

HOUSE BILL 141

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6lr1611
CF SB 407

By: **Delegates Luedtke, Ebersole, Anderson, Atterbeary, Barkley, D. Barnes, Barve, Brooks, Carr, Cullison, Dumais, Fennell, Fraser-Hidalgo, Frick, Gutierrez, Hill, Jalisi, Jameson, Kelly, Lam, Moon, Morales, Patterson, Platt, Reznik, S. Robinson, Rosenberg, Sanchez, Smith, Stein, Tarlau, Turner, Valentino-Smith, Walker, A. Washington, M. Washington, P. Young, ~~and Zucker~~ Zucker, Afzali, and A. Miller**

Introduced and read first time: January 20, 2016

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 17, 2016

CHAPTER _____

1 AN ACT concerning

2 **Education – ~~Education Accountability Program Assessments~~ – Limits on Testing**

3 FOR the purpose of requiring the State Board of Education to adopt certain regulations
4 limiting the amount of time that may be spent on certain ~~tests~~ assessments;
5 prohibiting certain types of ~~tests~~ assessments and activities from being counted
6 toward certain testing time limits; defining a certain term; providing for the
7 construction of this Act; and generally relating to limits on testing in public schools.

8 BY repealing and reenacting, without amendments,

9 Article – Education

10 Section 7–203(a)

11 Annotated Code of Maryland

12 (2014 Replacement Volume and 2015 Supplement)

13 BY adding to

14 Article – Education

15 Section 7–203(h)

16 Annotated Code of Maryland

17 (2014 Replacement Volume and 2015 Supplement)

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

3 **Article – Education**

4 7–203.

5 (a) The State Board, the State Superintendent, each county board, and each
6 public school shall implement a program of education accountability for the operation and
7 management of the public schools.

8 (H) (1) (I) IN THIS SUBSECTION, “ASSESSMENT” MEANS A LOCALLY,
9 STATE, OR FEDERALLY MANDATED TEST THAT IS INTENDED TO MEASURE A
10 STUDENT’S ACADEMIC READINESS, LEARNING PROGRESS, AND SKILL ACQUISITION.

11 (II) “ASSESSMENT” DOES NOT INCLUDE A
12 TEACHER–DEVELOPED QUIZ OR TEST.

13 (2) THE STATE BOARD SHALL ADOPT REGULATIONS THAT LIMIT THE
14 AMOUNT OF TIME IN THE AGGREGATE THAT MAY BE DEVOTED TO FEDERAL, STATE,
15 AND LOCALLY MANDATED ~~TESTS~~ ASSESSMENTS FOR EACH GRADE TO 2% OF THE
16 MINIMUM REQUIRED ANNUAL INSTRUCTIONAL HOURS IN ACCORDANCE WITH §
17 7–103 OF THIS TITLE.

18 ~~(2)~~ (3) TIME DEVOTED TO TEACHER–SELECTED CLASSROOM QUIZZES
19 AND EXAMS, PORTFOLIO REVIEWS, OR PERFORMANCE ASSESSMENTS MAY NOT BE
20 COUNTED TOWARD THE TESTING LIMIT ESTABLISHED IN PARAGRAPH (1) OF THIS
21 SUBSECTION.

22 ~~(3)~~ (4) NOTHING IN THIS SUBSECTION SHALL BE CONSTRUED TO
23 SUPERSEDE THE REQUIREMENTS OF:

24 (I) A STUDENT’S 504 PLAN;

25 (II) THE FEDERAL INDIVIDUALS WITH DISABILITIES
26 EDUCATION ACT, 20 U.S.C. 1400; OR

27 (III) FEDERAL LAW RELATING TO ENGLISH LANGUAGE
28 LEARNERS.

29 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
30 1, 2016.