

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

SENATE BILL 301

By: Garvin

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2021, Section 1210.545, which relates to annual accountability reports; updating statutory language; replacing certain factor to be used in calculating certain school site grades; providing for measurement of postsecondary opportunities for high school sites; providing an effective date; and declaring an emergency.

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

SECTION 1. AMENDATORY 70 O.S. 2021, Section 1210.545, is amended to read as follows:

Section 1210.545. A. Except as otherwise provided, as part of the accountability system developed as provided for in Section 1210.541 of this title, the State Board of Education shall prepare annual reports of the results of the Oklahoma School Testing Program which describe student achievement in the state, and each school site, pursuant to the Elementary and Secondary Education Act of 1965 (ESEA) as reauthorized by P.L. No. 114-95, also known as the Every Student Succeeds Act (ESSA), and any related federal regulations.

1 B. The annual report as required pursuant to subsection A of  
2 this section shall identify school sites as having one of the  
3 following grades for each indicator, separately, and by a single  
4 overview grade of all indicators, defined according to rules of the  
5 State Board of Education:

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

10 and

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

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

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

22 2. The academic performance of students who are enrolled full-  
23 time in an online program that is offered by a school district or  
24 charter school that is not the district of residence or is not

1 located in the district of residence of the student shall be  
2 reported separately by the school district or charter school and  
3 shall not be included when determining the grade of the school site  
4 or charter school.

5 D. The State Board of Education may adopt alternate systems of  
6 accountability for statewide virtual charter schools, alternative  
7 education programs as defined in Section 1210.568 of this title, and  
8 schools serving only grades prekindergarten or kindergarten through  
9 two.

10 E. The grade of a school shall be based on a multimeasures  
11 approach to accountability in accordance with the Elementary and  
12 Secondary Education Act of 1965 (ESEA) as reauthorized by P.L. No.  
13 114-95, also known as the Every Student Succeeds Act (ESSA) and any  
14 federal regulations that include, but are not limited to, the  
15 following indicators:

16 1. Statewide assessments, including the establishment of  
17 student performance bands;

18 2. Graduation rates for high schools;

19 3. Statewide academic measures for elementary and middle  
20 schools;

21 4. English language proficiency for English learners; and

22 5. At least one additional statewide measure of school quality  
23 or student success, including, but not limited to, school climate,  
24

1 school safety, student engagement, educator engagement, and/or  
2 advanced coursework and postsecondary readiness.

3 F. Of the indicators included in subsection E of this section,  
4 not less than seventy percent (70%) of the overview grade ~~must~~ shall  
5 be given to indicators 1, 2, 3, and 4 and, in the aggregate, with  
6 not more than thirty percent (30%) of the grade given to indicator  
7 5.

8 G. Further, the grade of an elementary or middle school site  
9 shall include, but not be limited to, a measure of status for  
10 English language arts (ELA), math and science, growth in ELA and  
11 math, English Language Proficiency Assessment (ELPA) progress, and  
12 ~~chronic absenteeism~~ student climate surveys.

13 H. The grade of a high school site shall include, but not be  
14 limited to, a measure of status for ~~English language arts (ELA)~~ ELA,  
15 math and science status, ~~English Language Proficiency Assessment~~  
16 ~~(ELPA)~~ ELPA progress, graduation rate, ~~chronic absenteeism~~ student  
17 climate surveys, and postsecondary opportunities. For purposes of  
18 this section postsecondary opportunities shall ~~include~~ Advanced  
19 Placement, International Baccalaureate, dual and concurrent  
20 enrollment, internships, mentorships and apprenticeships, and  
21 industry certifications be based on the percentage of high school  
22 students who meet at least one of the following criteria:

23 1. Achieving a benchmark score on the ACT or SAT;

24 2. Scoring a 3, 4, or 5 on an Advanced Placement examination;

1        3. Scoring a 4, 5, 6, or 7 on an International Baccalaureate  
2 examination;

3        4. Scoring the silver level or above on the ACT WorkKeys  
4 assessment;

5        5. Earning transcribed college credit while still in high  
6 school through concurrent or dual enrollment;

7        6. Earning an industry credential; or

8        7. Being accepted for enlistment into the United States Armed  
9 Forces.

10        The Board shall adopt a time line for moving from completion of  
11 such opportunities to crediting achievement of such opportunities.

12        I. 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.

17        J. The State Department of Education shall annually develop a  
18 school site report card to be delivered to parents or legal  
19 guardians throughout each school district. The report card shall be  
20 in accordance with the requirements of the Elementary and Secondary  
21 Education Act of 1965 (ESEA), as reauthorized and amended by P.L.  
22 No. 114-95, also known as the Every Student Succeeds Act (ESSA) and  
23 ~~includes~~ include the grade for the school, information regarding  
24 school improvement, an explanation of school performance, and

1 indicators of return on investment. The report card for each school  
2 site shall be published annually by the Department on its website,  
3 and every school district shall provide the school site report card  
4 to the parent or legal guardian of each student enrolled in the  
5 school site. In order to provide information regarding school  
6 performance for school report cards issued during the 2016-2017 and  
7 2017-2018 school ~~year~~ years, the Department shall include an  
8 explanation of the changes to the statewide system of student  
9 assessments as required in Section 1210.508 of this title and how  
10 the transition in assessments may impact school performance. The  
11 Department shall issue school report cards using the 2016-2017  
12 school year assessment data that is available.

13 K. The Legislature may factor in the performance of schools in  
14 calculating any performance-based funding policy that is provided to  
15 public school districts.

16 L. The State Board of Education shall promulgate rules to  
17 implement the provisions of this section.

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

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

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