

HOUSE BILL 617

F1

8lr1707
CF SB 562

By: **Delegates Ebersole, Buckel, Luedtke, Patterson, Rose, Shoemaker, Tarlau, Turner, Walker, A. Washington, and ~~M. Washington~~ M. Washington, Long, Ali, and C. Howard**

Introduced and read first time: January 29, 2018
Assigned to: Ways and Means

Committee Report: Favorable with amendments
House action: Adopted
Read second time: March 12, 2018

CHAPTER _____

1 AN ACT concerning

2 **Education – Assessments – Administration by Public School Employees**

3 FOR the purpose of authorizing certain principals to select certain employees to administer
4 certain assessments under certain circumstances; requiring a local superintendent
5 to review and approve a principal's employee selection for administering a certain
6 assessment before the assessment is administered; making a certain stylistic change;
7 and generally relating to the administration of assessments in public schools.

8 BY repealing and reenacting, with amendments,
9 Article – Education
10 Section 7–203.3
11 Annotated Code of Maryland
12 (2014 Replacement Volume and 2017 Supplement)

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

15 **Article – Education**

16 7–203.3.

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 (a) (1) In this section, “assessment” means a locally, State, or federally
2 mandated test that is intended to measure a student’s academic readiness, learning
3 progress, and skill acquisition.

4 (2) “Assessment” does not include a teacher–developed quiz or test.

5 (b) This section does not apply to an assessment or test given to a student relating
6 to:

7 (1) A student’s 504 plan;

8 (2) The federal Individuals with Disabilities Education Act, 20 U.S.C. §
9 1400; or

10 (3) Federal law relating to English language learners.

11 (c) ~~THE (1)~~ **SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, UNLESS**
12 **A MULTISTATE ASSESSMENT CONSORTIUM IN WHICH THE STATE PARTICIPATES**
13 **REQUIRES CERTIFICATED EDUCATION PROFESSIONALS TO ADMINISTER AN**
14 **ASSESSMENT, THE PRINCIPAL OF A PUBLIC SCHOOL MAY SELECT ANY EMPLOYEE TO**
15 **ADMINISTER AN ASSESSMENT.**

16 **(2) THE LOCAL SUPERINTENDENT SHALL REVIEW AND APPROVE THE**
17 **PRINCIPAL’S SELECTION UNDER PARAGRAPH (1) OF THIS SUBSECTION BEFORE THE**
18 **ASSESSMENT IS ADMINISTERED.**

19 [(c)] (D) For each assessment administered in a local school system, each county
20 board shall provide the following information:

21 (1) The title of the assessment;

22 (2) The purpose of the assessment;

23 (3) Whether the assessment is mandated by a local, State, or federal entity;

24 (4) The grade level or subject area, as appropriate, to which the test is
25 administered;

26 (5) The testing window of the assessment; and

27 (6) Whether accommodations are available for students with special needs
28 and what the accommodations are.

29 [(d)] (E) On or before October 15 of each year, the information required under
30 subsection [(c)] (D) of this section shall be:

- 1 (1) Updated;
- 2 (2) Posted on the [Web site] WEBSITE of the county board; and
- 3 (3) Included in the annual update of the county board's master plan
- 4 required under § 5-401 of this article.

5 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
6 1, 2018.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.