

1 **SENATE FLOOR VERSION**

February 27, 2017

2 **AS AMENDED**

3 SENATE BILL NO. 515

By: Stanislawski

4  
5  
6 **[ Oklahoma School Testing Program - annual**  
7 **accountability reports - ~~effective date~~ -**  
8 **emergency ]**  
9

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

11 SECTION 1. AMENDATORY 70 O.S. 2011, Section 1210.545, as  
12 last amended by Section 10, Chapter 360, O.S.L. 2016 (70 O.S. Supp.  
13 2016, Section 1210.545), is amended to read as follows:

14 Section 1210.545. A. 1. Except as otherwise provided, as part  
15 of the accountability system developed as provided for in Section  
16 1210.541 of this title, the State Board of Education shall prepare  
17 annual reports of the results of the Oklahoma School Testing Program  
18 which describe student achievement in the state and each school  
19 site.

20 2. The Board shall study and may recommend revisions to the  
21 Legislature to the calculation metrics of all components of the  
22 school report cards to ensure that the evaluation system is clear,  
23 transparent, statistically trustworthy, credible, and aligned with  
24 the state assessment system. The Board shall seek certification

1 from the Oklahoma State Regents for Higher Education that  
2 recommended revisions, if adopted, will improve the clarity,  
3 transparency, statistical trustworthiness, credibility, and  
4 alignment of the evaluation system. The State Regents shall provide  
5 the Board a detailed description of the certification process and  
6 results, including a list of any deficiencies the State Regents find  
7 with the study or the resulting recommendations. The Board shall  
8 issue a report by December 31, 2015, and submit a copy of the report  
9 to the Governor, the Speaker of the House of Representatives, the  
10 President Pro Tempore of the Senate, the Minority Leader of the  
11 House of Representatives, and the Minority Leader of the Senate.  
12 The Board shall prescribe the design and content of the reports,  
13 which shall include, without limitation, descriptions of the  
14 performance of all schools participating in the Oklahoma School  
15 Testing Program and all of the major student populations as  
16 determined by the Board, and shall also include the median scores of  
17 all eligible students who scored at or in the lowest twenty-fifth  
18 percentile of the state in the previous school year. The  
19 confidentiality of individual student records shall be preserved as  
20 required by law.

21 B. The annual report as required pursuant to subsection A of  
22 this section shall identify school sites as having one of the  
23 following grades, defined according to rules of the State Board of  
24 Education:

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

5 and

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

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

10 1. A school shall not receive a school grade if the number of  
11 students tested and included in the school grading system is less  
12 than the minimum sample size necessary for statistical reliability  
13 and prevention of the unlawful release of personally identifiable  
14 student data. The State Board of Education is directed to establish  
15 the lowest minimum sample size necessary to meet the requirements of  
16 this paragraph;

17 2. A school that serves any combination of students in  
18 kindergarten through grade three which does not receive a school  
19 grade because the students are not tested and included in the school  
20 grading system shall receive the school grade designation of a  
21 feeder pattern school identified by the State Department of  
22 Education and verified by the school district. A school feeder  
23 pattern exists if at least sixty percent (60%) of the students in

24

1 the school serving a combination of students in kindergarten through  
2 grade three are scheduled to be assigned to the graded school; and

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

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

11 1. Fifty percent (50%) on whole school performance, as measured  
12 by allocating one point for each student who scores proficient or  
13 advanced on the assessments administered under Section 1210.508 of  
14 this title and alternative test scores administered to students  
15 divided by the number of students taking the assessments;

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

21 3. Twenty-five percent (25%) on growth in the bottom quartile  
22 of students, as measured by allocating one point for each student in  
23 the bottom quartile who improves proficiency levels or improves  
24 substantially within a proficiency level on assessments administered

1 under Section 1210.508 of this title divided by the number of  
2 students taking the assessments.

