STATE OF OKLAHOMA

2nd Session of the 58th Legislature (2022)

SENATE BILL 1403 By: Daniels

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2021, Section 1-111, which relates to the school day; allowing school districts to enroll certain students part time; directing school district boards of education to adopt certain policy regarding part-time student enrollment; directing the State Board of Education to promulgate certain rules; amending 70 O.S. 2021, Section 11-103.6, as last amended by Section 4, Chapter 345, O.S.L. 2021, which relates to subject matter standards; providing exception to certain requirement for certain students to enroll in six periods; 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. 2021, Section 1-111, is amended to read as follows:

Section 1-111. A. Except as otherwise provided for by law, a school day shall consist of not less than six (6) hours devoted to school activities. A district board of education may elect to extend the length of one (1) or more school days to more than six (6) hours and reduce the number of school days as long as the total amount of classroom instruction time is not less than one thousand

eighty (1,080) hours per year as required pursuant to Section 1-109 of this title.

- B. A school day for nursery, early childhood education, kindergarten, and alternative education programs shall be as otherwise defined by law or as defined by the State Board of Education. Except as otherwise provided for in this subsection, not more than one (1) school day shall be counted for attendance purposes in any twenty-four-hour period. Two (2) school days, each consisting of not less than six (6) hours, may be counted for attendance purposes in any twenty-four-hour period only if one of the school days is for the purpose of parent-teacher conferences held as provided for in Section 1-109 of this title.
- C. Students absent from school in which they are regularly enrolled may be considered as being in attendance if the reason for such absence is to participate in scheduled school activities under the direction and supervision of a regular member of the faculty or to participate in an online course approved by the district board of education. The State Board of Education shall adopt rules to provide for the implementation of supplemental online courses which shall include, but not be limited to, provisions addressing the following:
 - 1. Criteria for student admissions eligibility;

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- 2. A student admission process administered through the district of residence, which provides the ability for the student to enroll in individual courses;
- 3. A process by which students are not denied the opportunity to enroll in educationally appropriate courses by school districts. For the purposes of this section, "educationally appropriate" means any instruction that is not substantially a repeat of a course or portion of a course that the student has successfully completed, regardless of the grade of the student, and regardless of whether a course is similar to or identical to the instruction that is currently offered in the school district;
- 4. Creation of a system which provides ongoing enrollment access for students throughout the school year;
- 5. A grace period of fifteen (15) calendar days from the first day of an online course for student withdrawal from an online course without academic penalty;
- 6. Mastery of competencies for course completion rather than Carnegie units;
- 7. Student participation in extracurricular activities in accordance with school district eligibility rules and policies and any rules and policies of a private organization or association which provides the coordination, supervision, and regulation of the interscholastic activities and contests of schools;

- 8. Parent authorization for release of state test results to online course providers, on a form developed by the State Department of Education; and
- 9. A review process to identify and certify online course providers and a uniform payment processing system.
- D. Each district board of education shall adopt policies and procedures that conform to rules for online courses as adopted by the State Board. Such policies shall include criteria for approval of the course, the appropriateness of the course for a particular student, authorization for full-time students to enroll in online courses, and establishing fees or charges. No district shall be liable for payment of any fees or charges for any online course for a student who has not complied with the district's policies and procedures. School districts shall not deny students the opportunity to enroll in educationally appropriate courses and shall provide an admissions process which includes input from the student, the parent or Legal guardian of the student, and school faculty.
- E. Districts shall require students enrolled in online courses to participate in the Oklahoma School Testing Program Act. Students participating in online courses from a remote site will be responsible for providing their own equipment and Internet access, unless the district chooses to provide the equipment. Credit may not be granted for such courses except upon approval of the State Board of Education and the district board of education.

