

1 ENGROSSED SENATE AMENDMENT  
TO  
2 ENGROSSED HOUSE  
BILL NO. 1690

By: Caldwell and Nelson of the  
House

and

Ford of the Senate

[ schools - Oklahoma School Testing Program annual  
reports - requiring separate reporting of the  
academic performance of students receiving certain  
rehabilitation services or care - ~~effective date~~ -  
emergency ]

AUTHOR: Add the following Senate Coauthors: Brecheen and Holt  
AMENDMENT NO. 1. Page 1, strike the enacting clause.

Passed the Senate the 16th day of April, 2015.

\_\_\_\_\_  
Presiding Officer of the Senate

Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
2015.

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

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11  
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15 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

16 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.545, as  
17 last amended by Section 2, Chapter 163, O.S.L. 2014 (70 O.S. Supp.  
18 2014, Section 1210.545), is amended to read as follows:

19 Section 1210.545 A. As part of the accountability system  
20 developed as provided for in Section 1210.541 of this title, the  
21 State Board of Education shall prepare annual reports of the results  
22 of the Oklahoma School Testing Program which describe student  
23 achievement in the state and each school site. The Board shall  
24 prescribe the design and content of the reports, which shall

1 include, without limitation, descriptions of the performance of all  
2 schools participating in the Oklahoma School Testing Program and all  
3 of the major student populations as determined by the Board, and  
4 shall also include the median scores of all eligible students who  
5 scored at or in the lowest twenty-fifth percentile of the state in  
6 the previous school year. The confidentiality of individual student  
7 records shall be preserved as required by law.

8 B. The annual report as required pursuant to subsection A of  
9 this section shall identify school sites as having one of the  
10 following grades, defined according to rules of the State Board of  
11 Education:

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

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

- 21 1. A school shall not receive a school grade if the number of  
22 students tested and included in the school grading system is less  
23 than the minimum sample size necessary for statistical reliability  
24 and prevention of the unlawful release of personally identifiable

1 student data. The State Board of Education is directed to establish  
2 the lowest minimum sample size necessary to meet the requirements of  
3 this paragraph;

4 2. A school that serves any combination of students in  
5 kindergarten through grade three which does not receive a school  
6 grade because the students are not tested and included in the school  
7 grading system shall receive the school grade designation of a  
8 feeder pattern school identified by the State Department of  
9 Education and verified by the school district. A school feeder  
10 pattern exists if at least sixty percent (60%) of the students in  
11 the school serving a combination of students in kindergarten through  
12 grade three are scheduled to be assigned to the graded school; ~~and~~

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

20 4. The academic performance of students who are patients  
21 receiving long-term or short-term rehabilitation services or care in  
22 a pediatric rehabilitation hospital or medical care setting and are  
23 being provided educational services by a school district pursuant to  
24 an agreement between the hospital or medical care facility and the

1 school district shall be reported separately by the school district  
2 and shall not be included when determining the grade of the school  
3 site. If the hospital or medical care facility is considered a  
4 school site, it shall not receive a school grade.

5 D. The grade of a school shall be based on a combination of:

6 1. Fifty percent (50%) on whole school performance, as measured  
7 by allocating one point for each student who scores proficient or  
8 advanced on the criterion-referenced tests and end-of-instruction  
9 tests administered under Section 1210.508 of this title and  
10 alternative test scores administered to students pursuant to Section  
11 1210.523 of this title divided by the number of students taking the  
12 tests;

13 2. Twenty-five percent (25%) on whole school growth, as  
14 measured by allocating one point for each student who improves  
15 proficiency levels or improves substantially within a proficiency  
16 level on criterion-referenced tests and end-of-instruction tests  
17 administered under Section 1210.508 of this title divided by the  
18 number of students taking the tests; and

19 3. Twenty-five percent (25%) on growth in the bottom quartile  
20 of students, as measured by allocating one point for each student in  
21 the bottom quartile who improves proficiency levels or improves  
22 substantially within a proficiency level on criterion-referenced  
23 tests and end-of-instruction tests administered under Section  
24

1 1210.508 of this title divided by the number of students taking the  
2 tests.

3 E. In addition to the components outlined in subsection D of  
4 this section, the following bonus points shall be considered in  
5 determining the grade of a school site:

6 1. For schools comprised of high school grades:

7 a. five points for meeting the criteria for an "A" for  
8 the high school graduation rate of the school, as  
9 defined by rules adopted by the Board,

10 b. one point for meeting the criteria for an "A" for  
11 performance or participation of students in College  
12 Board Advanced Placement courses, International  
13 Baccalaureate courses, concurrent enrollment courses,  
14 Advanced International Certificate of Education  
15 courses, or the achievement of students on national  
16 industry certification, as defined by rules adopted by  
17 the Board,

18 c. one point for meeting the criteria for an "A" for  
19 participation or performance in SAT tests administered  
20 by the College Board or the American College Test  
21 (ACT), as defined by rules adopted by the Board,

22 d. one point for meeting the criteria for an "A" for the  
23 high school graduation rate of students who scored at  
24 limited knowledge or unsatisfactory on the eighth-

1 grade criterion-referenced tests in reading and  
2 mathematics,

3 e. as valid data becomes available, one point for the  
4 performance of students on the end-of-instruction  
5 tests administered under Section 1210.508 of this  
6 title, as defined by rules adopted by the Board, and

7 f. one point for the growth or decline in the components  
8 listed in subparagraphs a through e of this paragraph  
9 from year to year, as defined by rules adopted by the  
10 Board;

11 2. For schools comprised of middle school grades:

12 a. two points for meeting the criteria for an "A" for the  
13 drop-out rate of the school, as defined by rules  
14 adopted by the Board,

15 b. two points for meeting the criteria for an "A" for the  
16 percentage of students who are taking higher level  
17 coursework at a satisfactory or higher level, as  
18 defined by rules adopted by the Board, and

19 c. six points for meeting the criteria for an "A" for  
20 attendance, as defined by rules adopted by the Board;  
21 and

22 3. For schools comprised of elementary school grades, ten  
23 points for meeting the criteria for an "A" for attendance, as  
24 defined by rules adopted by the Board.

