

1 ENGROSSED SENATE  
2 BILL NO. 1904

By: Pugh of the Senate

3 and

4 Stinson of the House

5  
6 An Act relating to student assessments; allowing  
7 certain charter school or school district to  
8 administer certain assessments for certain grades in  
9 a virtual setting; prohibiting administration of  
10 assessments for certain grades in a virtual setting;  
11 directing certain requirements to be met; requiring  
12 certain program or plan to be considered in  
13 determining whether a virtual setting meets a  
14 student's educational needs; providing for  
15 promulgation of rules; and providing for  
16 codification.

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

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

21 A. A statewide virtual charter school or a school district  
22 operating a full-time virtual education program may administer to  
23 enrolled students in grades three through eight the statewide system  
24 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

1 academic instruction. Assessments for grades nine through twelve  
2 shall not be administered in a virtual setting.

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

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

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

14 3. a. If the statewide student assessment platform does not  
15 allow integrated camera proctoring, the student to  
16 whom the statewide student assessment is administered  
17 shall use two devices for the duration of the  
18 administration. One device shall be used by the  
19 student to take the statewide student assessment, and  
20 one device shall be used by an assessment proctor to  
21 monitor the student for the duration of the  
22 administration of the statewide student assessment  
23 using the camera on the required device, or  
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1           b.    If the statewide student assessment platform does  
2                    allow for an assessment proctor to view the student  
3                    and the student's background environment, a secondary  
4                    device shall not be required;

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

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

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

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

19          C.    A statewide virtual charter school or a school district  
20 operating a full-time virtual education program that administers  
21 student assessments pursuant to this section shall take into account  
22 a student's individualized education program (IEP) developed  
23 pursuant to the Individuals with Disabilities Education Act (IDEA)  
24 or Section 504 Plan developed pursuant to the Rehabilitation Act of

1 1973 in determining whether a virtual setting best meets the  
2 educational needs of such a student.

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

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

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Presiding Officer of the Senate

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9 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
10 2024.

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Presiding Officer of the House  
of Representatives

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