F. Districts may provide students with opportunities for blended instruction. "Blended instruction" shall mean a combination of brick-and-mortar learning and virtual learning environments that includes elements of a student's control over place, pace, and path of learning. A student in blended instruction may work on virtual courses at home or at school in a blended flex lab but shall participate in at least one unit or set of competencies as defined by Section 11-103.6 of this title at a physical school building in a traditional classroom setting which is the academic equivalent of one (1) hour per day for each instructional day in the school year as defined by Section 1-109 of this title.

G. The school day for kindergarten may consist of six (6) hours devoted to school activities.

- H. 1. School districts may allow students to enroll part time including students who are enrolled in a private school or who are being educated pursuant to the other means exception provided for in subsection A of Section 10-105 of this title. A student shall be considered "part time" if he or she is enrolled in courses, programs, or services for an amount of time that is less than the one thousand eighty (1,080) hours per year required by Section 1-109 of this title.
- 2. Each school district board of education shall adopt a part-time student enrollment policy and post it on the district's website.

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- 3. The State Board of Education shall promulgate rules to determine how part-time enrolled students shall be counted for purposes of calculation of State Aid pursuant to Section 18-200.1 of this title.
- SECTION 2. AMENDATORY 70 O.S. 2021, Section 11-103.6, as last amended by Section 4, Chapter 345, O.S.L. 2021, is amended to read as follows:

Section 11-103.6. A. 1. The State Board of Education shall adopt subject matter standards for instruction of students in the public schools of this state that are necessary to ensure there is attainment of desired levels of competencies in a variety of areas to include language, mathematics, science, social studies, communication, and health and physical education.

- 2. School districts shall develop and implement curriculum, courses, and instruction in order to ensure that students meet the skills and competencies as set forth in this section and in the subject matter standards adopted by the State Board of Education.
- 3. All students shall gain literacy at the elementary and secondary levels. Students shall develop skills in reading, writing, speaking, computing, and critical thinking. For purposes of this section, critical thinking means a manner of analytical thinking which is logical and uses linear factual analysis to reach a conclusion. They shall learn about cultures and environments their own and those of others with whom they share the earth. All

students shall receive the instruction needed to lead healthy and physically active lifestyles. Students, therefore, shall study social studies, literature, languages, the arts, health, mathematics, and science. Such curricula shall provide for the teaching of a hands-on career exploration program in cooperation with technology center schools.

- 4. The subject matter standards shall be designed to teach the competencies for which students shall be tested as provided in Section 1210.508 of this title and shall be designed to prepare all students for active citizenship, employment, and/or successful completion of postsecondary education without the need for remedial coursework at the postsecondary level.
- 5. The subject matter standards shall be designed with rigor as defined in paragraph 3 of subsection F of this section.
- 6. The subject matter standards for English Language Arts shall give Classic Literature and nonfiction literature equal consideration to other literature. In addition, emphasis shall be given to the study of complete works of literature.
- 7. At a minimum, the subject matter standards for mathematics shall require mastery of the standard algorithms in mathematics, which is the most logical, efficient way of solving a problem that consistently works, and for students to attain fluency in Euclidian geometry.

- 1 8. The subject matter standards for history, social studies and
 2 United States Government shall include the content of the United
 3 States naturalization test, with an emphasis on the specific content
 4 of the test and the ideas and concepts it references. The United
 5 States naturalization test shall be made available in physical and
 6 electronic online formats as an optional assessment tool for
 7 teachers.
 - 9. The subject matter standards for United States Government shall include an emphasis on civics. For the purposes of this section, "civics" means the study of the rights and duties of Oklahoma and United States citizens and of how those governments work.

education shall include but not be limited to the domains of physical, emotional, social, and intellectual health. Health literacy shall include the ability to obtain, process, and understand basic health information and services needed to make appropriate health decisions. Health shall also include the importance of proper nutrition and exercise, mental health and wellness, substance abuse, coping skills for understanding and managing trauma, establishing and maintaining positive relationships, and responsible decision making. Physical literacy shall include the ability to move with competence and confidence in

a wide variety of physical activities in multiple environments that benefit the healthy development of the whole person.

