

1                   **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2                                   STATE OF OKLAHOMA

3                                   2nd Session of the 58th Legislature (2022)

4 COMMITTEE SUBSTITUTE  
5 FOR  
6 HOUSE BILL NO. 3896

By: Hasenbeck

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8                                   COMMITTEE SUBSTITUTE

9                   An Act relating to school curriculum; amending 70  
10 O.S. 2021, Section 11-103.6a, which relates to  
11 subject matter standards; requiring subject matter  
12 standards to include certain denotation; stating  
13 purpose of denotation to notify teacher of certain  
14 collaborative opportunity; and providing an effective  
15 date.

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

17                   SECTION 1.           AMENDATORY           70 O.S. 2021, Section 11-103.6a,  
18 is amended to read as follows:

19                   Section 11-103.6a A. Beginning with the 2014-15 school year,  
20 each area of subject matter standards, except for standards for  
21 career and technology education adopted pursuant to Section 14-103  
22 of this title, shall be adopted by the State Board of Education and  
23 shall be subject to legislative review and approval as provided for  
24 in Section 4 11-103.6a-1 of this ~~act~~ title. The subject matter  
standards shall be implemented statewide by every public school

1 district in this state. The subject matter standards shall be  
2 thoroughly reviewed by the State Board every six (6) years according  
3 to and in coordination with the existing subject area textbook  
4 adoption cycle. After review, the State Board shall adopt any  
5 revisions in such subject matter standards deemed necessary to  
6 achieve further improvements in the quality of education for the  
7 students of this state. Any revisions adopted by the State Board of  
8 Education shall be subject to review and approval as provided for in  
9 Section 4 11-103.6a-1 of this ~~act~~ title. The adoption of subject  
10 matter standards or revisions to the standards by the State Board of  
11 Education pursuant to this section shall not be promulgated as rules  
12 and shall not be subject to Article I of the Administrative  
13 Procedures Act.

14 B. 1. In addition to the requirements set forth in subsection  
15 A of this section, on or before August 1, 2016, the State Board of  
16 Education, in consultation with the State Regents for Higher  
17 Education, the State Board of Career and Technology Education and  
18 the Oklahoma Department of Commerce, shall adopt subject matter  
19 standards for English Language Arts and Mathematics which are  
20 college- and career-ready and will replace current standards. To be  
21 considered college- and career-ready, the standards shall be  
22 evaluated by the State Department of Education, the State Regents  
23 for Higher Education, the State Board of Career and Technology  
24 Education and the Oklahoma Department of Commerce and be determined

1 to be such that the standards will address the goals of reducing the  
2 need for remedial coursework at the postsecondary level and  
3 increasing successful completion of postsecondary education. The  
4 subject matter standards and corresponding student assessments for  
5 English Language Arts and Mathematics shall be solely approved and  
6 controlled by the state through the State Board of Education.

7 2. Upon ~~the effective date of this act~~ June 5, 2014, the State  
8 Board of Education shall begin the process of adopting the English  
9 Language Arts and Mathematics standards and shall provide reasonable  
10 opportunity, consistent with best practices, for public comment on  
11 the revision of the standards, including but not limited to comments  
12 from students, parents, educators, organizations representing  
13 students with disabilities and English language learners, higher  
14 education representatives, career technology education  
15 representatives, subject matter experts, community-based  
16 organizations, Native American tribal representatives and business  
17 community representatives.

18 3. Until the statewide student assessments for English Language  
19 Arts and Mathematics are implemented as provided for in paragraph 1  
20 of subsection C of this section, the State Board of Education shall  
21 implement the subject matter standards for English Language Arts and  
22 Mathematics which were in place prior to the revisions adopted by  
23 the Board in June 2010.

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1           4. Upon ~~the effective date of this act~~ June 5, 2014, the State  
2 Board of Education shall seek certification from the State Regents  
3 for Higher Education that the subject matter standards for English  
4 Language Arts and Mathematics which were in place prior to the  
5 revisions adopted by the Board in June 2010 are college- and career-  
6 ready as defined in the Federal Elementary and Secondary Education  
7 Act (ESEA) Flexibility document issued by the United States  
8 Department of Education and referenced in Option B of Principle 1:  
9 College and Career-Ready Expectations for All Students. The State  
10 Regents shall provide the Board a detailed description of the  
11 certification process and results, including a list of deficiencies  
12 if the State Regents conclude that the standards are not college-  
13 and career-ready. The Board shall post all documents, materials,  
14 reports, descriptions and correspondence produced by the State  
15 Regents or used by the State Regents in the certification process on  
16 the website for the State Department of Education.

17           C. 1. On or before the 2017-18 school year, the State Board of  
18 Education, in consultation with the State Regents for Higher  
19 Education, the State Board of Career and Technology Education and  
20 the Oklahoma Department of Commerce, shall direct the process of the  
21 development of annual high-quality statewide student assessments for  
22 English Language Arts and Mathematics as provided for in Section  
23 1210.508 of this title that align with the college- and career-ready  
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1 subject matter standards developed pursuant to subsection B of this  
2 section.

