

1 ENGROSSED HOUSE
2 BILL NO. 3399

By: Hickman, Nelson, Kern,
Bennett, Ortega and
McCullough of the House

3
4 and

Brecheen of the Senate
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8 An Act relating to schools; amending 70 O.S. 2011,
9 Section 11-103.6a, which relates to the review of
10 adopted curriculum; changing references from
11 curriculum to standards; requiring subject matter
12 standards and changes to standards to be adopted
13 pursuant to a certain portion of the Administrative
14 Procedures Act; modifying date for certain revisions;
15 deleting requirement to adopt revisions to certain
16 subject area standards to align with Common Core
17 standards; requiring certain revisions to certain
18 subject area standards; defining revised standards;
19 directing the State Board of Education to develop and
20 administer high-quality assessments aligned with
21 certain subject matter curriculum; prohibiting state
22 officials and entities from entering into agreements
23 or contracts which cede state control over state
24 education standards and assessments; directing state
officials and entities to initiate amendment to
certain agreements, memoranda of understanding or
contracts; allowing waivers from federal law under
certain conditions; allowing the State Department of
Education and school districts to recognize and align
courses with certain standards and assessments;
directing the Board to maintain independence over
certain standards and assessments; allowing certain
benchmarking; requiring certain standards and
assessments to be controlled by the state;
authorizing school districts to determine
instructional material and curriculum; allowing
school districts to adopt additional supplementary
assessments; directing the Board to amend or repeal
certain rules under certain circumstances; directing
the Board to begin the revision process to certain

standards; requiring opportunity for public comment; requiring revisions to reflect direct application to certain proficiencies; prohibiting the inclusion of certain questions in standards and assessments; requiring the Board to make comparison of certain standards; listing areas of comparison; requiring submission of a report to certain persons; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 11-103.6a, is amended to read as follows:

Section 11-103.6a A. Each area of subject matter ~~curriculum~~ standards, except for technology curriculum, shall be adopted pursuant to Article I of the Administrative Procedures Act by the State Board of Education for implementation ~~by~~ on or before the beginning of the ~~2003-04~~ 2016-2017 school year and shall be thoroughly reviewed by the State Board every six (6) years according to and in coordination with the existing subject area textbook adoption cycle, ~~and the~~. The State Board shall ~~implement~~ promulgate rules for any revisions in such ~~curriculum~~ standards deemed necessary to achieve further improvements in the quality of education for the students of this state.

B. ~~By~~ On or before August 1, ~~2010~~ 2016, the State Board of Education shall adopt revisions to the subject matter ~~curriculum~~ standards adopted by the State Board for English Language Arts and Mathematics ~~as is necessary to align the curriculum with the K-12~~

1 ~~Common Core State Standards developed by the Common Core State~~
2 ~~Standards Initiative, an effort coordinated by the National~~
3 ~~Governors Association Center for Best Practices and the Council of~~
4 ~~Chief State School Officers. The revised curriculum shall reflect~~
5 ~~the K-12 Common Core State Standards in their entirety and may~~
6 ~~include additional standards as long as the amount of additional~~
7 ~~standards is not more than fifteen percent (15%) of the K-12 Common~~
8 ~~Core State Standards~~ which are college- and career-ready. To be
9 college- and career-ready the revisions to the standards shall be
10 certified by a state network of institutions of higher education to
11 be such that students who meet the revised standards will not need
12 remedial coursework at the postsecondary level.

13 C. On or before the 2016-2017 school year, the State Board of
14 Education shall develop and administer as provided for in Section
15 1210.508 of this title annual high-quality student assessments that
16 align with the college- and career-ready subject matter standards
17 developed pursuant to subsection B of this section and which measure
18 student growth.

