

1 STATE OF OKLAHOMA

2 1st Session of the 57th Legislature (2019)

3 COMMITTEE SUBSTITUTE
4 FOR ENGROSSED
5 SENATE BILL NO. 92

By: Pugh of the Senate

and

Osburn of the House

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10 COMMITTEE SUBSTITUTE

11 [school accreditation - standards for school
12 accreditation - evaluations of public schools -
13 school plans - effective date]

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

18 SECTION 1. AMENDATORY 70 O.S. 2011, Section 3-104.4, as
19 last amended by Section 27, Chapter 42, O.S.L. 2017 (70 O.S. Supp.
20 2018, Section 3-104.4), is amended to read as follows:

21 Section 3-104.4 A. ~~On or before February 1, 1991, the~~ The
22 State Board of Education shall adopt standards for the accreditation
23 of the public schools in this state according to the requirements of
24 ~~this act~~ Section 3-104.3 et seq. of this title, to be effective as

1 set forth in ~~this act~~ Section 3-104.3 et seq. of this title. The
2 accreditation standards shall incorporate the curricular standards
3 established pursuant to Section 11-103.6 of this title. The
4 accreditation standards shall equal or exceed the accreditation
5 standards for schools promulgated by the North Central Association
6 of Colleges and Schools to the extent that the standards are
7 consistent with an academic results oriented approach to
8 accreditation, excluding those standards which deal with affective
9 behavior to the extent the adoption of the standards does not
10 conflict with state statute. The accreditation adopted by the State
11 Board shall encompass accreditation for elementary schools, middle
12 schools, junior high schools, and high schools. The accreditation
13 standards shall be made available for public inspection at the
14 offices of the State Department of Education.

15 B. Standards for accreditation adopted by the State Board of
16 Education shall include standards relating to the provision of
17 school counselors to the public school children of this state. The
18 State Board of Education shall require each local school district to
19 provide information regarding the number of counselors serving each
20 school site, the duties of all such counselors including all
21 administrative duties, the number of students served by each
22 counselor, and information regarding the number of counselors
23 employed per elementary school, middle school, junior high school
24 and high school.

1 C. ~~Except as otherwise provided by subsection A of this section~~
2 ~~with regard to curricular standards, as a condition of receiving~~
3 ~~state accreditation pursuant to this act:~~

4 1. ~~High schools shall meet the accreditation standards not~~
5 ~~later than June 30, 1995; and~~

6 2. ~~Elementary, middle and junior high schools shall meet the~~
7 ~~accreditation standards not later than June 30, 1999.~~

8 Schools, schools shall thereafter continue to meet the
9 accreditation standards as a condition of continued accreditation.

10 Nothing herein shall be construed as preventing changes to the

11 adopted standards by the State Board of Education pursuant to the

12 Administrative Procedures Act. The accreditation standards shall

13 provide for warnings, probation or nonaccredited status for schools

14 that fail to meet the standards. The Department shall investigate a

15 complaint of failure to provide educational services or failure to

16 comply with accreditation standards within thirty (30) days of

17 receiving the complaint. If the Department determines that a school

18 has failed to comply with the accreditation standards the Department

19 shall report the recommended warning, probation or nonaccredited

20 accreditation status to the State Board of Education within ninety

21 (90) days. If a school does not take action to comply with the

22 accreditation standards within ninety (90) days after a report is

23 filed by the Department, the Board shall withdraw accreditation for

24 the school. The State Board accreditation regulations shall provide

1 for warnings and for assistance to schools and school districts
2 whenever there is reason to believe a school is in danger of losing
3 its state accreditation.

4 D. If one or more school sites fails to receive accreditation
5 as required pursuant to this section ~~by the dates set forth in~~
6 ~~subsection C of this section~~ or subsequently loses accreditation,
7 the State Board of Education shall close the school and reassign the
8 students to accredited schools within the district or shall annex
9 the district to one or more other districts in which the students
10 can be educated in accredited schools.

11 E. Standards for accreditation adopted by the State Board of
12 Education shall include standards relating to the provision of
13 educational services provided in partial hospitalization programs,
14 day treatment programs, day hospital programs, residential treatment
15 programs and emergency shelter programs for persons between the ages
16 of three (3) and twenty-one (21) years of age. The accreditation
17 standards shall apply to onsite and offsite educational services
18 provided by public school districts or state-accredited private
19 schools. ~~The accreditation standards shall provide for warnings,~~
20 ~~probation or nonaccredited status for schools that fail to meet the~~
21 ~~standards.~~ Each school which is providing or is required to provide
22 educational services for students placed in a program as described
23 in this subsection shall be actively monitored by the State
24 Department of Education. The Department shall determine on an

