

# HOUSE BILL 1233

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6lr1608  
CF 6lr1640

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By: **Delegates Ebersole, Luedtke, Tarlau, ~~and P. Young~~ P. Young, and Afzali**

Introduced and read first time: February 12, 2016

Assigned to: Ways and Means

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Committee Report: Favorable with amendments

House action: Adopted with floor amendments

Read second time: March 16, 2016

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Education – Administration of Standardized Tests and Mandated Assessments –**  
3 **Notice**

4 FOR the purpose of requiring certain county boards of education to review and update  
5 annually a certain list of certain tests and assessments and a certain date range for  
6 the administration of certain tests and assessments; requiring certain county boards  
7 to provide parents and guardians, ~~via e-mail~~, certain information regarding certain  
8 tests and assessments on or before certain dates; requiring the State Superintendent  
9 of Schools to create a certain model and provide the model ~~and certain information~~  
10 ~~regarding certain elements of certain tests and assessments~~ to certain county boards;  
11 requiring certain county boards to provide certain information in certain languages,  
12 to the extent practicable; requiring certain information to be posted on certain Web  
13 sites and updated within a certain number of days under certain circumstances;  
14 defining a certain term; and generally relating to providing notice of the  
15 administration of standardized tests and mandated assessments.

16 BY repealing and reenacting, without amendments,  
17 Article – Education  
18 Section 7–204(a)(4)  
19 Annotated Code of Maryland  
20 (2014 Replacement Volume and 2015 Supplement)

21 BY adding to  
22 Article – Education  
23 Section 7–204.1

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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 Annotated Code of Maryland  
2 (2014 Replacement Volume and 2015 Supplement)

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

5 **Article – Education**

6 7–204.

7 (a) (4) “Standardized test” means a measuring instrument that:

8 (i) Is designed to measure important common outcomes of  
9 representative courses of study;

10 (ii) Is administered according to specific detailed directions  
11 prescribed in a manual;

12 (iii) Is scored by an objective procedure;

13 (iv) Provides norms for comparison of individual scores with  
14 representative group scores; and

15 (v) Provides information needed for judging the value of the test.

16 **7–204.1.**

17 (A) (1) IN THIS SECTION, “STANDARDIZED TEST” HAS THE MEANING  
18 STATED IN § 7–204(A) OF THIS SUBTITLE.

19 (2) “STANDARDIZED TEST” DOES NOT INCLUDE A QUIZ, TEST, OR  
20 PERFORMANCE–BASED ASSESSMENT DEVELOPED BY A TEACHER.

21 (B) EACH COUNTY BOARD SHALL REVIEW AND UPDATE ANNUALLY:

22 (1) A LIST OF STANDARDIZED TESTS AND ANY OTHER MANDATED  
23 ASSESSMENTS REQUIRED TO BE ADMINISTERED BY A LOCAL SCHOOL SYSTEM BY  
24 GRADE AND CONTENT AREA; AND

25 (2) THE DATE RANGE FOR THE ADMINISTRATION OF THE  
26 STANDARDIZED TESTS AND MANDATED ASSESSMENTS.

27 (C) ON OR BEFORE THE FIRST DAY OF AN ACADEMIC QUARTER DURING  
28 WHICH A ~~TEST OR ASSESSMENT~~ STANDARDIZED TEST OR MANDATED ASSESSMENT

1 WILL BE ADMINISTERED, A COUNTY BOARD SHALL PROVIDE TO PARENTS AND  
2 GUARDIANS, ~~VIA E-MAIL~~, INFORMATION THAT INCLUDES:

3 (1) THE SUBJECT AREA OF THE ~~TEST OR ASSESSMENT~~ STANDARDIZED  
4 TEST OR MANDATED ASSESSMENT;

5 (2) THE DATE RANGE FOR THE ADMINISTRATION OF THE  
6 STANDARDIZED TEST OR MANDATED ASSESSMENT;

7 (3) ANY ACCOMMODATION OR ACCESSIBILITY OPTIONS AVAILABLE  
8 TO STUDENTS FOR THE ~~TEST OR ASSESSMENT~~ STANDARDIZED TEST OR MANDATED  
9 ASSESSMENT;

10 (4) TO THE EXTENT PRACTICABLE, THE MANNER IN WHICH THE  
11 RESULTS MAY BE USED, INCLUDING WHETHER RESULTS MAY BE USED FOR:

12 (I) PLACEMENT IN GIFTED AND TALENTED PROGRAMS;

13 (II) PLACEMENT IN OTHER PROGRAMS OR INTERVENTIONS;

14 (III) GRADE PROMOTION;

15 (IV) GRADUATION; OR

16 (V) ANY OTHER COUNTY- OR SCHOOL-LEVEL DECISION THAT  
17 AFFECTS STUDENTS;

18 (5) INFORMATION ON HOW AND WHEN THE STUDENT AND THE  
19 PARENT OR GUARDIAN MAY ACCESS THE RESULTS; AND

20 (6) WHETHER THE ~~TEST OR ASSESSMENT~~ STANDARDIZED TEST OR  
21 MANDATED ASSESSMENT IS A LOCAL, STATE, OR FEDERALLY MANDATED  
22 STANDARDIZED TEST OR ASSESSMENT.

23 (D) THE STATE SUPERINTENDENT SHALL:

24 (1) CREATE A MODEL BY WHICH THE REQUIREMENTS OF SUBSECTION  
25 (C) OF THIS SECTION MAY BE MET; AND

26 (2) PROVIDE TO EACH COUNTY BOARD:

27 ~~(1)~~ ~~THE~~ THE MODEL DEVELOPED UNDER ITEM (1) OF THIS  
28 SUBSECTION; ~~AND~~

1                    ~~(H) INFORMATION REGARDING THE VALIDITY, RELIABILITY,~~  
 2 ~~OBJECTIVITY, AND COST ASSOCIATED WITH ADMINISTERING §§ 7-203 AND 7-204 OF~~  
 3 ~~THIS SUBTITLE.~~

4            (E) TO THE EXTENT PRACTICABLE, EACH COUNTY BOARD SHALL PROVIDE  
 5 THE INFORMATION REQUIRED TO BE PROVIDED UNDER SUBSECTION (C) OF THIS  
 6 SECTION IN THE NATIVE LANGUAGE OF THE PARENTS OR GUARDIANS OF THE  
 7 STUDENTS ENROLLED IN THE LOCAL SCHOOL SYSTEM.

8            (F) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, ON OR  
 9 BEFORE OCTOBER 1 OF EACH YEAR, THE INFORMATION REQUIRED TO BE PROVIDED  
 10 UNDER SUBSECTION (C) OF THIS SECTION SHALL BE POSTED ON THE WEB SITE OF  
 11 THE COUNTY BOARD.

12            (2) IF AN ADDITIONAL ~~TEST OR ASSESSMENT~~ STANDARDIZED TEST OR  
 13 MANDATED ASSESSMENT IS ADDED AFTER THE NOTIFICATION REQUIRED UNDER  
 14 SUBSECTION (C) OF THIS SECTION, THEN THE WEB SITE OF THE COUNTY BOARD  
 15 SHALL BE UPDATED WITHIN 30 DAYS OF THE DECISION TO ADMINISTER A NEW ~~TEST~~  
 16 ~~OR ASSESSMENT~~ STANDARDIZED TEST OR MANDATED ASSESSMENT.

17            SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
 18 1, 2016.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.