19 D. No official, employee, agency or board of the state shall
20 enter into any agreement, memorandum of understanding or contract
21 with any federal agency or private entity which in any way cedes or
22 limits state discretion or control over the development, adoption or
23 revision of subject matter standards and student assessments in the
24 public school system, including but not limited to agreements,

1 memoranda of understanding and contracts in exchange for funding for
2 public schools and programs. Any official, employee, agency or
3 board of the state that is a party to such an agreement, memorandum
4 of understanding or contract on the effective date of this act shall
5 initiate necessary efforts to amend the agreement, memorandum of
6 understanding or contract to comply with the requirements of this
7 subsection. Nothing in this section shall be construed to prohibit
8 an official, employee, agency or board of the state from seeking and
9 being granted a waiver from federal law provided that the conditions
10 for the waiver do not require the state to cede or limit its
11 discretion or control over the development, adoption or revision of
12 subject matter standards and student assessments. Further, nothing
13 in this section shall be construed to prohibit the State Department
14 of Education or a school district from recognizing and aligning
15 related educational courses with standards and assessments that have
16 been developed or adopted by, or are related to, youth organizations
17 that have been granted a federal charter, including but not limited
18 to the FFA program.

19 E. The Board shall maintain independence of all subject matter
20 standards and student assessments in the state by rejecting any
21 efforts to subject Oklahoma standards and assessments to national or
22 standardized controls in violation of this section. Nothing in this
23 section shall prohibit benchmarking the state subject matter
24 standards and student assessments with those of other states or

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

3 F. All subject matter standards and student assessments shall
4 be solely controlled by the state through the State Board of
5 Education.

6 G. School districts shall exclusively determine the
7 instructional materials and curriculum to be used in meeting the
8 subject matter standards. School districts may, at their
9 discretion, adopt additional supplementary student assessments.

10 H. If any rule in existence on the effective date of this act,
11 including but not limited to Rule 210:15-4-3 of the Oklahoma
12 Administrative Code, conflicts with the requirements of this
13 section, the State Board of Education shall amend or repeal the rule
14 as necessary to comply with the requirements of this section.

15 I. 1. Upon the effective date of this act, the State Board of
16 Education shall begin the process of revising the English Language
17 Arts and Mathematics standards as provided for in subsection B of
18 this section. The Board shall provide reasonable opportunity,
19 consistent with best practices, for public comment on the revision
20 of the standards including but not limited to comments from
21 students, parents, educators, organizations representing students
22 with disabilities and English language learners, higher education
23 representatives, career technology education representatives,
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1 community-based organizations, Native American tribal
2 representatives and business community representatives.

3 2. Revisions to the subject matter standards and student
4 assessments shall be carefully circumscribed to reflect direct
5 application to subject matter proficiency and shall not include
6 standards or assessment questions that are emotive or subjective in
7 nature.

8 3. The Board shall compare the English Language Arts and
9 Mathematics standards as provided for in subsection B of this
10 section with the Priority Academic Student Skills standards. The
11 Board shall consider public comments, the use of best practices,
12 evidence and research in the evaluation of both sets of standards.
13 The Board shall compare the standards in the areas of:

- 14 a. effective preparation for active citizenship and
15 postsecondary education or the workforce,
- 16 b. subject matter content,
- 17 c. sequencing of subject matter content and relationship
18 to measurement of student growth,
- 19 d. developmental appropriateness of grade-level
20 expectations, academic content and instructional
21 rigor,
- 22 e. clarity for educators and parents,
- 23 f. exemplars tied to the standards,

- 1 g. measurability of student proficiency in the subject
- 2 matter,
- 3 h. comparability to other states and international
- 4 benchmarks, and
- 5 i. pedagogy.

6 4. Upon completion of the revisions and comparison of the
7 standards the Board shall submit to the Governor, the Speaker of the
8 House of Representatives, the President Pro Tempore of the Senate,
9 the Minority Leader of the House of Representatives and the Minority
10 Leader of the Senate a report outlining the revisions and comparison
11 results of the standards.

12 SECTION 2. It being immediately necessary for the preservation
13 of the public peace, health and safety, an emergency is hereby
14 declared to exist, by reason whereof this act shall take effect and
15 be in full force from and after its passage and approval.

1 Passed the House of Representatives the 12th day of March, 2014.

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3 _____
4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2014.

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Presiding Officer of the Senate