

An Act

ENROLLED SENATE
BILL NO. 711

By: Pugh, Kern, Hines, and Mann
of the Senate

and

Johns, Provenzano, Waldron,
Ranson, Deck, Menz, and
Pogemiller of the House

An Act relating to schools; amending 70 O.S. 2021, Section 3-151.1, which relates to high school graduation rates; modifying calculation of the four-year and extended-year adjusted cohort graduation rates; prohibiting certain student transfers after certain date from being included in certain rate; updating statutory references; updating statutory language; amending 70 O.S. 2021, Section 1210.545, which relates to annual school reports for the Oklahoma School Testing Program; prohibiting chronic absenteeism from being included in certain measure; removing language requiring the percentage of certain grade to be based on certain indicators; directing certain number of points to be provided based on school site performance in certain areas; expanding items to be included as postsecondary opportunities; allowing school sites to be eligible for bonus points based on certain in-person classroom instruction and improvement in certain rate; directing the State Board of Education to amend and submit certain plan by certain date; updating statutory language; providing an effective date; and declaring an emergency.

SUBJECT: Schools

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

SECTION 1. AMENDATORY 70 O.S. 2021, Section 3-151.1, is amended to read as follows:

Section 3-151.1. A. For purposes of establishing a uniform and accurate definition of high school graduation rate for school districts and secondary schools in ~~the~~ this state, the State Board of Education shall adopt and implement a four-year adjusted cohort graduation rate and an extended-year adjusted cohort graduation rate. The Board shall utilize and report the four-year adjusted cohort graduation rate and the extended-year adjusted cohort graduation rate at the secondary school site, the school district, and the state level, and the graduation rates shall be reported in the aggregate as well as disaggregated by subgroups as required in the Elementary and Secondary Education Act of ~~2001~~ 1965 (ESEA), as reauthorized by P.L. No. 107-110 114-95, also known as the ~~No Child Left Behind Act of 2001~~ Every Student Succeeds Act (ESSA).

B. The Board shall use the four-year adjusted cohort graduation rate for purposes of determining the high school graduation rate indicator for the academic performance data calculation beginning with state and district report cards providing results of assessments administered in the 2011-2012 school year. The Board shall use the four-year adjusted cohort graduation rate for establishing the high school graduation rate for measuring alternate year percentage growth targets as set forth in Section 3-151.2 of this title beginning with the 2012-2013 school year.

C. The four-year adjusted cohort graduation rate shall be defined as the number of students who graduate in four (4) years with a standard high school diploma divided by the number of students who entered high school four (4) years earlier, ~~adjusted for transfers in and~~. Students who transfer out of the school, émigrés or emigrate to another country and deceased students shall not be included in the adjusted cohort graduation rate. Twelfth-grade students who transfer into a school after October 1 of any school year shall not be included in the adjusted cohort graduation rate. Students who graduate in four (4) years shall include students who earn a standard high school diploma at the end of their fourth year, before the end of their fourth year, and during a summer session immediately following their fourth year. To remove a student from a cohort, a school district shall confirm in writing or by electronic means that a student has transferred out of the school

site or school district, has emigrated to another country, or is deceased. For a student who transfers out of a school site or school district, the written or electronic confirmation shall be official and document that the student has enrolled in another school site or school district or in an educational program that culminates in a high school diploma recognized by a state or private higher educational institution accredited or recognized by the Oklahoma State Regents for Higher Education for purposes of admission to the institution. Students who are not enrolled in a program which culminates in the award of a credential recognized by a state or private higher educational institution for purposes of admissions shall not be included in the graduation rate calculation as set forth in this subsection as a student who graduated in four (4) years with a standard high school diploma but shall be included in the number of students who entered high school four (4) years earlier.

D. The extended-year adjusted cohort graduation rate shall be defined as the number of students who graduate in four (4) years or five (5) years with a high school diploma divided by the number of students who form the adjusted cohort for the four-year graduation rate as calculated as provided for in subsection C of this section, ~~provided that the adjustments add to the cohort all students who transfer into the cohort by the end of the year of graduation being considered and subtract students who transfer out, emigrate to another country or are deceased by the end of that year.~~ The extended-year adjusted cohort graduation rate shall be reported separately from the four-year adjusted cohort graduation rate.

SECTION 2. AMENDATORY 70 O.S. 2021, 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.

