

1 STATE OF OKLAHOMA

2 1st Session of the 59th Legislature (2023)

3 HOUSE BILL 2673

By: Baker

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5  
6 AS INTRODUCED

7 An Act relating to schools; amending 70 O.S. 2021,  
8 Section 1210.508, which relates to the statewide  
9 system of student assessments; adding optional  
10 career-readiness assessments for certain students;  
11 requiring assessment to be administered at no cost to  
12 students; providing an effective date; and declaring  
13 an emergency.

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

15 SECTION 1. AMENDATORY 70 O.S. 2021, Section 1210.508, is  
16 amended to read as follows:

17 Section 1210.508 A. 1. By no later than December 31, 2016,  
18 the State Board of Education shall adopt a statewide system of  
19 student assessments in compliance with the Elementary and Secondary  
20 Education Act of 1965 (ESEA), as reauthorized and amended by P.L.  
21 No. 114-95, also known as the Every Student Succeeds Act (ESSA).

22 2. The statewide student assessment system adopted by the Board  
23 pursuant to this subsection shall be aligned with the Oklahoma  
24 Academic Standards as adopted by the Board and which prepare  
students for college and careers.

1 B. 1. The Board shall issue a request for proposals for the  
2 selection of assessments to be administered to students in grades  
3 three through twelve as a part of the statewide student assessment  
4 system adopted by the Board pursuant to this section.

5 2. The Board shall adopt assessments from the selected  
6 proposals that were submitted pursuant to paragraph 1 of this  
7 subsection. The adopted assessments shall be administered by the  
8 Board for a period that is in coordination with the six-year subject  
9 area textbook adoption cycle unless the vendor does not fulfill the  
10 terms of the contract or fails to comply with or violates the terms  
11 of the contract. The Board shall administer the assessments  
12 beginning with the 2017-2018 school year.

13 C. The statewide student assessment system adopted by the Board  
14 pursuant to this section shall include assessments that:

15 1. Are aligned with the Oklahoma subject matter standards as  
16 adopted by the Board;

17 2. Provide a measure of comparability among other states;

18 3. Yield both norm-referenced scores and criterion-referenced  
19 scores;

20 4. Have a track record of statistical reliability and accuracy;  
21 and

22 5. For assessments administered in high school, provide a  
23 measure of future academic performance.  
24

1 D. For the 2016-2017 school year, the Board shall administer  
2 assessments in:

3 1. English Language Arts or Reading and Mathematics in grades  
4 three through eight and at least once in high school, during the  
5 grade span of nine through twelve;

6 2. Science not less than once during each grade span of three  
7 through five, six through nine and ten through twelve; and

8 3. United States History not less than once during the grade  
9 span of nine through twelve.

10 E. 1. Beginning with the 2017-2018 school year, the statewide  
11 student assessment system shall include assessments in:

12 a. English Language Arts and Mathematics in grades three  
13 through eight and at least once in high school, during  
14 the grade span of nine through twelve,

15 b. Science not less than once during each grade span of  
16 three through five, six through nine and ten through  
17 twelve, and

18 c. United States History, with an emphasis on civics, not  
19 less than once during the grade span of nine through  
20 twelve.

21 2. Beginning with the 2017-2018 school year, the statewide  
22 student assessment system may include:

23 a. assessments in Reading and Writing in certain grades  
24 as determined by the Board, and

1           b.     contingent upon the availability of funds, an  
2                     additional nationally recognized college- and career-  
3                     readiness assessment or assessments as recommended by  
4                     the State Department of Education which will be  
5                     administered to students in high school at no cost to  
6                     the student.

7     3.    a.    Beginning with the 2023-2024 school year, the  
8                     statewide student assessment system may include:

9                     (1)   a retest of the nationally recognized college-  
10                     and career-readiness assessment administered  
11                     pursuant to subparagraph b of paragraph 2 of this  
12                     subsection, or

13                     (2)   nationally recognized, portable career-readiness  
14                     assessments that lead to a National Career  
15                     Readiness Certificate.

16     b.    The assessments described in this paragraph shall be  
17                     available for students in the fall semester of their  
18                     twelfth grade year and shall be administered at no  
19                     cost to students.

20     F.   1.   Beginning with students entering the ninth grade in the  
21   2017-2018 school year, each student shall take the assessment or  
22   assessments included in the statewide student assessment system  
23   adopted by the Board pursuant to subsection A of this section in  
24   order to graduate from a public high school with a standard diploma.

1 All students shall take the assessment or assessments prior to  
2 graduation, unless otherwise exempt by law.

3 2. Beginning with students entering the ninth grade in the  
4 2017-2018 school year, each student, in addition to taking the  
5 assessment or assessments included in the statewide student  
6 assessment system adopted by the Board pursuant to subsection A of  
7 this section, shall meet any other high school graduation  
8 requirements adopted by the Board pursuant to Section 5 of Enrolled  
9 House Bill No. 3218 of the 2nd Session of the 55th Oklahoma  
10 Legislature in order to graduate from a public high school with a  
11 standard diploma.

12 3. For students who start the ninth grade prior to or during  
13 the 2016-2017 school year, school districts shall adopt a plan that  
14 establishes the assessment or assessments those students are  
15 required to take in order to graduate from a public high school with  
16 a standard diploma. The plan may also include any or all of the  
17 other high school graduation requirements adopted by the Board  
18 pursuant to Section 5 of Enrolled House Bill No. 3218 of the 2nd  
19 Session of the 55th Oklahoma Legislature that those students will be  
20 required to meet in order to graduate from a public high school with  
21 a standard diploma.

