

STATE OF OKLAHOMA

1st Session of the 56th Legislature (2017)

HOUSE BILL 1349

By: Condit

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2011, Section 1210.545, as last amended by Section 10, Chapter 360, O.S.L. 2016 (70 O.S. Supp. 2016, Section 1210.545), which relates to the annual reports of the Oklahoma School Testing Program; modifying description of purpose of the annual reports; adding student achievement results and performance descriptions from certain schools to annual reports; 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 1210.545, as last amended by Section 10, Chapter 360, O.S.L. 2016 (70 O.S. Supp. 2016, Section 1210.545), is amended to read as follows:

Section 1210.545 A. 1. Except as otherwise provided, as part of the education accountability system developed as a way to inform Oklahoma taxpayers, as provided for in Section 1210.541 of this title, the State Board of Education shall prepare annual reports of the results of the Oklahoma School Testing Program which describe student achievement in the state and each school site. The reports shall also include student achievement results of private schools

1 that directly or indirectly receive revenue from the state allocated
2 for the financial support of public schools.

3 2. The Board shall study and may recommend revisions to the
4 Legislature to the calculation metrics of all components of the
5 school report cards to ensure that the evaluation system is clear,
6 transparent, statistically trustworthy, credible, and aligned with
7 the state assessment system. The Board shall seek certification
8 from the Oklahoma State Regents for Higher Education that
9 recommended revisions, if adopted, will improve the clarity,
10 transparency, statistical trustworthiness, credibility, and
11 alignment of the evaluation system. The State Regents shall provide
12 the Board a detailed description of the certification process and
13 results, including a list of any deficiencies the State Regents find
14 with the study or the resulting recommendations. The Board shall
15 issue a report by December 31, 2015, and submit a copy of the report
16 to the Governor, the Speaker of the House of Representatives, the
17 President Pro Tempore of the Senate, the Minority Leader of the
18 House of Representatives, and the Minority Leader of the Senate.
19 The Board shall prescribe the design and content of the reports,
20 which shall include, without limitation, descriptions of the
21 performance of all schools participating in the Oklahoma School
22 Testing Program and all of the major student populations as
23 determined by the Board, and shall also include the median scores of
24 all eligible students who scored at or in the lowest twenty-fifth

1 percentile of the state in the previous school year. The reports
2 shall also include student performance descriptions of private
3 schools that directly or indirectly receive revenue from the state
4 allocated for the financial support of public schools. The
5 confidentiality of individual student records shall be preserved as
6 required by law.

7 B. The annual report as required pursuant to subsection A of
8 this section shall identify school sites as having one of the
9 following grades, defined according to rules of the State Board of
10 Education:

- 11 1. "A" means schools making excellent progress;
- 12 2. "B" means schools making above average progress;
- 13 3. "C" means schools making satisfactory progress;
- 14 4. "D" means schools making less than satisfactory progress;

15 and

- 16 5. "F" means schools failing to make adequate progress.

17 C. Each school that has students who are tested and included in
18 the school grading system as provided for in this section shall
19 receive a school grade, except as follows:

- 20 1. A school shall not receive a school grade if the number of
21 students tested and included in the school grading system is less
22 than the minimum sample size necessary for statistical reliability
23 and prevention of the unlawful release of personally identifiable
24 student data. The State Board of Education is directed to establish

1 the lowest minimum sample size necessary to meet the requirements of
2 this paragraph;

3 2. A school that serves any combination of students in
4 kindergarten through grade three which does not receive a school
5 grade because the students are not tested and included in the school
6 grading system shall receive the school grade designation of a
7 feeder pattern school identified by the State Department of
8 Education and verified by the school district. A school feeder
9 pattern exists if at least sixty percent (60%) of the students in
10 the school serving a combination of students in kindergarten through
11 grade three are scheduled to be assigned to the graded school; and

12 3. The academic performance of students who are enrolled full-
13 time in an online program that is offered by a school district or
14 charter school that is not the district of residence or is not
15 located in the district of residence of the student shall be
16 reported separately by the school district or charter school and
17 shall not be included when determining the grade of the school site
18 or charter school.

