

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	11/07/2014	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 12/26/2014

2. COMAR Codification

Title Subtitle Chapter Regulation

13A 03 04 01 and .03

3. Name of Promulgating Authority

Maryland State Department of Education

4. Name of Regulations Coordinator

Charlene L Necessary

Telephone Number

410-767-0467

Mailing Address

200 W. Baltimore Street

City State Zip Code

Baltimore MD 21201

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cnecessary@msde.state.md.us

5. Name of Person to Call About this Document

Douglas A. Strader

Telephone No.

410-767-0048

Email Address

douglas.strader@maryland.gov

6. Check applicable items:

New Regulations

Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: October 1, 2014.

Repeal of Existing Regulations

Recodification

Incorporation by Reference of Documents Requiring DSD Approval

Reproposal of Substantively Different Text:

: Md. R
(vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

7. Is there emergency text which is identical to this proposal:

Yes No

8. Incorporation by Reference

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

9. Public Body - Open Meeting

OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to State Government Article, §10-506(c), Annotated Code of Maryland.

OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

10. Children's Environmental Health and Protection

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

11. Certificate of Authorized Officer

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Elizabeth M. Kameen, Assistant Attorney General, (telephone #410-576-6465) on November 5, 2014. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Charlene L. Necessary

Title

Regulations Coordinator

Telephone No.

410-767-0467

Date

November 7, 2014

Title 13A
A STATE BOARD OF EDUCATION

Subtitle 03 GENERAL INSTRUCTIONAL PROGRAMS

13A.03.04 Test Administration and Data-Reporting Policies and Procedures

Authority: Education Article, §2-205, Annotated Code of Maryland

Notice of Proposed Action

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The Maryland State Board of Education proposes to amend Regulations .01 and .03 under COMAR 13A.03.04 Test Administration and Data-Reporting Policies and Procedures.

This action was considered by the Maryland State Board of Education at their meeting on October 28, 2014.

Statement of Purpose

The purpose of this action is to include the current assessments used by the Maryland State Department of Education.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact.

Local school systems that choose to adopt an electronic storage system may incur some costs associated with the transition to electronic storage if they do not already have such a system in place. These costs may be offset, in part, by savings from eliminating paper storage. Whether to pursue electronic storage is a discretionary decision on the part of local school systems.

II. Types of Economic Impact.

	Revenue (R+/R-)	
	Expenditure (E+/E-)	Magnitude
<hr/>		
A. On issuing agency:	NONE	
B. On other State agencies:	NONE	
C. On local governments:	(E+)	Unknown
	Benefit (+)	
	Cost (-)	Magnitude

D. On regulated industries or trade groups: NONE

E. On other industries or trade groups: NONE

F. Direct and indirect effects on public: NONE

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

C. The proposed action may have some economic impact on local school systems that choose to switch to electronic storage of records.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Douglas A. Strader, Director, Planning and Assessment Branches, Maryland State Department of Education, Division of Curriculum, Assessment and Accountability, 200 West Baltimore Street, Baltimore, Maryland 21201, or call 410-767-0048(TTY 410-333-6442), or email to douglas.strader@maryland.gov, or fax to 410-333-2017. Comments will be accepted through January 26, 2015. A public hearing has not been scheduled.

Open Meeting

Final action on the proposal will be considered by the Maryland State Board of Education during a public meeting to be held on February 24, 2015, 9 a.m., at 200 West Baltimore Street, Baltimore, Maryland 21201.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2014

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

No

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

The regulations have no impact on the state budget. School systems have discretionary authority to adopt electronic storage and any associated costs would come from local budgets.

E. If these regulations have no economic impact under Part A, indicate reason briefly:

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

G. Small Business Worksheet:

Attached Document:

Title 13A STATE BOARD OF EDUCATION

Subtitle 03 GENERAL INSTRUCTIONAL PROGRAMS

Chapter 04 Test Administration and Data-Reporting Policies and Procedures

Authority: Education Article, §2-205, Annotated Code of Maryland

.01 Scope.

This chapter applies to:

A. Tests administered by or through the State Board of Education including but not limited to:

(1) The [norm-referenced test or tests in use by the State] *Partnership for Assessment of Readiness for College and Career (PARCC) Assessments*;

(2) The Maryland [Functional Testing Program] *School Assessment (Science)*;

(3) The *Alternate Maryland School Assessment (Science)*;

(4) The *Alternate Maryland School Assessments (Reading and Mathematics) which will be replaced by the National Center and State Collaborative Assessments for Reading and Mathematics in school year 2016—2017*;

(5) *The Maryland High School Assessments (Government and Science)*;

[(5)] (6) The [High School Equivalency Program Test (GED)] *Kindergarten Readiness Assessment*;

[(6)] (7) [Teacher Certification Tests] *The norm-referenced test or tests in use by the State*;

[(7)] (8) [High School Assessment Tests] *The Educator Credentialing Tests*; and

[(8)] (9) (text unchanged)

B.—C. (text unchanged)

.03 Local School System Test Administration and Data-Reporting Policies.

A.—D. (text unchanged)

E. *Electronic Archival of Documents.*

Each local school system may develop and adopt policies and procedures for the secure electronic archival of paper documents.

LILLIAN M. LOWERY, Ed.D.
State Superintendent of Schools