

**SENATE CHAMBER**  
**STATE OF OKLAHOMA**

DISPOSITION

☐ FLOOR AMENDMENT

No. \_\_\_\_\_

\_\_\_\_\_

☐ COMMITTEE AMENDMENT

\_\_\_\_\_  
(Date)

Mr./Madame President:

I move to amend House Bill No. 3221, by substituting the attached floor substitute for the title, enacting clause and entire body of the measure.

Submitted by:

\_\_\_\_\_  
Senator Stanislawski

Stanislawski-EB-FS-Req#3587  
4/12/2018 1:30 PM

(Floor Amendments Only)    Date and Time Filed: \_\_\_\_\_

☐ Untimely

☐ Amendment Cycle Extended

☐ Secondary Amendment

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

FLOOR SUBSTITUTE

FOR ENGROSSED

HOUSE BILL NO. 3221

By: Nollan of the House

and

Stanislawski of the Senate

FLOOR SUBSTITUTE

An Act relating to schools; amending 70 O.S. 2011, Section 1210.507, as last amended by Section 3, Chapter 360, O.S.L. 2016 (70 O.S. Supp. 2017, Section 1210.507), which relates to rules and regulations for assessments; requiring rather than allowing administration of certain assessments electronically; removing language requiring the State Board of Education to administer all assessments by another means; directing the State Board of Education to adopt a timeline for certain transition; allowing a school district to offer printed assessments if certain request for approval is made; directing the State Department of Education to publish certain date; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.507, as last amended by Section 3, Chapter 360, O.S.L. 2016 (70 O.S. Supp. 2017, Section 1210.507), is amended to read as follows:

Section 1210.507. A. The State Board of Education shall promulgate rules necessary for the implementation and administration of the provisions of the Oklahoma School Testing Program Act.

1       B. The State Board of Education shall require school district  
2 boards of education to annually provide information to the  
3 district's students, parents of students, and the public at large  
4 about the proper meaning and use of assessments administered  
5 pursuant to the provisions of the Oklahoma School Testing Program  
6 Act. The Department shall develop materials and make them available  
7 to school districts regarding the Oklahoma School Testing Program.

8       C. 1. Students enrolled in an online course or program that is  
9 offered by a school district or charter school that is not the  
10 district of residence or is not located in the district of residence  
11 of the student shall be provided the opportunity to take any  
12 assessment required pursuant to the Oklahoma School Testing Program  
13 Act or any other assessment generally required of students by the  
14 school district in which the student is enrolled at an alternative  
15 testing location approved by the State Board of Education. The  
16 alternative testing locations may be at sites that are not in the  
17 school district that is offering the online course or program or the  
18 district of residence. Alternative testing locations may include  
19 technology center school sites or any other testing location  
20 selected by the school district or charter school offering the  
21 online course or program. All alternative testing locations shall  
22 be subject to testing location rules promulgated by the State Board  
23 of Education. The school district or charter school offering the  
24 online course or program shall be responsible for any cost incurred

1 in providing an alternative testing location and any additional cost  
2 of administering an assessment at an alternative testing location.  
3 In order to provide alternative testing locations at geographically  
4 dispersed sites, the school district or charter school offering the  
5 online course or program shall, at a minimum, provide not less than  
6 six alternative testing locations, with at least one location in  
7 each quadrant of the state and in each of the two metropolitan areas  
8 in the state. Additional alternative testing locations may be  
9 provided by the school district or charter school offering the  
10 online course or program.

11 2. The performance of students on any assessment required  
12 pursuant to the Oklahoma School Testing Program Act or any other  
13 assessments generally required of students by the school district  
14 who are enrolled full-time in an online program that is offered by a  
15 school district or charter school that is not the district of  
16 residence or is not located in the district of residence of the  
17 student shall be reported separately by the school district or  
18 charter school and shall not be included when determining the  
19 performance levels of the school district or charter school in the  
20 Oklahoma School Testing Program as reported in the Oklahoma  
21 Educational Indicators Program.

22 D. The State Board of Education shall seek to establish and  
23 post on the Internet a sample assessment item bank that will be made  
24 available to teachers and will allow them to create and deliver

1 classroom assessments throughout the school year to check for  
2 student mastery of key concepts assessed by the assessments  
3 administered to students pursuant to the Oklahoma School Testing  
4 Program Act. Subject to the availability of funds, the Board shall  
5 annually release assessment items and make them available to the  
6 public.

7 E. The State Board of Education shall post on the Internet  
8 sample assessments for each grade level and subject matter  
9 assessment administered to students pursuant to the Oklahoma School  
10 Testing Program Act for the purpose of communicating expectation  
11 concerning the difficulty level and format to teacher, parents and  
12 students. The Board shall maintain the sample assessments on the  
13 Internet throughout the year and, as changes are made in the state  
14 academic content standards, shall update the sample assessments.  
15 The Board shall seek to expand the number of sample assessments  
16 items each year and to revise items as needed. The sample  
17 assessments shall reflect the actual assessments administered to  
18 students and may contain questions used on actual assessments given  
19 in previous years.

20 F. The State Board of Education ~~may~~ shall implement an  
21 electronic delivery system for all assessments administered pursuant  
22 to the Oklahoma School Testing Program Act that will allow students  
23 to participate in computer-based assessments in order to expedite  
24 the delivery and use of the results. ~~If the Board implements an~~

~~electronic delivery system for assessments, the Board shall continue to administer all assessments by another means, including but not limited to printed assessments. If options are available, school districts shall have the authority to select the means of administration of all assessments administered in that district~~ The State Board of Education shall adopt a timeline for transition to the electronic delivery system. A school district may choose to offer printed assessments by providing a request for approval and justification to the State Board of Education. The State Department of Education shall publish and make known the date by which districts choosing to offer printed assessments must make such request. In circumstances where the administration or delivery of an online or computer-based assessment has been or will be disrupted, delayed or cause problems with student participation, the Board may stop or cancel the online or computer-based assessment and administer the assessment by another means.

SECTION 2. This act shall become effective July 1, 2018.

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

56-2-3587

EB

4/12/2018 1:30:48 PM