19 D. The grade of a school shall be based on a combination of:

20 1. Fifty percent (50%) on whole school performance, as measured
21 by allocating one point for each student who scores proficient or
22 advanced on the assessments administered under Section 1210.508 of
23 this title and alternative test scores administered to students
24 divided by the number of students taking the assessments;

1 2. Twenty-five percent (25%) on whole school growth, as
2 measured by allocating one point for each student who improves
3 proficiency levels or improves substantially within a proficiency
4 level on assessments administered under Section 1210.508 of this
5 title divided by the number of students taking the assessments; and

6 3. Twenty-five percent (25%) on growth in the bottom quartile
7 of students, as measured by allocating one point for each student in
8 the bottom quartile who improves proficiency levels or improves
9 substantially within a proficiency level on assessments administered
10 under Section 1210.508 of this title divided by the number of
11 students taking the assessments.

12 E. In addition to the components outlined in subsection D of
13 this section, the following bonus points shall be considered in
14 determining the grade of a school site:

15 1. For schools comprised of high school grades:

- 16 a. five points for meeting the criteria for an "A" for
17 the high school graduation rate of the school, as
18 defined by rules adopted by the Board,
- 19 b. one point for meeting the criteria for an "A" for
20 performance or participation of students in College
21 Board Advanced Placement courses, International
22 Baccalaureate courses, concurrent enrollment courses,
23 Advanced International Certificate of Education
24 courses, or the achievement of students on national

1 industry certification, as defined by rules adopted by
2 the Board,

3 c. one point for meeting the criteria for an "A" for
4 participation or performance in SAT tests administered
5 by the College Board or the American College Test
6 (ACT), as defined by rules adopted by the Board,

7 d. one point for meeting the criteria for an "A" for the
8 high school graduation rate of students who scored at
9 limited knowledge or unsatisfactory on the eighth-
10 grade assessments in reading and mathematics
11 administered pursuant to Section 1210.508 of this
12 title,

13 e. as valid data becomes available, one point for the
14 performance of students on the high school assessments
15 administered under Section 1210.508 of this title, as
16 defined by rules adopted by the Board, and

17 f. one point for the growth or decline in the components
18 listed in subparagraphs a through e of this paragraph
19 from year to year, as defined by rules adopted by the
20 Board;

21 2. For schools comprised of middle school grades:

22 a. two points for meeting the criteria for an "A" for the
23 drop-out rate of the school, as defined by rules
24 adopted by the Board,

1 b. two points for meeting the criteria for an "A" for the
2 percentage of students who are taking higher level
3 coursework at a satisfactory or higher level, as
4 defined by rules adopted by the Board, and

5 c. six points for meeting the criteria for an "A" for
6 attendance, as defined by rules adopted by the Board;
7 and

8 3. For schools comprised of elementary school grades, ten
9 points for meeting the criteria for an "A" for attendance, as
10 defined by rules adopted by the Board.

11 F. Student test data used in determining school grades shall
12 include:

13 1. The aggregate scores of all eligible students enrolled in
14 the school who have been administered the assessments administered
15 under Section 1210.508 of this title; and

16 2. For schools comprised of high school grades, the data listed
17 in paragraph 1 of this subsection, and the following data as the
18 State Department of Education determines the data are valid and
19 available:

20 a. the high school graduation rate of the school as
21 calculated by the Department,

22 b. the participation rate of all eligible students
23 enrolled in the school in College Board Advanced
24 Placement courses whether taught at a high school, a

1 technology center school, or a regional site of the
2 Oklahoma School of Science and Mathematics,
3 International Baccalaureate courses, concurrent
4 enrollment courses, Advanced International Certificate
5 of Education courses, courses or sequence of courses
6 leading to national industry certification identified
7 pursuant to rules adopted by the Board, courses or
8 sequence of courses granted cooperative college
9 alliance credit taken at a technology center school,
10 and science, technology, engineering and mathematics
11 courses taken at a regional site of the Oklahoma
12 School of Science and Mathematics,

