

1 **SENATE FLOOR VERSION**

2 April 2, 2019

3 ENGROSSED HOUSE
4 BILL NO. 1988

By: Nollan of the House

and

Haste of the Senate

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9 An Act relating to schools; amending 70 O.S. 2011,
10 Section 1210.545, as last amended by Section 2,
11 Chapter 131, O.S.L. 2017 (70 O.S. Supp. 2018, Section
12 1210.545), which relates to annual accountability
reports; removing directive to grant certain
exemption for chronic absenteeism; and providing an
effective date.

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

15 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.545, as
16 last amended by Section 2, Chapter 131, O.S.L. 2017 (70 O.S. Supp.
17 2018, Section 1210.545), is amended to read as follows:

18 Section 1210.545 A. Except as otherwise provided, as part of
19 the accountability system developed as provided for in Section
20 1210.541 of this title, the State Board of Education shall prepare
21 annual reports of the results of the Oklahoma School Testing Program
22 which describe student achievement in the state, and each school
23 site, pursuant to the Elementary and Secondary Education Act of 1965
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1 (ESEA) as reauthorized by P.L. No. 114-95, also known as the Every
2 Student Succeeds Act (ESSA), and any related federal regulations.

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

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

12 and

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

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

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

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

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

13 E. The grade of a school shall be based on a multimeasures
14 approach to accountability in accordance with the Elementary and
15 Secondary Education Act of 1965 (ESEA) as reauthorized by P.L. No.
16 114-95, also known as the Every Student Succeeds Act (ESSA) and any
17 federal regulations that include, but are not limited to, the
18 following indicators:

19 1. Statewide assessments, including the establishment of
20 student performance bands;

21 2. Graduation rates for high schools;

22 3. Statewide academic measures for elementary and middle
23 schools;

24 4. English language proficiency for English learners; and

1 5. At least one additional statewide measure of school quality
2 or student success, including, but not limited to, school climate,
3 school safety, student engagement, educator engagement, and/or
4 advanced coursework and postsecondary readiness.

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

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

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

1 I. The annual report shall identify the performance of each
2 school as having improved, remained the same, or declined. This
3 school improvement rating shall be based on a comparison of the
4 student and school performance data of the current year to the
5 previous year data.

6 J. The State Department of Education shall annually develop a
7 school site report card to be delivered to parents throughout each
8 school district. The report card shall be in accordance with the
9 requirements of the Elementary and Secondary Education Act of 1965
10 (ESEA), as reauthorized and amended by P.L. No. 114-95, also known
11 as the Every Student Succeeds Act (ESSA) and includes the grade for
12 the school, information regarding school improvement, an explanation
13 of school performance, and indicators of return on investment. The
14 report card for each school site shall be published annually by the
15 Department on its website, and every school district shall provide
16 the school site report card to the parent or guardian of each
17 student enrolled in the school site. In order to provide
18 information regarding school performance for school report cards
19 issued during the 2016-2017 and 2017-2018 school year, the
20 Department shall include an explanation of the changes to the
21 statewide system of student assessments as required in Section
22 1210.508 of this title and how the transition in assessments may
23 impact school performance. The Department shall issue school report
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1 cards using the 2016-2017 school year assessment data that is
2 available.

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

6 L. The State Board of Education shall promulgate rules to
7 implement the provisions of this section. ~~The Board shall~~
8 ~~promulgate rules regarding the school site report card that grant a~~
9 ~~medical exemption from the eighteen-day chronic absenteeism~~
10 ~~provision.~~

11 SECTION 2. This act shall become effective November 1, 2019.

12 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION
13 April 2, 2019 - DO PASS

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