1 F. Student test data used in determining school grades shall  
2 include:

3 1. The aggregate scores of all eligible students enrolled in  
4 the school who have been administered the criterion-referenced tests  
5 and end-of-instruction tests administered under Section 1210.508 of  
6 this title; and

7 2. For schools comprised of high school grades, the data listed  
8 in paragraph 1 of this subsection, and the following data as the  
9 State Department of Education determines the data are valid and  
10 available:

- 11 a. the high school graduation rate of the school as  
12 calculated by the Department,
- 13 b. the participation rate of all eligible students  
14 enrolled in the school in College Board Advanced  
15 Placement courses whether taught at a high school, a  
16 technology center school, or a regional site of the  
17 Oklahoma School of Science and Mathematics,  
18 International Baccalaureate courses, concurrent  
19 enrollment courses, Advanced International Certificate  
20 of Education courses, courses or sequence of courses  
21 leading to national industry certification identified  
22 pursuant to rules adopted by the Board, courses or  
23 sequence of courses granted cooperative college  
24 alliance credit taken at a technology center school,



1 and science, technology, engineering and mathematics  
2 courses taken at a regional site of the Oklahoma  
3 School of Science and Mathematics,

4 c. the aggregate scores of all eligible students enrolled  
5 in the school in College Board Advanced Placement  
6 courses whether taught at a high school, a technology  
7 center school, or a regional site of the Oklahoma  
8 School of Science and Mathematics, International  
9 Baccalaureate courses, and Advanced International  
10 Certificate of Education courses,

11 d. earning of college credit by all eligible students  
12 enrolled in the school in concurrent enrollment  
13 programs as provided for in Section 628.13 of this  
14 title and in cooperative college alliance courses  
15 taken at a technology center school,

16 e. earning of a national industry certification  
17 identified pursuant to rules adopted by the Board,

18 f. the aggregate scores of all eligible students enrolled  
19 in the school in reading, mathematics, and other  
20 subjects as measured by the SAT test administered by  
21 the College Board and the ACT,

22 g. the high school graduation rate of all eligible  
23 students enrolled in the school who scored at limited  
24

- 1 knowledge or unsatisfactory on the eighth-grade  
2 criterion-referenced tests in reading and mathematics,  
3 h. the performance of students on statewide end-of-  
4 instruction tests administered under Section 1210.508  
5 of this title, and  
6 i. the growth or decline in the data components listed in  
7 subparagraphs a through h of this paragraph from year  
8 to year.

9 G. Grades shall be calculated by combining the points earned  
10 for whole school performance, whole school growth and growth in the  
11 bottom quartile of students, measured pursuant to subsection D of  
12 this section, and any bonus points earned pursuant to subsection E  
13 of this section. Grades shall be assigned based on the following  
14 scale:

- 15 1. Ninety-seven percent (97%) to one hundred percent (100%) =  
16 A+;  
17 2. Ninety-three percent (93%) to ninety-six percent (96%) = A;  
18 3. Ninety percent (90%) to ninety-two percent (92%) = A-;  
19 4. Eighty-seven percent (87%) to eighty-nine percent (89%) =  
20 B+;  
21 5. Eighty-three percent (83%) to eighty-six percent (86%) = B;  
22 6. Eighty percent (80%) to eighty-two percent (82%) = B-;  
23 7. Seventy-seven percent (77%) to seventy-nine percent (79%) =  
24 C+;

1 8. Seventy-three percent (73%) to seventy-six percent (76%) =  
2 C;

3 9. Seventy percent (70%) to seventy-two percent (72%) = C-;

4 10. Sixty-seven percent (67%) to sixty-nine percent (69%) = D+;

5 11. Sixty-three percent (63%) to sixty-six percent (66%) = D;

6 12. Sixty percent (60%) to sixty-two percent (62%) = D-; and

7 13. Fifty-nine percent (59%) and below = F.

8 H. The annual report shall identify the performance of each  
9 school as having improved, remained the same, or declined. This  
10 school improvement rating shall be based on a comparison of the  
11 student and school performance data of the current year to the  
12 previous year data. Schools that improve at least one grade level  
13 are eligible for school recognition as established by the Board  
14 through the accountability system developed pursuant to Section  
15 1210.541 of this title.

16 I. The State Department of Education shall annually develop, in  
17 collaboration with school districts and the Office of Educational  
18 Quality and Accountability, a school site report card to be  
19 delivered to parents throughout each school district. The report  
20 card shall include the grade for the school, information regarding  
21 school improvement, an explanation of school performance as  
22 evaluated in accordance with the Elementary and Secondary Education  
23 Act of 2001 (ESEA), P.L. No. 107-110, also known as the No Child  
24 Left Behind Act of 2001, and indicators of return on investment.

1 The report card for each school site shall be published annually by  
2 the Department on its website, and every school district shall  
3 provide the school site report card to the parent or guardian of  
4 each student enrolled in the school site.

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

8 K. The State Board of Education shall promulgate rules to  
9 implement the provisions of this section.

10 ~~SECTION 2. This act shall become effective July 1, 2015.~~

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

15 Passed the House of Representatives the 4th day of March, 2015.

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Presiding Officer of the House  
of Representatives

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Passed the Senate the \_\_\_ day of \_\_\_\_\_, 2015.

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Presiding Officer of the Senate

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