13 c. the aggregate scores of all eligible students enrolled
14 in the school in College Board Advanced Placement
15 courses whether taught at a high school, a technology
16 center school, or a regional site of the Oklahoma
17 School of Science and Mathematics, International
18 Baccalaureate courses, and Advanced International
19 Certificate of Education courses,

20 d. earning of college credit by all eligible students
21 enrolled in the school in concurrent enrollment
22 programs as provided for in Section 628.13 of this
23 title and in cooperative college alliance courses
24 taken at a technology center school,

- e. earning of a national industry certification identified pursuant to rules adopted by the Board,
- f. the aggregate scores of all eligible students enrolled in the school in reading, mathematics, and other subjects as measured by the SAT test administered by the College Board and the ACT,
- g. the high school graduation rate of all eligible students enrolled in the school who scored at limited knowledge or unsatisfactory on the eighth-grade assessments in reading and mathematics administered under Section 1210.508 of this title,
- h. the performance of students on statewide high school assessments administered under Section 1210.508 of this title, and
- i. the growth or decline in the data components listed in subparagraphs a through h of this paragraph from year to year.

G. Grades shall be calculated by combining the points earned for whole school performance, whole school growth and growth in the bottom quartile of students, measured pursuant to subsection D of this section, and any bonus points earned pursuant to subsection E of this section. Grades shall be assigned based on the following scale:

- 1 1. Ninety-seven percent (97%) to one hundred percent (100%) =
2 A+;
- 3 2. Ninety-three percent (93%) to ninety-six percent (96%) = A;
- 4 3. Ninety percent (90%) to ninety-two percent (92%) = A-;
- 5 4. Eighty-seven percent (87%) to eighty-nine percent (89%) =
6 B+;
- 7 5. Eighty-three percent (83%) to eighty-six percent (86%) = B;
- 8 6. Eighty percent (80%) to eighty-two percent (82%) = B-;
- 9 7. Seventy-seven percent (77%) to seventy-nine percent (79%) =
10 C+;
- 11 8. Seventy-three percent (73%) to seventy-six percent (76%) =
12 C;
- 13 9. Seventy percent (70%) to seventy-two percent (72%) = C-;
- 14 10. Sixty-seven percent (67%) to sixty-nine percent (69%) = D+;
- 15 11. Sixty-three percent (63%) to sixty-six percent (66%) = D;
- 16 12. Sixty percent (60%) to sixty-two percent (62%) = D-; and
- 17 13. Fifty-nine percent (59%) and below = F.

18 H. The annual report shall identify the performance of each
19 school as having improved, remained the same, or declined. This
20 school improvement rating shall be based on a comparison of the
21 student and school performance data of the current year to the
22 previous year data. Schools that improve at least one grade level
23 are eligible for school recognition as established by the Board

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1 through the accountability system developed pursuant to Section
2 1210.541 of this title.

3 I. The State Department of Education shall annually develop, in
4 collaboration with school districts and the Office of Educational
5 Quality and Accountability, a school site report card to be
6 delivered to parents throughout each school district. The report
7 card shall include the grade for the school, information regarding
8 school improvement, an explanation of school performance as
9 evaluated in accordance with the Elementary and Secondary Education
10 Act of 1965 (ESEA), as reauthorized and amended by P.L. No. 114-95,
11 also known as the Every Student Succeeds Act (ESSA), and indicators
12 of return on investment. The report card for each school site shall
13 be published annually by the Department on its website, and every
14 school district shall provide the school site report card to the
15 parent or guardian of each student enrolled in the school site. In
16 order to provide information regarding school performance for school
17 site report cards issued during the 2016-2017 and 2017-2018 school
18 year, the Department shall include an explanation of the changes to
19 the statewide system of student assessments as required in Section
20 1210.508 of this title and how the transition in assessments may
21 impact school performance. The Department shall issue school site
22 report cards using the 2016-2017 school year assessment data that is
23 available.

1 J. The Legislature may factor in the performance of schools in
2 calculating any performance-based funding policy that is provided to
3 public school districts.

4 K. The State Board of Education shall promulgate rules to
5 implement the provisions of this section.

6 SECTION 2. This act shall become effective July 1, 2017.

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

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12 56-1-5425 AM 12/27/16

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