

# HOUSE BILL 141

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By: **Delegates Luedtke, Ebersole, Anderson, Atterbeary, Barkley, D. Barnes, Barve, Brooks, Carr, Cullison, Dumais, Fennell, Fraser-Hidalgo, Frick, Gutierrez, Hill, Jalisi, Jameson, Kelly, Lam, Moon, Morales, Patterson, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Smith, Stein, Tarlau, Turner, Valentino-Smith, Walker, A. Washington, M. Washington, P. Young, and Zucker**

Introduced and read first time: January 20, 2016

Assigned to: Ways and Means

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## A BILL ENTITLED

1 AN ACT concerning

2 **Education – Education Accountability Program – Limits on Testing**

3 FOR the purpose of requiring the State Board of Education to adopt certain regulations  
4 limiting the amount of time that may be spent on certain tests; prohibiting certain  
5 types of tests and activities from being counted toward certain testing time limits;  
6 providing for the construction of this Act; and generally relating to limits on testing  
7 in public schools.

8 BY repealing and reenacting, without amendments,

9 Article – Education

10 Section 7–203(a)

11 Annotated Code of Maryland

12 (2014 Replacement Volume and 2015 Supplement)

13 BY adding to

14 Article – Education

15 Section 7–203(h)

16 Annotated Code of Maryland

17 (2014 Replacement Volume and 2015 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

19 That the Laws of Maryland read as follows:

20 **Article – Education**

21 7–203.

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (a) The State Board, the State Superintendent, each county board, and each  
2 public school shall implement a program of education accountability for the operation and  
3 management of the public schools.

4 (H) (1) THE STATE BOARD SHALL ADOPT REGULATIONS THAT LIMIT THE  
5 AMOUNT OF TIME IN THE AGGREGATE THAT MAY BE DEVOTED TO FEDERAL, STATE,  
6 AND LOCALLY MANDATED TESTS FOR EACH GRADE TO 2% OF THE MINIMUM  
7 REQUIRED ANNUAL INSTRUCTIONAL HOURS IN ACCORDANCE WITH § 7-103 OF THIS  
8 TITLE.

9 (2) TIME DEVOTED TO TEACHER-SELECTED CLASSROOM QUIZZES  
10 AND EXAMS, PORTFOLIO REVIEWS, OR PERFORMANCE ASSESSMENTS MAY NOT BE  
11 COUNTED TOWARD THE TESTING LIMIT ESTABLISHED IN PARAGRAPH (1) OF THIS  
12 SUBSECTION.

13 (3) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO  
14 SUPERSEDE THE REQUIREMENTS OF:

15 (I) A STUDENT'S 504 PLAN;

16 (II) THE FEDERAL INDIVIDUALS WITH DISABILITIES  
17 EDUCATION ACT, 20 U.S.C. 1400; OR

18 (III) FEDERAL LAW RELATING TO ENGLISH LANGUAGE  
19 LEARNERS.

20 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
21 1, 2016.