

1 STATE OF OKLAHOMA

2 1st Session of the 55th Legislature (2015)

3 SENATE BILL 238

By: Holt

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5
6 AS INTRODUCED

7 An Act relating to school grades; amending 70 O.S.
8 2011, Section 1210.545, as last amended by Section 2,
9 Chapter 163, O.S.L. 2014 (70 O.S. Supp. 2014, Section
10 1210.545), which relates to Oklahoma School Testing
11 Program reports; exempting from the annual report
12 requirement schools in which a certain percentage of
13 students are on a certain individualized education
14 program; providing an effective date; and declaring
15 an emergency.

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

17 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.545, as
18 last amended by Section 2, Chapter 163, O.S.L. 2014 (70 O.S. Supp.
19 2014, Section 1210.545), is amended to read as follows:

20 Section 1210.545. A. As part of the accountability system
21 developed as provided for in Section 1210.541 of this title, the
22 State Board of Education shall prepare annual reports of the results
23 of the Oklahoma School Testing Program which describe student
24 achievement in the state and each school site. The Board shall
prescribe the design and content of the reports, which shall
include, without limitation, descriptions of the performance of all

1 schools participating in the Oklahoma School Testing Program and all
2 of the major student populations as determined by the Board, and
3 shall also include the median scores of all eligible students who
4 scored at or in the lowest twenty-fifth percentile of the state in
5 the previous school year. The confidentiality of individual student
6 records shall be preserved as required by law.

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

- 11 1. "A" means schools making excellent progress;
- 12 2. "B" means schools making above average progress;
- 13 3. "C" means schools making satisfactory progress;
- 14 4. "D" means schools making less than satisfactory progress;

15 and

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

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

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

1 the lowest minimum sample size necessary to meet the requirements of
2 this paragraph;

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

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

19 4. A school in which more than eighty percent (80%) of the
20 students are on an individualized education program (IEP) pursuant
21 to the Individuals with Disabilities Education Act (IDEA) that
22 indicates that the student is to be assessed with alternate
23 achievement standards through the Oklahoma Alternate Assessment
24 Program (OAAP).

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

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

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

15 3. Twenty-five percent (25%) on growth in the bottom quartile
16 of students, as measured by allocating one point for each student in
17 the bottom quartile who improves proficiency levels or improves
18 substantially within a proficiency level on criterion-referenced
19 tests and end-of-instruction tests administered under Section
20 1210.508 of this title divided by the number of students taking the
21 tests.

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

1 1. For schools comprised of high school grades:

2 a. five points for meeting the criteria for an "A" for
3 the high school graduation rate of the school, as
4 defined by rules adopted by the Board,

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

13 c. one point for meeting the criteria for an "A" for
14 participation or performance in SAT tests administered
15 by the College Board or the American College Test
16 (ACT), as defined by rules adopted by the Board,

17 d. one point for meeting the criteria for an "A" for the
18 high school graduation rate of students who scored at
19 limited knowledge or unsatisfactory on the eighth-
20 grade criterion-referenced tests in reading and
21 mathematics,

22 e. as valid data becomes available, one point for the
23 performance of students on the end-of-instruction
24

1 tests administered under Section 1210.508 of this
2 title, as defined by rules adopted by the Board, and
3 f. one point for the growth or decline in the components
4 listed in subparagraphs a through e of this paragraph
5 from year to year, as defined by rules adopted by the
6 Board;

7 2. For schools comprised of middle school grades:

- 8 a. two points for meeting the criteria for an "A" for the
9 drop-out rate of the school, as defined by rules
10 adopted by the Board,
- 11 b. two points for meeting the criteria for an "A" for the
12 percentage of students who are taking higher level
13 coursework at a satisfactory or higher level, as
14 defined by rules adopted by the Board, and
- 15 c. six points for meeting the criteria for an "A" for
16 attendance, as defined by rules adopted by the Board;
17 and

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

21 F. Student test data used in determining school grades shall
22 include:

23 1. The aggregate scores of all eligible students enrolled in
24 the school who have been administered the criterion-referenced tests

1 and end-of-instruction tests administered under Section 1210.508 of
2 this title; and

3 2. For schools comprised of high school grades, the data listed
4 in paragraph 1 of this subsection, and the following data as the
5 State Department of Education determines the data are valid and
6 available:

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

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- 1 c. the aggregate scores of all eligible students enrolled
2 in the school in College Board Advanced Placement
3 courses whether taught at a high school, a technology
4 center school, or a regional site of the Oklahoma
5 School of Science and Mathematics, International
6 Baccalaureate courses, and Advanced International
7 Certificate of Education courses,
- 8 d. earning of college credit by all eligible students
9 enrolled in the school in concurrent enrollment
10 programs as provided for in Section 628.13 of this
11 title and in cooperative college alliance courses
12 taken at a technology center school,
- 13 e. earning of a national industry certification
14 identified pursuant to rules adopted by the Board,
- 15 f. the aggregate scores of all eligible students enrolled
16 in the school in reading, mathematics, and other
17 subjects as measured by the SAT test administered by
18 the College Board and the ACT,
- 19 g. the high school graduation rate of all eligible
20 students enrolled in the school who scored at limited
21 knowledge or unsatisfactory on the eighth-grade
22 criterion-referenced tests in reading and mathematics,
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1 h. the performance of students on statewide end-of-
2 instruction tests administered under Section 1210.508
3 of this title, and

4 i. the growth or decline in the data components listed in
5 subparagraphs a through h of this paragraph from year
6 to year.

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

13 1. Ninety-seven percent (97%) to one hundred percent (100%) =
14 A+;

15 2. Ninety-three percent (93%) to ninety-six percent (96%) = A;

16 3. Ninety percent (90%) to ninety-two percent (92%) = A-;

17 4. Eighty-seven percent (87%) to eighty-nine percent (89%) =
18 B+;

19 5. Eighty-three percent (83%) to eighty-six percent (86%) = B;

20 6. Eighty percent (80%) to eighty-two percent (82%) = B-;

21 7. Seventy-seven percent (77%) to seventy-nine percent (79%) =
22 C+;

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

- 1 9. Seventy percent (70%) to seventy-two percent (72%) = C-;
- 2 10. Sixty-seven percent (67%) to sixty-nine percent (69%) = D+;
- 3 11. Sixty-three percent (63%) to sixty-six percent (66%) = D;
- 4 12. Sixty percent (60%) to sixty-two percent (62%) = D-; and
- 5 13. Fifty-nine percent (59%) and below = F.

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

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

1 provide the school site report card to the parent or guardian of
2 each student enrolled in the school site.

3 J. 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 K. The State Board of Education shall promulgate rules to
7 implement the provisions of this section.

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

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

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