- B. Subject to the provisions of subsection C of this section, in order to graduate from a public high school accredited by the State Board of Education with a standard diploma, students shall complete the following college preparatory/work ready curriculum units or sets of competencies at the secondary level:
- Four units or sets of competencies of English to include
 Grammar, Composition, Literature, or any English course approved for college admission requirements;
- 2. Three units or sets of competencies of mathematics, limited to Algebra I, Algebra II, Geometry, Trigonometry, Math Analysis, Calculus, Advanced Placement Statistics, or any mathematics course with content and/or rigor above Algebra I and approved for college admission requirements;
- 3. Three units or sets of competencies of laboratory science approved for college admission requirements including one unit or set of competencies of life science meeting the standards for Biology I; one unit or set of competencies of physical science meeting the standards for Physical Science, Chemistry, or Physics; and one unit or set of competencies from the domains of physical science, life science, or earth and space science such that the content and rigor is above Biology I or Physical Science;

4. Three units or sets of competencies of history and
citizenship skills including one unit of American History, 1/2 unit
of Oklahoma History, 1/2 unit of United States Government, and one
unit from the subjects of History, Government, Geography, Economics,
Civics, or non-Western culture and approved for college admission
requirements;

- 5. Two units or sets of competencies of the same world or nonEnglish language or two units of computer technology approved for
 college admission requirements, whether taught at a high school or a
 technology center school, including computer programming, hardware,
 and business computer applications, such as word processing,
 databases, spreadsheets, and graphics, excluding keyboarding or
 typing courses;
- 6. One additional unit or set of competencies selected from paragraphs 1 through 5 of this subsection or career and technology education courses, concurrently enrolled courses, Advanced Placement courses, or International Baccalaureate courses approved for college admission requirements; and
- 7. One unit or set of competencies of fine arts, such as music, art, or drama, or one unit or set of competencies of speech.
- C. In lieu of the requirements of subsection B of this section which requires a college preparatory/work ready curriculum, a student may enroll in the core curriculum as provided in subsection D of this section upon written approval of the parent or legal

guardian of the student. For students under the age of eighteen (18) school districts shall require a parent or legal guardian of the student to meet with a designee of the school prior to enrollment in the core curriculum. The State Department of Education shall develop and distribute to school districts a form suitable for this purpose, which shall include information on the benefits to students of completing the college preparatory/work ready curriculum as provided for in subsection B of this section.

- D. For those students subject to the requirements of subsection C of this section, in order to graduate from a public high school accredited by the State Board of Education with a standard diploma, students shall complete the following core curriculum units or sets of competencies at the secondary level:
- 1. Language Arts 4 units or sets of competencies to consist of 1 unit or set of competencies of grammar and composition, and 3 units or sets of competencies which may include, but are not limited to, the following courses:
 - a. American Literature,
 - b. English Literature,
 - c. World Literature,

- d. Advanced English Courses, or
- e. other English courses with content and/or rigor equal to or above grammar and composition;

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- 2. Mathematics 3 units or sets of competencies to consist of 1 unit or set of competencies of Algebra I or Algebra I taught in a contextual methodology, and 2 units or sets of competencies which may include, but are not limited to, the following courses:
 - a. Algebra II,
 - b. Geometry or Geometry taught in a contextual methodology,
 - c. Trigonometry,
 - d. Math Analysis or Precalculus,
 - e. Calculus,
 - f. Statistics and/or Probability,
 - g. Computer Science or acceptance and successful completion of one (1) year of a full-time, three-hour career and technology program leading to an industry credential/certificate or college credit. The State Board of Career and Technology Education shall promulgate rules to define the provisions of this section related to the accepted industry-valued credentials which are industry-endorsed or industry-aligned. The list of accepted industry-valued credentials shall be reviewed annually and updated at least every three (3) years by the Board,
 - h. (1) contextual mathematics courses which enhance technology preparation, or