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 four-year and five-year high school graduation  
9 ~~rate~~ rates of the school, as defined by rules adopted  
10 by the Board,

11 b. ~~one point~~

12 (1) five points for meeting the criteria for an "A"  
13 for ~~performance or~~ participation of students in  
14 College Board Advanced Placement courses,  
15 International Baccalaureate courses, concurrent  
16 enrollment courses, Advanced International  
17 Certificate of Education courses, SAT tests  
18 administered by the College Board, the American  
19 College Test or the achievement of students on  
20 national industry certification, as measured by  
21 dividing the number of students participating by  
22 the total enrollment of the high school, as  
23 defined by rules adopted by the Board, and

24

1           (2) five points for meeting the criteria for an "A"  
2           for performance of students in College Board  
3           Advanced Placement courses, International  
4           Baccalaureate courses, concurrent enrollment  
5           courses, Advanced International Certificate of  
6           Education courses, SAT tests administered by the  
7           College Board, the American College Test or the  
8           achievement of students on national industry  
9           certification, as measured by dividing the number  
10           of students earning a passing score by the number  
11           of students who participated, as defined by rules  
12           adopted by 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 assessments in reading and mathematics~~  
21           ~~administered pursuant to Section 1210.508 of this~~  
22           ~~title,~~

23           ~~e. as valid data becomes available, one point for the~~  
24           ~~performance of students on the high school assessments~~

1 administered under Section 1210.508 of this title, as  
2 defined by rules adopted by the Board, and

3 ~~f.~~

4 d. one point for the growth or decline in the components  
5 listed in subparagraphs a through e c of this  
6 paragraph from year to year, as defined by rules  
7 adopted by the Board;

8 2. For schools comprised of middle school grades:

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

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

16 c. six points for meeting the criteria for an "A" for  
17 attendance, as defined by rules adopted by the Board;  
18 and

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

22 F. Student test data used in determining school grades shall  
23 include:  
24

1 1. The aggregate scores of all eligible students enrolled in  
2 the school who have been administered the assessments ~~administered~~  
3 ~~under~~ pursuant to Section 1210.508 of this title; and

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

8 a. the four-year and five-year high school graduation  
9 ~~rate~~ rates of the school as calculated by the  
10 Department,

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



1 engineering and mathematics courses taken at a  
2 regional site of the Oklahoma School of Science and  
3 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 that meet the  
16 requirements to be eligible for federal student  
17 financial aid,

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

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

24

1           g. ~~the high school graduation rate of all eligible~~  
2           ~~students enrolled in the school who scored at limited~~  
3           ~~knowledge or unsatisfactory on the eighth grade~~  
4           ~~assessments in reading and mathematics administered~~  
5           ~~under Section 1210.508 of this title,~~

6           ~~h.~~ the performance of students on statewide high school  
7           assessments administered under Section 1210.508 of  
8           this title, and

9           ~~i.~~

10          h. the growth or decline in the data components listed in  
11          subparagraphs a through ~~h~~ g of this paragraph from  
12          year to year.

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

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

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

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

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

- 1 5. Eighty-three percent (83%) to eighty-six percent (86%) = B;
- 2 6. Eighty percent (80%) to eighty-two percent (82%) = B-;
- 3 7. Seventy-seven percent (77%) to seventy-nine percent (79%) =
- 4 C+;
- 5 8. Seventy-three percent (73%) to seventy-six percent (76%) =
- 6 C;
- 7 9. Seventy percent (70%) to seventy-two percent (72%) = C-;
- 8 10. Sixty-seven percent (67%) to sixty-nine percent (69%) = D+;
- 9 11. Sixty-three percent (63%) to sixty-six percent (66%) = D;
- 10 12. Sixty percent (60%) to sixty-two percent (62%) = D-; and
- 11 13. Fifty-nine percent (59%) and below = F.

12 H. The annual report shall identify the performance of each  
13 school as having improved, remained the same, or declined. This  
14 school improvement rating shall be based on a comparison of the  
15 student and school performance data of the current year to the  
16 previous year data. Schools that improve at least one grade level  
17 are eligible for school recognition as established by the Board  
18 through the accountability system developed pursuant to Section  
19 1210.541 of this title.

20 I. The State Department of Education shall annually develop, in  
21 collaboration with school districts and the Office of Educational  
22 Quality and Accountability, a school site report card to be  
23 delivered to parents throughout each school district. The report  
24 card shall include the grade for the school, information regarding

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

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

20 K. The State Board of Education shall promulgate rules to  
21 implement the provisions of this section. The rules shall include  
22 the following provisions:

23 1. The baseline performance target shall be the same for all  
24 student subgroups;

1        2. Interim benchmarks shall be established to measure  
2 proficiency among students in an English language learner program;  
3 and

4        3. The school grade components outlined by this section shall  
5 not be artificially adjusted to result in more schools receiving an  
6 "A" or a "B".

7        ~~SECTION 2. This act shall become effective July 1, 2017.~~

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

12 COMMITTEE REPORT BY: COMMITTEE ON EDUCATION  
13 February 27, 2017 - DO PASS AS AMENDED  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24