

**RULE IMPACT STATEMENT**  
**TITLE 210. STATE DEPARTMENT OF EDUCATION**  
**CHAPTER 10. SCHOOL ADMINISTRATION AND INSTRUCTIONAL SERVICES**  
**SUBCHAPTER 13. STUDENT ASSESSMENT**

- a. **What is the purpose of the proposed rule change?**  
The proposed amendments to 210:10-13-16 are necessary to incorporate amendments to 70 O.S. § 1210.523 made during the 2013 regular legislative session (HB 1756, SB 251, SB 226, and SB 559). The proposed change to the rule implements new legislative amendments directing the State Board of Education to: (1) Establish alternate methods to demonstrate mastery for students with disabilities who have IEPs which require them to be assessed under the Oklahoma Alternate Assessment Program (OAAP); (2) Establish exemptions to End of Instruction exam requirements for students who score ten percent (10%) above the cut scores approved by the State Board of Education on certain alternate tests (ACT/SAT/PSAT/NMSQT/CLEP/IB/ACT WorkKeys); (3) Permit students who have not met EOI requirements to enroll in certain classes in their schools as necessary to provide the students with remediation and/or an opportunity to retake EOI exams in order to graduate; and (4) Declare the Oklahoma School for the Blind and the Oklahoma School for the Deaf to be local education agencies (LEAs) solely for the purposes of purchasing, administering and obtaining EOI test results for the students attending their schools. The proposed permanent rule, if adopted, will replace the emergency rule currently in effect.
- b. **What classes of persons will be affected by the proposed rule change and what classes of persons will bear the costs of the proposed rule change?**  
The proposed changes will affect public secondary school students and teachers, as well as public school districts and public secondary schools.
- c. **What classes of persons will benefit from the proposed rule change?**  
The proposed changes will benefit public secondary school students and teachers as well as public school districts and public secondary schools.
- d. **What is the probable economic impact of the proposed rule upon affected classes of persons or political subdivisions?**  
The agency does not anticipate any economic impact upon affected classes of persons or political subdivisions as a result of implementation of the proposed rule change at this time.
- e. **What is the probable cost to the agency to implement and enforce the proposed rule change?**  
The agency does not anticipate any cost to the agency to implement and enforce as a result of the proposed change in the rule at this time. Additional record keeping, if any, will be performed by existing staff.
- f. **What is the economic impact on any political subdivision to implement the proposed rule change?**  
The agency does not anticipate any economic impact on any political subdivision to implement the proposed rule change at this time.
- g. **Will implementing the rule change have an adverse effect on small business as provided by the Oklahoma Small Business Regulatory Flexibility Act?**  
The agency does not anticipate any adverse economic impact on small business as a result of the proposed rule change at this time.

- h. **Are there any other methods which are less costly, nonregulatory, or less intrusive to achieve the purpose of the proposed rule change?**  
No.
- i. **Will the rule change impact the public health, safety, and environment, and is the change designed to reduce significant risks to the public health, safety, and environment? If so, explain nature of risk and to what extent the proposed rule change will reduce the risk.**  
The agency does not anticipate any impact on public health, safety, or environment as a result of implementation of the proposed rule at this time.
- j. **What detrimental effect will there be on the public health, safety, and environment if the rule change is not implemented?**  
The agency does not anticipate any detrimental effect on public health, safety, or environment as a result of implementation of the proposed rule at this time.
- k. **Date Prepared:** October 15, 2013.