

Chapter 384

(Senate Bill 562)

AN ACT concerning

Education – Assessments – Administration by Public School Employees

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

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

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

Article – Education

7–203.3.

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

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

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

(1) A student’s 504 plan;

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

(3) Federal law relating to English language learners.

(c) (1) ~~THE~~ SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, UNLESS A MULTISTATE ASSESSMENT CONSORTIUM IN WHICH THE STATE PARTICIPATES REQUIRES CERTIFICATED EDUCATION PROFESSIONALS TO ADMINISTER AN

ASSESSMENT, THE PRINCIPAL OF A PUBLIC SCHOOL MAY SELECT ANY EMPLOYEE TO ADMINISTER AN ASSESSMENT.

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

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

- (1) The title of the assessment;
- (2) The purpose of the assessment;
- (3) Whether the assessment is mandated by a local, State, or federal entity;
- (4) The grade level or subject area, as appropriate, to which the test is administered;
- (5) The testing window of the assessment; and
- (6) Whether accommodations are available for students with special needs and what the accommodations are.

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

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

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

Approved by the Governor, May 8, 2018.