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- (2) a science, technology, engineering, and math (STEM) block course meeting the requirements for course competencies listed in paragraph 2 of subsection B of this section, whether taught at a:
 - (a) comprehensive high school, or
 - (b) technology center school when taken in the tenth, eleventh, or twelfth grade, taught by a certified teacher, and approved by the State Board of Education and the independent district board of education,
- i. mathematics courses taught at a technology center school by a teacher certified in the secondary subject area when taken in the tenth, eleventh, or twelfth grade upon approval of the State Board of Education and the independent district board of education, or
- j. any other mathematics course with content and/or rigor equal to or above Algebra I;
- 3. Science 3 units or sets of competencies to consist of 1 unit or set of competencies of Biology I or Biology I taught in a contextual methodology, and 2 units or sets of competencies in the areas of life, physical, or earth science or technology which may include, but are not limited to, the following courses:
 - a. Chemistry I,

1	b.	Physics,
2	С.	Biology II,
3	d.	Chemistry II,
4	е.	Physical Science,
5	f.	Earth Science,
6	g.	Botany,
7	h.	Zoology,
8	i.	Physiology,
9	j.	Astronomy,
10	k.	Applied Biology/Chemistry,
11	1.	Applied Physics,
12	m.	Principles of Technology,
13	n.	qualified agricultural education courses,
14	0.	(1) contextual science courses which enhance
15		technology preparation, or
16		(2) a science, technology, engineering, and math
17		(STEM) block course meeting the requirements for
18		course competencies listed in paragraph 3 of
19		subsection B of this section, whether taught at
20		a:
21		(a) comprehensive high school, or
22		(b) technology center school when taken in the
23		tenth, eleventh, or twelfth grade, taught by
24		a certified teacher, and approved by the

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State Board of Education and the independent district board of education,

- p. science courses taught at a technology center school by a teacher certified in the secondary subject area when taken in the tenth, eleventh, or twelfth grade upon approval of the State Board of Education and the independent district board of education, or
- q. other science courses with content and/or rigor equal to or above Biology I;
- 4. Social Studies 3 units or sets of competencies to consist of 1 unit or set of competencies of United States History, 1/2 to 1 unit or set of competencies of United States Government, 1/2 unit or set of competencies of Oklahoma History, and 1/2 to 1 unit or set of competencies which may include, but are not limited to, the following courses:
 - a. World History,
 - b. Geography,
 - c. Economics,
 - d. Anthropology, or
 - e. other social studies courses with content and/or rigor equal to or above United States History, United States Government, and Oklahoma History;
- 5. Arts 1 unit or set of competencies which may include, but is not limited to, courses in Visual Arts and General Music; and

6. Computer Education or World Language - 1 unit or set of

competencies of computer technology, whether taught at a high school

or a technology center school, including computer programming,

hardware, and business computer applications, such as word

processing, databases, spreadsheets, and graphics, excluding

keyboarding or typing courses, or 1 unit or set of competencies of

world or non-English language.

- E. 1. In addition to the curriculum requirements of either subsection B or D of this section, in order to graduate from a public high school accredited by the State Board of Education students shall complete the requirements for a personal financial literacy passport as set forth in the Passport to Financial Literacy Act and any additional course requirements or recommended elective courses as may be established by the State Board of Education and the district school board. School districts shall strongly encourage students to complete two units or sets of competencies of world languages and two units or sets of competencies of physical and health education.
- 2. No student shall receive credit for high school graduation more than once for completion of the same unit or set of competencies to satisfy the curriculum requirements of this section.
- 3. A school district shall not be required to offer every course listed in subsections B and D of this section but shall offer

sufficient courses to allow a student to meet the graduation requirements during the secondary grade years of the student.