22 4. The Board shall promulgate rules to ensure that students who  
23 transfer into an Oklahoma school district from out-of-state after  
24 the junior year of high school shall not be denied the opportunity

1 to be awarded a standard diploma due to differing testing  
2 requirements.

3 G. In order to provide an indication of the levels of  
4 competency attained by the student in a permanent record for  
5 potential future employers and institutions of higher education,  
6 school districts shall report on the high school transcript of the  
7 student the highest-achieved score on the assessment or assessments  
8 included in the statewide student assessment system adopted by the  
9 Board pursuant to subsection A of this section and any business- and  
10 industry-recognized endorsements attained.

11 H. Students who do not perform at a proficiency level on  
12 assessments shall be remediated as established in the assessment  
13 requirements adopted by the Board pursuant to Section 5 of Enrolled  
14 House Bill No. 3218 of the 2nd Session of the 55th Oklahoma  
15 Legislature, subject to the availability of funding.

16 I. 1. All assessments required by this section shall measure  
17 academic competencies in correlation with the subject matter  
18 standards adopted by the Board pursuant to Sections 11-103.6 and 11-  
19 103.6a of this title and referred to as the Oklahoma Academic  
20 Standards. The State Board of Education shall evaluate the subject  
21 matter standards to ensure the competencies reflect high standards,  
22 are specific, well-defined, measurable, challenging, and will  
23 prepare elementary students for next-grade-level course work and  
24 secondary students for postsecondary studies at institutions of

1 higher education or technology center schools without the need for  
2 remediation. All subject matter standards shall reflect the goals  
3 as set forth in Section 11-103.6 of this title and of improving the  
4 state average ACT score.

5 2. The State Department of Education shall annually evaluate  
6 the results of the assessments. The State Board of Education shall  
7 ensure that preliminary results for all statewide assessments are  
8 reported to districts no later than June 20 of each year and are  
9 presented in a manner that yields detailed, diagnostic information  
10 for the purpose of guiding instruction and student remediation. As  
11 improvements are made to the assessments required by this section,  
12 the Board shall seek to increase the depth of knowledge assessed for  
13 each subject. The State Board of Education shall seek to ensure  
14 that data yielded from the assessments required in this section are  
15 utilized at the school district level to inform instruction,  
16 professional development, school improvement and remediation for  
17 students.

18 3. The Commission for Educational Quality and Accountability  
19 shall determine the cut scores for the performance levels on all  
20 statewide assessments. The Commission shall conduct an ongoing  
21 review to compare the statewide assessment content and performance  
22 descriptors with those of other states. Upon receipt of the review,  
23 the Commission may adjust the cut scores as necessary.

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1           4. The State Board of Education, for the purposes of conducting  
2 reliability and validity studies, monitoring contractor adherence to  
3 professionally accepted testing standards, and providing  
4 recommendations for testing program improvement, shall retain the  
5 services of an established, independent agency or organization that  
6 is nationally recognized for its technical expertise in educational  
7 testing but is not engaged in the development of aptitude or  
8 achievement tests for elementary or secondary level grades. These  
9 national assessment experts shall annually conduct studies of the  
10 reliability and validity of the statewide assessments administered  
11 pursuant to this section. Validity studies shall include studies of  
12 decision validity and concurrent validity.

13           J. 1. The State Board of Education shall promulgate rules  
14 setting the assessment window dates for each statewide assessment so  
15 that the assessments are administered according to recommended  
16 testing protocols, and so that the assessment results are reported  
17 back to school districts in a timely manner. The vendor shall  
18 provide a final electronic data file of all school site, school  
19 district, and state results to the State Department of Education and  
20 the Office of Educational Quality and Accountability prior to August  
21 20 of each year. The Department shall forward the final data files  
22 for each school district and each school site in that district to  
23 the school district. The Board shall ensure the contract with the  
24 vendor includes a provision that the vendor report assessment

1 results directly to the Office of Educational Quality and  
2 Accountability at the same time it is reported to the Board.

3       2. State, district, and site level results of all assessments  
4 required in this section shall be disaggregated by gender, race,  
5 ethnicity, disability status, migrant status, English proficiency,  
6 and status as economically disadvantaged, except that such  
7 disaggregation shall not be required in a case in which the number  
8 of students in a category is insufficient to yield statistically  
9 reliable information or the results would reveal personally  
10 identifiable information about an individual student. Each school  
11 site shall notify the student's parents of the school's performance  
12 levels in the Oklahoma School Testing Program as reported in the  
13 Oklahoma Educational Indicators Program at the end of each school  
14 year.

15       K. The State Board of Education shall be responsible for the  
16 field-testing and validation of the statewide assessment system  
17 required in subsection A of this section.

18       L. The State Board of Education shall develop, administer, and  
19 incorporate as a part of the Oklahoma School Testing Program, other  
20 assessment programs or procedures, including appropriate  
21 accommodations for the assessment of students with disabilities as  
22 required by the Individuals with Disabilities Education Act (IDEA),  
23 20 U.S.C., Section 1400 et seq.

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1 M. For purposes of developing and administering alternate  
2 assessments for students with the most significant cognitive  
3 disabilities, the State Board of Education shall not be subject to  
4 subsections D and E of Section 11-103.6a of this title.

5 SECTION 2. This act shall become effective July 1, 2023.

6 SECTION 3. It being immediately necessary for the preservation  
7 of the public peace, health or safety, an emergency is hereby  
8 declared to exist, by reason whereof this act shall take effect and  
9 be in full force from and after its passage and approval.

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