

An Act

ENROLLED SENATE
BILL NO. 1904

By: Pugh of the Senate

and

Stinson of the House

An Act relating to student assessments; allowing certain charter school or school district to administer certain assessments for certain grades in a virtual setting; prohibiting administration of assessments for certain grades in a virtual setting; directing certain requirements to be met; requiring certain program or plan to be considered in determining whether a virtual setting meets a student's educational needs; providing for promulgation of rules; and providing for codification.

SUBJECT: Student assessments

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

SECTION 1. NEW LAW A new section of law to be codified in the Oklahoma Statutes as Section 3-145.11 of Title 70, unless there is created a duplication in numbering, reads as follows:

A. A statewide virtual charter school or a school district operating a full-time virtual education program may administer to enrolled students in grades three through eight the statewide system of student assessments required by Section 1210.508 of Title 70 of the Oklahoma Statutes in a virtual setting that best meets the educational needs of the students and aligns with their regular academic instruction. Assessments for grades nine through twelve shall not be administered in a virtual setting.

B. A statewide virtual charter school or a school district operating a full-time virtual education program that administers student assessments as provided for in subsection A of this section shall ensure the following requirements are met:

1. The student to whom the statewide student assessment is administered takes the assessment on an assigned date and time;

2. The student to whom the statewide student assessment is administered attends a synchronous assessment session initiated and managed by designated personnel of the statewide virtual charter school or the school district that operates a full-time virtual education program;

3. a. If the statewide student assessment platform does not allow integrated camera proctoring, the student to whom the statewide student assessment is administered shall use two devices for the duration of the administration. One device shall be used by the student to take the statewide student assessment, and one device shall be used by an assessment proctor to monitor the student for the duration of the administration of the statewide student assessment using the camera on the required device, or

b. If the statewide student assessment platform does allow for an assessment proctor to view the student and the student's background environment, a secondary device shall not be required;

4. The device on which a student is administered a statewide student assessment has audio capabilities accessible by the assessment administrator for purposes of monitoring the student;

5. The statewide virtual charter school or school district that operates a full-time virtual education program that administers a statewide student assessment to a student in a virtual setting seeks to maintain a student assessment taker to assessment proctor ratio of ten-to-one or lower;

6. The student to whom the statewide student assessment is administered does not exit the assessment administration until instructed to do so by the assigned assessment proctor; and

7. The submission of a statewide student assessment administered pursuant to the provisions of this section is verified by the assessment administrator.

C. A statewide virtual charter school or a school district operating a full-time virtual education program that administers student assessments pursuant to this section shall take into account a student's individualized education program (IEP) developed pursuant to the Individuals with Disabilities Education Act (IDEA) or Section 504 Plan developed pursuant to the Rehabilitation Act of 1973 in determining whether a virtual setting best meets the educational needs of such a student.

D. The State Board of Education may promulgate rules to implement the provisions of this section.

Passed the Senate the 14th day of March, 2024.

Brent Howard
Presiding Officer of the Senate

Passed the House of Representatives the 23rd day of April, 2024.

[Signature]
Presiding Officer of the House
of Representatives

OFFICE OF THE GOVERNOR

Received by the Office of the Governor this 24

day of April, 20 24, at 10:05 o'clock a. M.

By: Jewi Shukel

Approved by the Governor of the State of Oklahoma this 26

day of April, 20 24, at 1:33 o'clock p. M.

[Signature]
Governor of the State of Oklahoma

OFFICE OF THE SECRETARY OF STATE

Received by the Office of the Secretary of State this 26th

day of April, 20 24, at 3:52 o'clock p. M.

By: [Signature]