- F. For purposes of this section:
- 1. "Contextual methodology" means academic content and skills taught by utilizing real-world problems and projects in a way that helps students understand the application of that knowledge;
- 2. "Qualified agricultural education courses" means courses that have been determined by the State Board of Education to offer the sets of competencies for one or more science content areas and which correspond to academic science courses. Qualified agricultural education courses shall include, but are not limited to, Horticulture, Plant and Soil Science, Natural Resources and Environmental Science, and Animal Science. The courses shall be taught by teachers certified in agricultural education and comply with all rules of the Oklahoma Department of Career and Technology Education;
- 3. "Rigor" means a level of difficulty that is thorough, exhaustive and accurate and is appropriate for the grade level;
- 4. "Sets of competencies" means instruction in those skills and competencies that are specified in the subject matter standards adopted by the State Board of Education and other skills and competencies adopted by the Board, without regard to specified instructional time; and

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- 5. "Unit" means a Carnegie Unit as defined by the North Central Association's Commission on Schools.
- G. 1. The State Board of Education shall adopt a plan to ensure that rigor is maintained in the content, teaching methodology, level of expectations for student achievement, and application of learning in all the courses taught to meet the graduation requirements as specified in this section.
- 2. The State Board of Education shall allow as much flexibility at the district level as is possible without diminishing the rigor or undermining the intent of providing these courses. To accomplish this purpose, the State Department of Education shall work with school districts in reviewing and approving courses taught by districts that are not specifically listed in subsections B and D of this section. Options may include, but shall not be limited to, courses taken by concurrent enrollment, advanced placement, or correspondence, or courses bearing different titles.
- 3. The State Board of Education shall approve an advanced placement computer science course to meet the requirements of course competencies listed in paragraph 2 of subsection B of this section if the course is taken in a student's senior year and the student is concurrently enrolled in or has successfully completed Algebra II.
- 4. Technology center school districts may offer programs designed in cooperation with institutions of higher education which have an emphasis on a focused field of career study upon approval of

the State Board of Education and the independent district board of education. Students in the tenth grade may be allowed to attend these programs for up to one-half (1/2) of a school day and credit for the units or sets of competencies required in paragraphs 2, 3, and 6 of subsection B or D of this section shall be given if the courses are taught by a teacher certified in the secondary subject area; provided, credit for units or sets of competencies pursuant to subsection B of this section shall be approved for college admission requirements.

5. If a student enrolls in a concurrent course, the school district shall not be responsible for any costs incurred for that course, unless the school district does not offer enough course selection during the student's secondary grade years to allow the student to receive the courses needed to meet the graduation requirements of this section. If the school district does not offer the necessary course selection during the student's secondary grade years, it shall be responsible for the cost of resident tuition at an institution in The Oklahoma State System of Higher Education, fees, and books for the concurrent enrollment course, and providing for transportation to and from the institution to the school site.

It is the intent of the Legislature that for students enrolled in a concurrent enrollment course which is paid for by the school district pursuant to this paragraph, the institution charge only the supplementary and special service fees that are directly related to

the concurrent enrollment course and enrollment procedures for that student. It is further the intent of the Legislature that fees for student activities and student service facilities including the student health care and cultural and recreational service fees not be charged to such students.

- 6. Credit for the units or sets of competencies required in subsection B or D of this section shall be given when such units or sets of competencies are taken prior to ninth grade if the teachers are certified or authorized to teach the subjects for high school credit and the required rigor is maintained.
- 7. The three units or sets of competencies in mathematics required in subsection B or D of this section shall be completed in the ninth through twelfth grades. If a student completes any required courses or sets of competencies in mathematics prior to ninth grade, the student may take any other mathematics courses or sets of competencies to fulfill the requirement to complete three units or sets of competencies in grades nine through twelve after the student has satisfied the requirements of subsection B or D of this section.
- 8. All units or sets of competencies required for graduation may be taken in any sequence recommended by the school district.
- H. As a condition of receiving accreditation from the State

 Board of Education, all students in grades nine through twelve shall

 enroll in a minimum of six periods, or the equivalent in block

scheduling or other scheduling structure that allows for instruction in sets of competencies, of rigorous academic and/or rigorous vocational courses each day, which may include arts, vocal and instrumental music, speech classes, and physical education classes.

