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February 19, 2018

By: Smalley

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.

B. The State Board of Education shall require school district boards of education to annually provide information to the

1 district's students, parents of students, and the public at large
2 about the proper meaning and use of assessments administered
3 pursuant to the provisions of the Oklahoma School Testing Program
4 Act. The Department shall develop materials and make them available
5 to school districts regarding the Oklahoma School Testing Program.

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

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

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

20 D. The State Board of Education shall seek to establish and
21 post on the Internet a sample assessment item bank that will be made
22 available to teachers and will allow them to create and deliver
23 classroom assessments throughout the school year to check for
24 student mastery of key concepts assessed by the assessments

1 administered to students pursuant to the Oklahoma School Testing
2 Program Act. Subject to the availability of funds, the Board shall
3 annually release assessment items and make them available to the
4 public.

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

18 F. The State Board of Education ~~may~~ shall implement an
19 electronic delivery system for all assessments administered pursuant
20 to the Oklahoma School Testing Program Act that will allow students
21 to participate in computer-based assessments in order to expedite
22 the delivery and use of the results. ~~If the Board implements an~~
23 ~~electronic delivery system for assessments, the Board shall continue~~
24 ~~to administer all assessments by another means, including but not~~

1 ~~limited to printed assessments. If options are available, school~~
2 ~~districts shall have the authority to select the means of~~
3 ~~administration of all assessments administered in that district~~ The
4 State Board of Education shall adopt a timeline for transition to
5 the electronic delivery system. A school district may choose to
6 offer printed assessments by providing a request for approval and
7 justification to the State Board of Education. The State Department
8 of Education shall publish and make known the date by which
9 districts choosing to offer printed assessments must make such
10 request. In circumstances where the administration or delivery of
11 an online or computer-based assessment has been or will be
12 disrupted, delayed or cause problems with student participation, the
13 Board may stop or cancel the online or computer-based assessment and
14 administer the assessment by another means.

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

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

20 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION
21 February 19, 2018 - DO PASS
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