

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

HOUSE BILL 1839

By: Waldron

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2011, Section 1210.545, as last amended by Section 1, Chapter 59, O.S.L. 2019 (70 O.S. Supp. 2020, Section 1210.545), which relates to Oklahoma School Testing Program annual reports; modifying indicators for assigning school grades; eliminating inclusion of chronic absenteeism; and providing an effective date.

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 1, Chapter 59, O.S.L. 2019 (70 O.S. Supp. 2020, Section 1210.545), is amended to read as follows:

Section 1210.545 A. Except as otherwise provided, as part of the accountability system developed 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, pursuant to the Elementary and Secondary Education Act of 1965 (ESEA) as reauthorized by P.L. No. 114-95, also known as the Every Student Succeeds Act (ESSA), and any related federal regulations.

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 for each indicator, separately, and by a single  
4 overview grade of all indicators, defined according to rules of the  
5 State Board of Education:

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

10 and

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

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

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

22 2. The academic performance of students who are enrolled full-  
23 time in an online program that is offered by a school district or  
24 charter school that is not the district of residence or is not

1 located in the district of residence of the student shall be  
2 reported separately by the school district or charter school and  
3 shall not be included when determining the grade of the school site  
4 or charter school.

5 D. The State Board of Education may adopt alternate systems of  
6 accountability for statewide virtual charter schools, alternative  
7 education programs as defined in Section 1210.568 of this title, and  
8 schools serving only grades prekindergarten or kindergarten through  
9 two.

10 E. The grade of a school shall be based on a multimeasures  
11 approach to accountability in accordance with the Elementary and  
12 Secondary Education Act of 1965 (ESEA) as reauthorized by P.L. No.  
13 114-95, also known as the Every Student Succeeds Act (ESSA), and any  
14 federal regulations that include, but are not limited to, the  
15 following indicators:

16 1. Statewide assessments, including the establishment of  
17 student performance bands;

18 2. Graduation rates for high schools;

19 3. Statewide academic measures for elementary and middle  
20 schools;

21 4. English language proficiency for English learners; and

22 5. ~~At least one additional statewide measure of school quality~~  
23 ~~or student success, including, but not limited to, school~~ Schools  
24

1 ~~climate, school safety, student engagement, educator engagement,~~  
2 ~~and/or advanced coursework and postsecondary readiness.~~

3 F. Of the indicators included in subsection E of this section,  
4 not less than seventy percent (70%) of the overview grade must be  
5 given to indicators 1, 2, 3 and 4 and, in the aggregate, with not  
6 more than thirty percent (30%) of the grade given to indicator 5.

7 G. Further, the grade of an elementary or middle school site  
8 shall include, but not be limited to, a measure of status for  
9 English language arts (ELA), math and science, growth in ELA and  
10 math, and English Language Proficiency Assessment (ELPA) progress,  
11 ~~and chronic absenteeism.~~

12 H. The grade of a high school site shall include, but not be  
13 limited to, a measure of status for English language arts (ELA),  
14 math and science status, English Language Proficiency Assessment  
15 (ELPA) progress, graduation rate, ~~chronic absenteeism,~~ and  
16 postsecondary opportunities. For purposes of this section  
17 postsecondary opportunities shall include Advanced Placement,  
18 International Baccalaureate, dual and concurrent enrollment,  
19 internships, mentorships and apprenticeships, and industry  
20 certifications. The Board shall adopt a time line for moving from  
21 completion of such opportunities to crediting achievement of such  
22 opportunities.

23 I. The annual report shall identify the performance of each  
24 school as having improved, remained the same, or declined. This

1 school improvement rating shall be based on a comparison of the  
2 student and school performance data of the current year to the  
3 previous year data.

4 J. The State Department of Education shall annually develop a  
5 school site report card to be delivered to parents throughout each  
6 school district. The report card shall be in accordance with the  
7 requirements of the Elementary and Secondary Education Act of 1965  
8 (ESEA), as reauthorized and amended by P.L. No. 114-95, also known  
9 as the Every Student Succeeds Act (ESSA), and includes the grade for  
10 the school, information regarding school improvement, an explanation  
11 of school performance, and indicators of return on investment. The  
12 report card for each school site shall be published annually by the  
13 Department on its website, and every school district shall provide  
14 the school site report card to the parent or guardian of each  
15 student enrolled ~~in~~ at the school site. In order to provide  
16 information regarding school performance for school report cards  
17 issued during the 2016-2017 and 2017-2018 school year, the  
18 Department shall include an explanation of the changes to the  
19 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 report  
22 cards using the 2016-2017 school year assessment data that is  
23 available.

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

6 SECTION 2. This act shall become effective November 1, 2021.

7  
8 58-1-7116 EK 12/16/20  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24