The provisions of this subsection shall not apply to students enrolled part time pursuant to subsection H of Section 1-111 of this title.

- I. 1. Academic and vocational-technical courses designed to offer sets of competencies integrated or embedded within the course that provide for the teaching and learning of the appropriate skills and knowledge in the subject matter standards, as adopted by the State Board of Education, may upon approval of the Board, in consultation with the Oklahoma Department of Career and Technology Education if the courses are offered at a technology center school district, be counted for academic credit and toward meeting the graduation requirements of this section.
- 2. Internet-based courses offered by a technology center school that are taught by a certified teacher and provide for the teaching and learning of the appropriate skills and knowledge in the subject matter standards may, upon approval of the State Board of Education and the independent district board of education, be counted for academic credit and toward meeting the graduation requirements of this section.

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3. Internet-based courses or vocational-technical courses

utilizing integrated or embedded skills for which no subject matter

standards have been adopted by the State Board of Education may be

approved by the Board, in consultation with the Oklahoma Department

of Career and Technology Education if the courses are offered at a

technology center school district, if such courses incorporate

standards of nationally recognized professional organizations and

are taught by certified teachers.

- 4. Courses offered by a supplemental education organization that is accredited by a national accrediting body and that are taught by a certified teacher and provide for the teaching and learning of the appropriate skills and knowledge in the subject matter standards may, upon approval of the State Board of Education and the school district board of education, be counted for academic credit and toward meeting the graduation requirements of this section.
- J. The State Board of Education shall provide an option for high school graduation based upon attainment of the desired levels of competencies as required in tests pursuant to the provisions of Section 1210.508 of this title. Such option shall be in lieu of the amount of course credits earned.
- K. The State Board of Education shall prescribe, adopt, and approve a promotion system based on the attainment by students of

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specified levels of competencies in each area of the core curriculum.

- L. Children who have individualized education programs pursuant to the Individuals with Disabilities Education Act (IDEA), and who satisfy the graduation requirements through the individualized education program for that student shall be awarded a standard diploma.
- M. Students who enter the ninth grade in or prior to the 2007-08 school year who are enrolled in an alternative education program and meet the requirements of their plans leading to high school graduation developed pursuant to Section 1210.568 of this title shall be awarded a standard diploma.
- N. Any student who completes the curriculum requirements of the International Baccalaureate Diploma Program shall be awarded a standard diploma.
- O. Any student who successfully completes an advanced mathematics or science course offered pursuant to Section 1210.404 of this title shall be granted academic credit toward meeting the graduation requirements pursuant to paragraph 2 or 3, as appropriate, of subsection B or D of this section.
- P. For purposes of this section, the courses approved for college admission requirements shall be courses which are approved by the Oklahoma State Regents for Higher Education for admission to an institution within The Oklahoma State System of Higher Education.

1 Students who have been denied a standard diploma by the 2 school district in which the student is or was enrolled for failing 3 to meet the requirements of this section may re-enroll in the school district that denied the student a standard diploma following the 5 denial of a standard diploma. The student shall be provided 6 remediation or intervention and the opportunity to complete the 7 curriculum units or sets of competencies required by this section to 8 obtain a standard diploma. Students who re-enroll in the school 9 district to meet the graduation requirements of this section shall 10 be exempt from the hourly instructional requirements of Section 1-11 111 of this title and the six-period enrollment requirements of this 12 section.

- The State Department of Education shall collect and report data by school site and district on the number of students who enroll in the core curriculum as provided in subsection D of this section.
 - SECTION 3. This act shall become effective July 1, 2022.
- SECTION 4. It being immediately necessary for the preservation of the public peace, health or safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

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