

SENATE BILL 794

F1

6lr3097
CF HB 657

By: **Senators Jennings, Kagan, Klausmeier, Waugh, Young, ~~and Zucker~~ Zucker, and Salling**

Introduced and read first time: February 5, 2016

Assigned to: Education, Health, and Environmental Affairs

Committee Report: Favorable with amendments

Senate action: Adopted with floor amendments

Read second time: March 17, 2016

CHAPTER _____

1 AN ACT concerning

2 **Education – Prekindergarten and Kindergarten Assessments – Administration**

3 FOR the purpose of requiring a certain statewide kindergarten assessment to be limited to
4 a ~~random~~ representative sample of certain kindergarten students from within
5 certain local school systems in the State, subject to a certain exception; authorizing
6 a certain kindergarten assessment to evaluate certain skills; authorizing certain
7 county boards of education and certain principals and teachers to administer a
8 certain statewide kindergarten assessment under certain circumstances; prohibiting
9 ~~certain standardized tests~~ a statewide kindergarten assessment from being
10 administered to certain prekindergarten students, subject to a certain exception;
11 requiring the State Department of Education to adopt certain regulations; declaring
12 the intent of the General Assembly; and generally relating to the administration of
13 prekindergarten and kindergarten assessments.

14 BY adding to

15 Article – Education

16 Section 7–208

17 Annotated Code of Maryland

18 (2014 Replacement Volume and 2015 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
20 That the Laws of Maryland read as follows:

21 **Article – Education**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 7-208.

2 (A) ~~A~~ EXCEPT AS PROVIDED IN SUBSECTION (B) OF THIS SECTION, A
 3 STATEWIDE KINDERGARTEN ASSESSMENT THAT IS ADMINISTERED WITH THE
 4 PURPOSE OF MEASURING SCHOOL READINESS:

5 (1) SHALL BE LIMITED TO A ~~RANDOM~~ REPRESENTATIVE SAMPLE, AS
 6 DETERMINED BY THE DEPARTMENT, OF KINDERGARTEN STUDENTS FROM WITHIN
 7 EACH LOCAL SCHOOL SYSTEM IN THE STATE; AND

8 (2) MAY INCLUDE AN EVALUATION OF:

9 (I) LANGUAGE AND LITERACY SKILLS;

10 (II) ACADEMIC KNOWLEDGE IN MATHEMATICS, SCIENCE, AND
 11 SOCIAL STUDIES;

12 (III) PHYSICAL DEVELOPMENT; AND

13 (IV) SOCIAL DEVELOPMENT.

14 (B) ~~IN ACCORDANCE WITH A COLLECTIVE BARGAINING AGREEMENT~~
 15 ~~EXECUTED UNDER TITLE 6, SUBTITLE 4 OR SUBTITLE 5 OF THIS ARTICLE OR AN~~
 16 ~~AMENDMENT TO AN EXISTING AGREEMENT, A~~ A PRINCIPAL AND A TEACHER WHO
 17 ARE IN MUTUAL AGREEMENT, OR A COUNTY BOARD, MAY ADMINISTER A STATEWIDE
 18 KINDERGARTEN ASSESSMENT WITH THE PURPOSE OF MEASURING SCHOOL
 19 READINESS IF:

20 (1) THE ASSESSMENT IS COMPLETED BEFORE THE FIRST FULL DAY
 21 OF KINDERGARTEN; AND

22 (2) THE AGGREGATE RESULTS ARE RETURNED WITHIN 45 DAYS
 23 AFTER ADMINISTRATION OF THE ASSESSMENT.

24 ~~(B)~~ ~~A~~ (C) (1) EXCEPT AS PROVIDED IN PARAGRAPH (2) OF THIS
 25 SUBSECTION, A ~~STANDARDIZED TEST~~ STATEWIDE KINDERGARTEN ASSESSMENT MAY
 26 NOT BE ADMINISTERED TO A ~~AN~~ ENROLLED PREKINDERGARTEN STUDENT.

27 (2) ~~A STANDARDIZED TEST~~ A STATEWIDE KINDERGARTEN ASSESSMENT
 28 MAY BE ADMINISTERED TO AN ENROLLED PREKINDERGARTEN STUDENT BY A
 29 SCHOOL PSYCHOLOGIST OR OTHER SCHOOL-BASED PROFESSIONAL WHO INTENDS
 30 TO USE THE RESULTS IN ORDER TO IDENTIFY A DISABILITY.

1 ~~(C)~~ **(D)** **THE DEPARTMENT SHALL ADOPT REGULATIONS TO IMPLEMENT**
2 **THE REQUIREMENTS OF THIS SECTION.**

3 SECTION 2. AND BE IT FURTHER ENACTED, That it is the intent of the General
4 Assembly that a teacher who administers a statewide kindergarten assessment in
5 accordance with § 7-208(b) of the Education Article, as enacted by Section 1 of this Act, be
6 paid for the time worked in accordance with a collective bargaining agreement executed
7 under Title 6, Subtitle 4 or 5 of the Education Article.

8 SECTION ~~2~~ 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 July 1, 2016.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.