

SENATE BILL 757

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9lr1819
CF 9lr3042

By: **Senators Klausmeier, Carter, and West**
Introduced and read first time: February 4, 2019
Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Primary and Secondary Education – Assessments – Limitation of**
3 **Administration**
4 **(One Day in May Act)**

5 FOR the purpose of altering the method for determining the amount of time devoted to the
6 administration of certain assessments in public schools; limiting the amount of time
7 that is devoted to the administration of certain assessments to a certain period of
8 time and a certain day of the year; and generally relating to the administration of
9 assessments in public schools.

10 BY repealing and reenacting, with amendments,
11 Article – Education
12 Section 7–203(h)
13 Annotated Code of Maryland
14 (2018 Replacement Volume and 2018 Supplement)

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

17 **Article – Education**

18 7–203.

19 (h) (1) (i) In this subsection, “assessment” means a federal, State, or locally
20 mandated test that is intended to measure a student’s academic readiness, learning
21 progress, and skill acquisition.

22 (ii) “Assessment” does not include:

23 1. A teacher–developed quiz or test; or

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
[Brackets] indicate matter deleted from existing law.



1 **1. NOT MORE THAN 1 SCHOOL DAY; AND**

2 **2. A SCHOOL DAY IN MAY.**

3 [(v) If a county board and the exclusive employee representative fail
4 to mutually agree under subparagraph (iii) of this paragraph, the amount of time in the
5 aggregate that shall be devoted to federal, State, or locally mandated assessments in the
6 eighth grade shall be no more than 2.3% of the minimum required annual instructional
7 hours in accordance with § 7–103 of this title.]

8 (3) A student may not be subject to the requirement under paragraph (2)
9 of this subsection if the student participates in:

10 (i) An advanced placement or international baccalaureate program;
11 or

12 (ii) The Scholastic Aptitude Test (SAT), if administered during the
13 regular school day.

14 (4) Time devoted to teacher–selected classroom quizzes, exams, portfolio
15 reviews, or performance assessments may not be counted toward the requirement under
16 paragraph (2) of this subsection.

17 (5) This subsection may not be construed to include the requirements of:

18 (i) A student’s 504 plan;

19 (ii) The federal Individuals with Disabilities Education Act, 20
20 U.S.C. 1400, et seq.; or

21 (iii) Federal law relating to English language learners.

22 (6) This subsection may not be construed to supersede the requirements of
23 the federal Elementary and Secondary Education Act, 20 U.S.C. 6301, et seq.

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
25 1, 2019.