

1 STATE OF OKLAHOMA

2 1st Session of the 56th Legislature (2017)

3 HOUSE BILL 1595

By: Teague

6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2011,
8 Section 1210.545, as last amended by Section 10,
Chapter 360, O.S.L. 2016 (70 O.S. Supp. 2016, Section
9 1210.545), which relates to the Oklahoma School
10 Testing Program; requiring State Board of Education
to promulgate rules relating to school site report
11 card; providing an effective date; and declaring an
emergency.

12
13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.545, as
15 last amended by Section 10, Chapter 360, O.S.L. 2016 (70 O.S. Supp.
16 2016, Section 1210.545), is amended to read as follows:

17 Section 1210.545 A. 1. Except as otherwise provided, as part
18 of the accountability system developed as provided for in Section
19 1210.541 of this title, the State Board of Education shall prepare
20 annual reports of the results of the Oklahoma School Testing Program
21 which describe student achievement in the state and each school
22 site.

23 2. The Board shall study and may recommend revisions to the
24 Legislature to the calculation metrics of all components of the

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

1 B. The annual report as required pursuant to subsection A of
2 this section shall identify school sites as having one of the
3 following grades, defined according to rules of the State Board of
4 Education:

- 5 1. "A" means schools making excellent progress;
- 6 2. "B" means schools making above average progress;
- 7 3. "C" means schools making satisfactory progress;
- 8 4. "D" means schools making less than satisfactory progress;

9 and

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

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

14 1. A school shall not receive a school grade if the number of
15 students tested and included in the school grading system is less
16 than the minimum sample size necessary for statistical reliability
17 and prevention of the unlawful release of personally identifiable
18 student data. The State Board of Education is directed to establish
19 the lowest minimum sample size necessary to meet the requirements of
20 this paragraph;

21 2. A school that serves any combination of students in
22 kindergarten through grade three which does not receive a school
23 grade because the students are not tested and included in the school
24 grading system shall receive the school grade designation of a

1 feeder pattern school identified by the State Department of
2 Education and verified by the school district. A school feeder
3 pattern exists if at least sixty percent (60%) of the students in
4 the school serving a combination of students in kindergarten through
5 grade three are scheduled to be assigned to the graded school; and

6 3. The academic performance of students who are enrolled full-
7 time in an online program that is offered by a school district or
8 charter school that is not the district of residence or is not
9 located in the district of residence of the student shall be
10 reported separately by the school district or charter school and
11 shall not be included when determining the grade of the school site
12 or charter school.

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

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

19 2. Twenty-five percent (25%) on whole school growth, as
20 measured by allocating one point for each student who improves
21 proficiency levels or improves substantially within a proficiency
22 level on assessments administered under Section 1210.508 of this
23 title divided by the number of students taking the assessments; and
24

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

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

10 1. For schools comprised of high school grades:

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

- 1 by the College Board or the American College Test
2 (ACT), as defined by rules adopted by the Board,
- 3 d. one point for meeting the criteria for an "A" for the
4 high school graduation rate of students who scored at
5 limited knowledge or unsatisfactory on the eighth-
6 grade assessments in reading and mathematics
7 administered pursuant to Section 1210.508 of this
8 title,
- 9 e. as valid data becomes available, one point for the
10 performance of students on the high school assessments
11 administered under Section 1210.508 of this title, as
12 defined by rules adopted by the Board, and
- 13 f. one point for the growth or decline in the components
14 listed in subparagraphs a through e of this paragraph
15 from year to year, as defined by rules adopted by the
16 Board;

17 2. For schools comprised of middle school grades:

- 18 a. two points for meeting the criteria for an "A" for the
19 drop-out rate of the school, as defined by rules
20 adopted by the Board,
- 21 b. two points for meeting the criteria for an "A" for the
22 percentage of students who are taking higher level
23 coursework at a satisfactory or higher level, as
24 defined by rules adopted by the Board, and

1 c. six points for meeting the criteria for an "A" for
2 attendance, as defined by rules adopted by the Board;
3 and

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

7 F. Student test data used in determining school grades shall
8 include:

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

12 2. For schools comprised of high school grades, the data listed
13 in paragraph 1 of this subsection, and the following data as the
14 State Department of Education determines the data are valid and
15 available:

16 a. the high school graduation rate of the school as
17 calculated by the Department,

18 b. the participation rate of all eligible students
19 enrolled in the school in College Board Advanced
20 Placement courses whether taught at a high school, a
21 technology center school, or a regional site of the
22 Oklahoma School of Science and Mathematics,
23 International Baccalaureate courses, concurrent
24 enrollment courses, Advanced International Certificate

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

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

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

21 e. earning of a national industry certification
22 identified pursuant to rules adopted by the Board,

23 f. the aggregate scores of all eligible students enrolled
24 in the school in reading, mathematics, and other

1 subjects as measured by the SAT test administered by
2 the College Board and the ACT,

3 g. the high school graduation rate of all eligible
4 students enrolled in the school who scored at limited
5 knowledge or unsatisfactory on the eighth-grade
6 assessments in reading and mathematics administered
7 under Section 1210.508 of this title,

8 h. the performance of students on statewide high school
9 assessments administered under Section 1210.508 of
10 this title, and

11 i. the growth or decline in the data components listed in
12 subparagraphs a through h of this paragraph from year
13 to year.

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

20 1. Ninety-seven percent (97%) to one hundred percent (100%) =
21 A+;

22 2. Ninety-three percent (93%) to ninety-six percent (96%) = A;

23 3. Ninety percent (90%) to ninety-two percent (92%) = A-;
24

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

14 H. The annual report shall identify the performance of each
15 school as having improved, remained the same, or declined. This
16 school improvement rating shall be based on a comparison of the
17 student and school performance data of the current year to the
18 previous year data. Schools that improve at least one grade level
19 are eligible for school recognition as established by the Board
20 through the accountability system developed pursuant to Section
21 1210.541 of this title.

22 I. The State Department of Education shall annually develop, in
23 collaboration with school districts and the Office of Educational
24 Quality and Accountability, a school site report card to be

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

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

22 K. The State Board of Education shall promulgate rules to
23 implement the provisions of this section. The Board shall
24 promulgate rules regarding the school site report card that:

1 1. Grant a medical exemption from the eighteen-day chronic
2 absenteeism provision; and

3 2. Provide that if a student tests at the advanced level in a
4 certain grade and tests at the advanced level in the subsequent
5 grade, the school is not penalized for its failure to show growth.

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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