1 ongoing basis if the educational program and services are in
2 compliance with the accreditation standards. ~~The Department shall~~
3 ~~investigate a complaint of failure to provide educational services~~
4 ~~within ten (10) days of receiving the complaint. If the Department~~
5 ~~determines that a school has failed to comply with the accreditation~~
6 ~~standards the Department shall report the recommended warning,~~
7 ~~probation or nonaccredited accreditation status to the State Board~~
8 ~~of Education within sixty (60) days. If a school does not take~~
9 ~~action to comply with the accreditation standards within ninety (90)~~
10 ~~days after a report is filed by the Department, the Board shall~~
11 ~~withdraw accreditation for the school.~~

12 ~~F. State Board accreditation regulations shall provide for~~
13 ~~warnings and for assistance to schools and school districts whenever~~
14 ~~there is reason to believe a school is in danger of losing its state~~
15 ~~accreditation.~~

16 ~~G. F.~~ The State Board shall provide assistance to districts in
17 considering the possibility of meeting accreditation requirements
18 through the use of nontraditional means of instruction. The State
19 Board shall also assist districts in forming cooperatives and making
20 arrangements for the use of satellite instruction or other
21 instructional technologies to the extent that use of such
22 instructional means meets accreditation standards.

23 ~~H. G.~~ 1. Accreditation shall not be withdrawn from or denied
24 nor shall a penalty be assessed against a school or school district

1 for failing to meet the media materials and equipment standards and
2 media program expenditure standards as set forth in the
3 accreditation standards adopted by the Board.

4 2. The provisions of paragraph 1 of this subsection shall cease
5 to be effective during a fiscal year immediately following a fiscal
6 year that the state financial support of public schools provides an
7 amount equal to or more than Three Thousand Two Hundred Ninety-one
8 Dollars and sixty cents (\$3,291.60) per weighted average daily
9 membership as calculated pursuant to Section 18-200.1 of this title
10 and reported to school districts by the State Department of
11 Education on the initial tentative State Aid allocation notice.

12 3. If the amount set and calculated as provided for in
13 paragraph 2 of this subsection is reduced by one percent (1%) or
14 more as reported to school districts by the Department on the
15 initial tentative State Aid allocation notice for the following
16 fiscal year, the provisions of paragraph 2 of this subsection shall
17 cease to be effective and the provisions of paragraph 1 of this
18 subsection shall continue to be effective.

19 ~~F.~~ H. 1. The State Board shall not assess a financial penalty
20 against any school district which is given a deficiency in
21 accreditation status during any fiscal year as provided for in this
22 subsection.

23 2. The provisions of paragraph 1 of this subsection shall cease
24 to be effective during a fiscal year immediately following a fiscal

1 year that the state financial support of public schools provides an
2 amount equal to or more than Three Thousand Two Hundred Ninety-one
3 Dollars and sixty cents (\$3,291.60) per weighted average daily
4 membership as calculated pursuant to Section 18-200.1 of this title
5 and reported to school districts by the State Department of
6 Education on the initial tentative State Aid allocation notice.

7 3. If the amount set and calculated as provided for in
8 paragraph 2 of this subsection is reduced by one percent (1%) or
9 more as reported to school districts by the Department on the
10 initial tentative State Aid allocation notice for the following
11 fiscal year, the provisions of paragraph 2 of this subsection shall
12 cease to be effective and the provisions of paragraph 1 of this
13 subsection shall continue to be effective.

14 ~~J. I.~~ I. Accreditation shall not be withdrawn from or denied, nor
15 shall a penalty be assessed against, a school district for complying
16 with this section.

17 J. Except as provided for in subsection K of this section,
18 beginning with the 2019-2020 school year, evaluations of schools to
19 determine whether they meet the accreditation standards set forth in
20 accordance with this section shall occur on a schedule adopted by
21 the State Board of Education. The schedule adopted by the Board
22 shall allow for school districts receiving no deficiencies for two
23 (2) consecutive years to be reviewed for accreditation less than
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1 annually. Provided, however, that schools shall be evaluated
2 annually for the purposes of:

3 1. Local, state and federal funding;

4 2. Health and safety;

5 3. Certification requirements for teachers, principals and
6 superintendents;

7 4. School board governance, including instructional and
8 continuing education requirements for school board members; and

9 5. Any other requirements under state or federal law.

10 K. Beginning with the 2019-2020 school year, if a public school
11 receives a deficiency on its accreditation report, the public school
12 shall be evaluated annually to determine if it meets the
13 accreditation standards set forth in accordance with this section.

14 If the public school receives no deficiencies for two (2)
15 consecutive years, the public school shall be subject to the
16 evaluation timeline established in subsection J of this section.

17 SECTION 2. AMENDATORY 70 O.S. 2011, Section 3-154, is
18 amended to read as follows:

19 Section 3-154. Each plan listed in ~~Section 1 of this act~~
20 Section 3-153 of this title and which is not required to be
21 submitted to the State Department of Education shall be reviewed by
22 a regional accreditation officer at the time of the ~~annual~~ visit to
23 the school district by an officer in accordance with the evaluation
24 schedule set forth in Section 3-104.4 of this title.

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SECTION 3. This act shall become effective November 1, 2019.

57-1-8725 EK 04/09/19