

**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#3633  
4/18/2018 2:11 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 11-103.6b, which relates to diversity of social studies core curriculum; requiring inclusion of information about Juneteenth in social studies curriculum; defining term; updating statutory references; 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 11-103.6b,  
is amended to read as follows:

1       Section 11-103.6b A. The State Board of Education shall adopt  
2 a social studies core curriculum with courses of instruction for all  
3 students enrolled in the public schools that reflect the racial,  
4 ethnic, religious, and cultural diversity of the United States of  
5 America. The United States history and Oklahoma history components  
6 required in the social studies curriculum for all students shall  
7 include, but not be limited to, African Americans, Native Americans,  
8 and Hispanic Americans. The United States history component  
9 required in the social studies curriculum for all students shall  
10 include information about Juneteenth commemorating emancipation of  
11 enslaved African Americans.

12       B. The State Textbook Committee, when adopting textbooks, shall  
13 incorporate the provisions of subsection A of this section into the  
14 criteria used to evaluate United States history and Oklahoma history  
15 textbooks. Any United States history or Oklahoma history textbook  
16 on the state adopted textbook list shall conform to the purposes of  
17 this ~~act~~ section. The State Textbook Committee shall ensure that  
18 all social studies textbooks and supplementary materials selected to  
19 be purchased with state funds for use in Oklahoma classrooms reflect  
20 the racial, ethnic, religious, and cultural diversity of the United  
21 States.

22       C. It is the intent of the Legislature that a portion of the  
23 state funds appropriated for professional development in local  
24

1 school districts be used for workshops, seminars, guest lecturers,  
2 and other methods which further the purposes of this ~~act~~ section.

3 D. As used in this section, "curriculum" means the subject  
4 matter standards adopted by the State Board of Education pursuant to  
5 Section 11-103.6 of this title. School districts shall exclusively  
6 determine instruction, specific course curricula, reading lists and  
7 instructional materials pursuant to subsection F of Section 11-  
8 103.6a of this title.

9 SECTION 2. AMENDATORY 70 O.S. 2011, Section 1210.507, as  
10 last amended by Section 3, Chapter 360, O.S.L. 2016 (70 O.S. Supp.  
11 2017, Section 1210.507), is amended to read as follows:

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

15 B. The State Board of Education shall require school district  
16 boards of education to annually provide information to the  
17 district's students, parents of students, and the public at large  
18 about the proper meaning and use of assessments administered  
19 pursuant to the provisions of the Oklahoma School Testing Program  
20 Act. The Department shall develop materials and make them available  
21 to school districts regarding the Oklahoma School Testing Program.

22 C. 1. Students enrolled in an online course or program that is  
23 offered by a school district or charter school that is not the  
24 district of residence or is not located in the district of residence

1 of the student shall be provided the opportunity to take any  
2 assessment required pursuant to the Oklahoma School Testing Program  
3 Act or any other assessment generally required of students by the  
4 school district in which the student is enrolled at an alternative  
5 testing location approved by the State Board of Education. The  
6 alternative testing locations may be at sites that are not in the  
7 school district that is offering the online course or program or the  
8 district of residence. Alternative testing locations may include  
9 technology center school sites or any other testing location  
10 selected by the school district or charter school offering the  
11 online course or program. All alternative testing locations shall  
12 be subject to testing location rules promulgated by the State Board  
13 of Education. The school district or charter school offering the  
14 online course or program shall be responsible for any cost incurred  
15 in providing an alternative testing location and any additional cost  
16 of administering an assessment at an alternative testing location.  
17 In order to provide alternative testing locations at geographically  
18 dispersed sites, the school district or charter school offering the  
19 online course or program shall, at a minimum, provide not less than  
20 six alternative testing locations, with at least one location in  
21 each quadrant of the state and in each of the two metropolitan areas  
22 in the state. Additional alternative testing locations may be  
23 provided by the school district or charter school offering the  
24 online course or program.

1        2. The performance of students on any assessment required  
2 pursuant to the Oklahoma School Testing Program Act or any other  
3 assessments generally required of students by the school district  
4 who are enrolled full-time in an online program that is offered by a  
5 school district or charter school that is not the district of  
6 residence or is not located in the district of residence of the  
7 student shall be reported separately by the school district or  
8 charter school and shall not be included when determining the  
9 performance levels of the school district or charter school in the  
10 Oklahoma School Testing Program as reported in the Oklahoma  
11 Educational Indicators Program.

12        D. The State Board of Education shall seek to establish and  
13 post on the Internet a sample assessment item bank that will be made  
14 available to teachers and will allow them to create and deliver  
15 classroom assessments throughout the school year to check for  
16 student mastery of key concepts assessed by the assessments  
17 administered to students pursuant to the Oklahoma School Testing  
18 Program Act. Subject to the availability of funds, the Board shall  
19 annually release assessment items and make them available to the  
20 public.

21        E. The State Board of Education shall post on the Internet  
22 sample assessments for each grade level and subject matter  
23 assessment administered to students pursuant to the Oklahoma School  
24 Testing Program Act for the purpose of communicating expectation

1 concerning the difficulty level and format to teacher, parents and  
2 students. The Board shall maintain the sample assessments on the  
3 Internet throughout the year and, as changes are made in the state  
4 academic content standards, shall update the sample assessments.  
5 The Board shall seek to expand the number of sample assessments  
6 items each year and to revise items as needed. The sample  
7 assessments shall reflect the actual assessments administered to  
8 students and may contain questions used on actual assessments given  
9 in previous years.

10 F. The State Board of Education ~~may~~ shall implement an  
11 electronic delivery system for all assessments administered pursuant  
12 to the Oklahoma School Testing Program Act that will allow students  
13 to participate in computer-based assessments in order to expedite  
14 the delivery and use of the results. ~~If the Board implements an~~  
15 ~~electronic delivery system for assessments, the Board shall continue~~  
16 ~~to administer all assessments by another means, including but not~~  
17 ~~limited to printed assessments. If options are available, school~~  
18 ~~districts shall have the authority to select the means of~~  
19 ~~administration of all assessments administered in that district~~ The  
20 State Board of Education shall adopt a timeline for transition to  
21 the electronic delivery system. A school district may choose to  
22 offer printed assessments by providing a request for approval and  
23 justification to the State Board of Education. The State Department  
24 of Education shall publish and make known the date by which

1 districts choosing to offer printed assessments must make such  
2 request. In circumstances where the administration or delivery of  
3 an online or computer-based assessment has been or will be  
4 disrupted, delayed or cause problems with student participation, the  
5 Board may stop or cancel the online or computer-based assessment and  
6 administer the assessment by another means.

7 SECTION 3. This act shall become effective July 1, 2018.

8 SECTION 4. It being immediately necessary for the preservation  
9 of the public peace, health or safety, an emergency is hereby  
10 declared to exist, by reason whereof this act shall take effect and  
11 be in full force from and after its passage and approval.

12  
13 56-2-3633 EB 4/18/2018 2:11:49 PM  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24