

HOUSE BILL 1233

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6lr1608
CF 6lr1640

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

Introduced and read first time: February 12, 2016

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

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

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

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

20 BY adding to
21 Article – Education
22 Section 7–204.1
23 Annotated Code of Maryland
24 (2014 Replacement Volume and 2015 Supplement)

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

27 **Article – Education**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 7-204.

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

3 (i) Is designed to measure important common outcomes of
4 representative courses of study;

5 (ii) Is administered according to specific detailed directions
6 prescribed in a manual;

7 (iii) Is scored by an objective procedure;

8 (iv) Provides norms for comparison of individual scores with
9 representative group scores; and

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

11 **7-204.1.**

12 (A) (1) IN THIS SECTION, “STANDARDIZED TEST” HAS THE MEANING
13 STATED IN § 7-204(A) OF THIS SUBTITLE.

14 (2) “STANDARDIZED TEST” DOES NOT INCLUDE A QUIZ, TEST, OR
15 PERFORMANCE-BASED ASSESSMENT DEVELOPED BY A TEACHER.

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

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

20 (2) THE DATE RANGE FOR THE ADMINISTRATION OF THE TESTS AND
21 ASSESSMENTS.

22 (C) ON OR BEFORE THE FIRST DAY OF AN ACADEMIC QUARTER DURING
23 WHICH A TEST OR ASSESSMENT WILL BE ADMINISTERED, A COUNTY BOARD SHALL
24 PROVIDE TO PARENTS AND GUARDIANS, VIA E-MAIL, INFORMATION THAT INCLUDES:

25 (1) THE SUBJECT AREA OF THE TEST OR ASSESSMENT;

26 (2) THE DATE RANGE FOR THE ADMINISTRATION OF THE TEST OR
27 ASSESSMENT;

1 **(3) ANY ACCOMMODATION OR ACCESSIBILITY OPTIONS AVAILABLE**
2 **TO STUDENTS FOR THE TEST OR ASSESSMENT;**

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

5 **(I) PLACEMENT IN GIFTED AND TALENTED PROGRAMS;**

6 **(II) PLACEMENT IN OTHER PROGRAMS OR INTERVENTIONS;**

7 **(III) GRADE PROMOTION;**

8 **(IV) GRADUATION; OR**

9 **(V) ANY OTHER COUNTY- OR SCHOOL-LEVEL DECISION THAT**
10 **AFFECTS STUDENTS;**

11 **(5) INFORMATION ON HOW AND WHEN THE STUDENT AND THE**
12 **PARENT OR GUARDIAN MAY ACCESS THE RESULTS; AND**

13 **(6) WHETHER THE TEST OR ASSESSMENT IS A LOCAL, STATE, OR**
14 **FEDERALLY MANDATED TEST OR ASSESSMENT.**

15 **(D) THE STATE SUPERINTENDENT SHALL:**

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

18 **(2) PROVIDE TO EACH COUNTY BOARD:**

19 **(I) THE MODEL DEVELOPED UNDER ITEM (1) OF THIS**
20 **SUBSECTION; AND**

21 **(II) INFORMATION REGARDING THE VALIDITY, RELIABILITY,**
22 **OBJECTIVITY, AND COST ASSOCIATED WITH ADMINISTERING §§ 7-203 AND 7-204 OF**
23 **THIS SUBTITLE.**

24 **(E) TO THE EXTENT PRACTICABLE, EACH COUNTY BOARD SHALL PROVIDE**
25 **THE INFORMATION REQUIRED TO BE PROVIDED UNDER SUBSECTION (C) OF THIS**
26 **SECTION IN THE NATIVE LANGUAGE OF THE PARENTS OR GUARDIANS OF THE**
27 **STUDENTS ENROLLED IN THE LOCAL SCHOOL SYSTEM.**

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

5 **(2) IF AN ADDITIONAL TEST OR ASSESSMENT IS ADDED AFTER THE**
6 **NOTIFICATION REQUIRED UNDER SUBSECTION (C) OF THIS SECTION, THEN THE**
7 **WEB SITE OF THE COUNTY BOARD SHALL BE UPDATED WITHIN 30 DAYS OF THE**
8 **DECISION TO ADMINISTER A NEW TEST OR ASSESSMENT.**

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
10 1, 2016.