B. The annual report as required pursuant to subsection A of this section shall identify school sites as having one of the following grades for each indicator, separately, and by a single overview grade of all indicators, defined according to rules of the State Board of Education:

1. "A" means schools making excellent progress;
 2. "B" means schools making above average progress;
 3. "C" means schools making satisfactory progress;
 4. "D" means schools making less than satisfactory progress;
- and
5. "F" means schools failing to make adequate progress.

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

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

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

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

E. The grade of a school shall be based on a multimeasures approach to accountability in accordance with 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 federal regulations that include, but are not limited to, the following indicators:

1. Statewide assessments, including the establishment of student performance bands;
2. Graduation rates for high schools;
3. Statewide academic measures for elementary and middle schools;
4. English language proficiency for English learners; and
5. At least one additional statewide measure of school quality or student success, including, but not limited to, school climate, school safety, student engagement, educator engagement, and/or advanced coursework and postsecondary readiness. Chronic absenteeism shall not be included as a statewide measure of school quality or student success.

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

~~G. Further, the~~ The grade of an elementary or middle school site shall include, but not be limited to, ~~a:~~

1. Up to forty (40) points based on a measure of status for English language arts (ELA), math, and science;

2. Up to thirty-five (35) points based on growth in ELA and math; and

3. Up to ten (10) points based on English Language Proficiency Assessment language proficiency assessment (ELPA) progress, and chronic absenteeism.

~~H.~~ G. The grade of a high school site shall include, but not be limited to ~~a:~~

1. Up to fifty-five (55) points based on a measure of status for English language arts (ELA), math, and science ~~status~~;

2. Up to ten (10) points based on ~~English Language Proficiency Assessment~~ language proficiency assessment (ELPA) progress;

3. Up to ten (10) points based on the graduation rate, ~~chronic absenteeism~~; and

4. Up to ten (10) points based on postsecondary opportunities. For purposes of this section, postsecondary opportunities shall include ~~Advanced Placement~~ advanced placement, International Baccalaureate, dual and concurrent enrollment, scoring Silver level or above on American College Testing (ACT) WorkKeys, internships, mentorships and apprenticeships, military readiness as evidenced by being accepted for enlistment into any branch of the military within the first year after high school graduation or earning a military readiness score on the Armed Services Vocational Aptitude Battery (ASVAB), and industry certifications. The Board shall adopt a ~~time line~~ timeline for moving from completion of such opportunities to crediting achievement of such opportunities.

~~I.~~ H. Elementary, middle, and high school sites shall be eligible for the following bonus point amounts to be used in the calculation of the site's single overview grade:

1. Up to three (3) bonus points if the school site provides in-person classroom instruction in excess of the requirements of paragraphs 1 and 2 of subsection A of Section 1-109 of this title, not including in-person classroom instruction time used for professional development or parent-teacher conferences; and

2. Up to two (2) bonus points if the school site's chronic absenteeism rate shows improvement.

I. The annual report shall identify the performance of each school as having improved, remained the same, or declined. This school improvement rating shall be based on a comparison of the

student and school performance data of the current year to the previous year data.

J. The State Department of Education shall annually develop a school site report card to be delivered to parents or legal guardians throughout each school district. The report card shall be in accordance with the requirements of the Elementary and Secondary Education Act of 1965 (ESEA), as reauthorized and amended by P.L. No. 114-95, also known as the Every Student Succeeds Act (ESSA), ~~and includes~~ include the grade for the school, information regarding school improvement, an explanation of school performance, and indicators of return on investment. The report card for each school site shall be published annually by the Department on its website, and every school district shall provide the school site report card to the parent or legal guardian of each student enrolled in the school site. In order to provide information regarding school performance for school report cards issued during the 2016-2017 and 2017-2018 school ~~year~~ years, the Department shall include an explanation of the changes to the statewide system of student assessments as required in Section 1210.508 of this title and how the transition in assessments may impact school performance. The Department shall issue school report cards using the 2016-2017 school year assessment data that is available.

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

L. The State Board of Education shall amend the ESSA consolidated State plan in accordance with the requirements of the Every Student Succeeds Act (ESSA) to replace the measure of chronic absenteeism to reflect the provisions of this section. The Board shall submit the proposed amendment to the United States Department of Education no later than August 1, 2025.

~~L.~~ M. The State Board of Education shall promulgate rules to implement the provisions of this section.

SECTION 3. This act shall become effective July 1, 2025.

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.

Passed the Senate the 22nd day of May, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the 22nd day of May, 2025.

Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____

Approved by the Governor of the State of Oklahoma this _____

day of _____, 20_____, at _____ o'clock _____ M.

Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this _____

day of _____, 20_____, at _____ o'clock _____ M.

By: _____