3 2. The statewide student assessments for English Language Arts  
4 and Mathematics shall continue to assess standards and objectives  
5 found in the subject matter standards for English Language Arts and  
6 Mathematics which were in place prior to the revisions adopted by  
7 the Board in June 2010 and the test blueprints shall continue to  
8 align to the standards and objectives found in such subject matter  
9 standards for English Language Arts and Mathematics until the new  
10 assessments are implemented as provided for in paragraph 1 of this  
11 subsection.

12 D. 1. The State Board of Education shall not enter into any  
13 agreement, memorandum of understanding or contract with any federal  
14 agency or private entity which in any way cedes or limits state  
15 discretion or control over the process of development, adoption or  
16 revision of subject matter standards and corresponding student  
17 assessments in the public school system, including, but not limited  
18 to, agreements, memoranda of understanding and contracts in exchange  
19 for funding for public schools and programs. If the State Board of  
20 Education is a party to such an agreement, memorandum of  
21 understanding or contract on ~~the effective date of this act~~ June 5,  
22 2014, the State Board of Education shall initiate necessary efforts  
23 to amend the agreement, memorandum of understanding or contract to  
24 comply with the requirements of this subsection.

1           2. Nothing in this section shall be construed to prohibit the  
2 State Board of Education from seeking and being granted a waiver  
3 from federal law, provided that the conditions for the waiver do not  
4 require the state to cede or limit its discretion or control over  
5 the process of development, adoption or revision of subject matter  
6 standards and corresponding statewide student assessments.

7           3. The State Department of Education may participate in a  
8 multistate or multigovernmental cooperative pursuant to the  
9 requirements of the Oklahoma Central Purchasing Act, but shall not  
10 bind the state, contractually or otherwise, to the authority of any  
11 other state, organization or entity which may supersede the  
12 authority of the State Board of Education.

13           E. The content of all subject matter standards and  
14 corresponding student assessments shall be solely approved and  
15 controlled by the state through the State Board of Education. The  
16 State Board of Education shall maintain independence of all subject  
17 matter standards referenced in Section 11-103.6 of this title and  
18 corresponding statewide student assessments and shall not relinquish  
19 authority over Oklahoma subject matter standards and corresponding  
20 statewide student assessments. Nothing in this section shall  
21 prohibit benchmarking the state subject matter standards and  
22 corresponding student assessments with those of other states or  
23 nations to allow comparison of Oklahoma subject matter standards and  
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1 corresponding student assessments with those of other states and  
2 nations.

3 F. School districts shall exclusively determine the  
4 instruction, curriculum, reading lists and instructional materials  
5 and textbooks, subject to any applicable provisions or requirements  
6 as set forth in law, to be used in meeting the subject matter  
7 standards. School districts may, at their discretion, adopt  
8 supplementary student assessments which are in addition to the  
9 statewide student assessments.

10 G. 1. Upon completion of the adoption of English Language Arts  
11 and Mathematics subject matter standards pursuant to subsection B of  
12 this section, the State Board of Education shall compare such  
13 English Language Arts and Mathematics standards with the English  
14 Language Arts and Mathematics standards that were adopted by the  
15 State Board of Education prior to implementation of this act. The  
16 State Board of Education shall consider public comments, the use of  
17 best practices, evidence and research in the evaluation of both sets  
18 of standards. The State Board of Education shall compare the  
19 standards in the areas of:

- 20 a. effective preparation for active citizenship and
- 21 postsecondary education or the workforce,
- 22 b. subject matter content,

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- c. sequencing of subject matter content and relationship to measurement of student performance and the application of subject matter standards,
- d. developmental appropriateness of grade-level expectations, academic content and instructional rigor,
- e. clarity for educators and parents,
- f. exemplars tied to the standards,
- g. measurability of student proficiency in the subject matter,
- h. pedagogy,
- i. development of critical thinking skills, and
- j. demonstration of application of acquired knowledge and skills.

2. Upon completion of the comparison of the English Language Arts and Mathematics subject matter standards, the State Board of Education shall submit to the Governor, the Speaker of the House of Representatives, the President Pro Tempore of the Senate, the Minority Leader of the House of Representatives and the Minority Leader of the Senate a report outlining the results of the comparison of the standards.

H. All subject matter standards and corresponding statewide student assessments adopted by the State Board of Education shall be carefully circumscribed to reflect direct application to subject

1 matter proficiency and shall not include standards or assessment  
2 questions that are designed to collect or measure noncognitive,  
3 emotional or psychological characteristics, attributes or skills of  
4 students.

5 I. As subject matter standards are reviewed according to this  
6 section, they shall denote in the text of the standard if the  
7 standard has information literacy implications. The denotation  
8 shall be a way to notify teachers that it is best practice for the  
9 teacher to collaborate with school library media personnel in  
10 providing instruction for the specified standard.

11 J. Any rule, including but not limited to Rules 210:15-4-1  
12 through 210:15-4-3 of the Oklahoma Administrative Code, which  
13 conflicts with the requirements of this section, shall be amended or  
14 repealed by the State Board of Education as necessary to comply with  
15 the requirements of this section.

16 SECTION 2. This act shall become effective November 1, 2022.

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18 COMMITTEE REPORT BY: COMMITTEE ON COMMON EDUCATION, dated 03/02/2022  
19 - DO PASS, As Amended.  
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