section upon the determination
16 of the school district that the student meets the following
17 criteria:

18 a. obtains a written recommendation from the student's
19 teacher of record in consultation with the teacher in
20 each subject in which the student failed to meet the
21 requirements of subsection A of this section. The
22 recommendation shall be supported by the principal and
23 by documentation demonstrating the acquired knowledge
24

1 of the student by alternate measures as required by
2 the individualized education program (IEP),

3 b. completes remediation opportunities to the extent
4 required by the individualized education program
5 (IEP),

6 c. ~~retakes the exam in each subject in which the student~~
7 ~~failed to meet the requirements of subsection A of~~
8 ~~this section~~ any assessment or assessments designated
9 by the State Board of Education if the individualized

10 education program (IEP) requires retake opportunities,

11 d. maintains at least a C average or the equivalent in
12 each subject in which the student failed to meet the
13 requirements of subsection A of this section, and

14 e. meets all other graduation requirements of the school
15 district in which the student is enrolled.

16 3. The Oklahoma School for the Blind and the Oklahoma School
17 for the Deaf shall be considered local education agencies solely for
18 the purposes of purchasing, administering and obtaining test results
19 under this section for the students attending their schools.

20 4. Students identified as English language learners shall be
21 assessed in a valid and reliable manner with the state academic
22 assessments with acceptable accommodations as necessary or, to the
23 extent practicable, with alternate assessments aligned to the state
24 assessment provided by the school district in the language and form

1 most likely to yield accurate data of the student's knowledge of the
2 content areas.

3 G. Students who have been denied a standard diploma by the
4 school district in which the student is or was enrolled for failing
5 to meet the requirements of this section may re-enroll in the school
6 district that denied the student a standard diploma following the
7 denial of a standard diploma. The student shall be provided
8 remediation or intervention and ~~the opportunity to retake the test~~
9 additional opportunities to meet the requirements adopted by the
10 State Board of Education until ~~at least a proficient score is~~
11 ~~attained on the test or tests~~ the requirements or alternative
12 criteria adopted by the State Board of Education necessary to obtain
13 a standard diploma are met. Students who re-enroll in the school
14 district to meet the graduation requirements of this section shall
15 be exempt from the hourly instructional requirements of Section 1-
16 111 of this title and the six-period enrollment requirements of
17 Section 11-103.6 of this title.

18 H. The State Board of Education shall be authorized to contract
19 with an entity to develop and advise on the implementation of a
20 communications campaign to build public understanding of and support
21 for the testing requirements of this section.

22 SECTION 4. NEW LAW A new section of law to be codified
23 in the Oklahoma Statutes as Section 1210.529 of Title 70, unless
24 there is created a duplication in numbering, reads as follows:

1 The State Board of Education shall promulgate rules necessary to
2 implement the provisions of this act.

3 ~~SECTION 5. Section 3 of this act shall become effective July 1,~~
4 ~~2016.~~

5 ~~SECTION 6. Sections 1, 2 and 4 of this act shall become~~
6 ~~effective July 1, 2015.~~

7 ~~SECTION 7. It being immediately necessary for the preservation~~
8 ~~of the public peace, health and safety, an emergency is hereby~~
9 ~~declared to exist, by reason whereof this act shall take effect and~~
10 ~~be in full force from and after its passage and approval.~~

11 Passed the Senate the 9th day of March, 2015.

12

13

Presiding Officer of the Senate

14

15 Passed the House of Representatives the ____ day of _____,
16 2015.

17

18

Presiding Officer of the House
of Representatives

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