

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                               STATE OF OKLAHOMA

3                               2nd Session of the 56th Legislature (2018)

4   HOUSE BILL 3221

                              By: Nollan of the House

5                                               and

6                                               Stanislawski of the Senate

7  
8  
9                                               AS INTRODUCED

10                   An Act relating to schools; amending 70 O.S. 2011,  
11                   Section 1210.541, as last amended by Section 1,  
12                   Chapter 131, O.S.L. 2017 (70 O.S. Supp. 2017, Section  
13                   1210.541), which relates to student performance  
14                   levels; modifying performance level labels; updating  
15                   definitions of levels; and providing an effective  
16                   date.

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

18           SECTION 1.        AMENDATORY        70 O.S. 2011, Section 1210.541, as  
19   last amended by Section 1, Chapter 131, O.S.L. 2017 (70 O.S. Supp.  
20   2017, Section 1210.541), is amended to read as follows:

21           Section 1210.541   A.   The Commission for Educational Quality and  
22   Accountability shall determine and adopt a series of student  
23   performance levels and the corresponding cut scores pursuant to the  
24   Oklahoma School Testing Program Act.

1 B. The Commission for Educational Quality and Accountability  
2 shall have the authority to set cut scores using any method which  
3 the State Board of Education was authorized to use in setting cut  
4 scores prior to July 1, 2013.

5 C. The performance levels shall be set by a method that  
6 indicates students are ready for the next grade, course, or level of  
7 education, as applicable. The Commission for Educational Quality  
8 and Accountability shall establish panels to review and revise the  
9 performance level descriptors for each subject and grade level. The  
10 Commission shall ensure that the assessments developed and  
11 administered by the State Board of Education pursuant to the  
12 Oklahoma School Testing Program Act in grades three through eight  
13 and at the secondary level are vertically aligned by content across  
14 grade levels to ensure consistency, continuity, alignment and  
15 clarity. The Commission shall adopt performance levels that are  
16 labeled and defined as follows:

17 1. Advanced, which shall indicate that students demonstrate  
18 superior performance on challenging subject matter;

19 2. Proficient, which shall indicate that students demonstrate  
20 mastery over ~~appropriate grade-level~~ challenging subject matter ~~and~~  
21 , can analyze and apply such knowledge to real-world situations,  
22 that students are ready for the next grade, course, or level of  
23 education, ~~as applicable~~ and that students are on track to be ready  
24 for college or career;

1        3. ~~Limited knowledge~~ Basic, which shall indicate that students  
2 demonstrate partial mastery of the essential knowledge and skills  
3 ~~appropriate to~~ that are foundational for proficient work at their  
4 grade level or course; and

5        4. ~~Unsatisfactory~~ Below Basic, which shall indicate that  
6 students have not performed at least at the ~~limited knowledge~~ Basic  
7 level.

8        D. The State Board of Education shall develop and implement in  
9 accordance with the Elementary and Secondary Education Act of 1965  
10 (ESEA), as reauthorized and amended by P.L. No. 114-95, also known  
11 as the Every Student Succeeds Act (ESSA), an accountability system  
12 as provided for in 20 U.S.C., 6311 and any related federal  
13 regulations. The accountability system shall be implemented  
14 beginning with the 2002-2003 school year and shall be based on the  
15 data as established pursuant to Section 1210.545 of this title and  
16 as modified to meet the mandates of the ESEA. For the 2002-2003  
17 school year and every year thereafter the State Board of Education  
18 shall publish and ensure that each local education agency is  
19 provided with data annually by site so that the local education  
20 agency can make determinations to identify schools for rewards, and  
21 supports and interventions. The State Board of Education shall  
22 establish a system of recognition, rewards, interventions and  
23 technical assistance, as required by state law and the Elementary  
24 and Secondary Education Act of 1965 (ESEA) as reauthorized and

1 amended by P.L. No. 114-95, also known as the Every Student Succeeds  
2 Act (ESSA).

3 E. A school that is identified as in need of improvement by the  
4 State Board of Education pursuant to this section, because of  
5 failure to meet either an academic performance target or an  
6 attendance or graduation performance target, or both, and is  
7 identified as in need of improvement pursuant to the Elementary and  
8 Secondary Education Act of 1965 (ESEA), as reauthorized and amended  
9 by P.L. No. 114-95, also known as the Every Student Succeeds Act  
10 (ESSA), shall utilize the assistance of a school support team or  
11 other similar team formed by the State Department of Education to  
12 provide support for schools in need of improvement, subject to  
13 school support team capacity. The school support team shall review  
14 and analyze all facets of operation of the school including the  
15 design and operation of the instructional program. The school  
16 support team shall assist the school in:

17 1. Incorporating strategies based on scientifically based  
18 research that will strengthen the core academic subjects in the  
19 school and address the specific academic issues that caused the  
20 school to be identified for school improvement;

21 2. Incorporating strategies to promote high quality  
22 professional development; and

23 3. Training teachers to analyze classroom and school-level data  
24 and use the data to inform instruction.

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

COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 02/27/2018  
- DO PASS, As Coauthored.