

HOUSE BILL 633

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6lr1612

By: **Delegates Ebersole, Aumann, Barkley, Brooks, Cassilly, Chang, Frick, Hettleman, Lafferty, Lam, Lierman, Luedtke, Pena-Melnyk, Stein, Turner, Valderrama, and West**

Introduced and read first time: February 4, 2016

Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Teacher and Principal Evaluations – Revisions to Requirements**

3 FOR the purpose of altering the requirements for the regulations adopted by the State
4 Board of Education that establish the general standards for performance evaluations
5 for certain teachers and principals; repealing the requirement that certain
6 regulations regarding teacher and principal performance evaluations include default
7 model performance evaluation criteria; repealing the requirement for the State
8 Board to solicit certain information and recommendations from certain local school
9 systems; requiring a certain mutual agreement between certain entities to be
10 governed by certain provisions of law relating to collective bargaining; altering the
11 requirements of certain performance evaluation criteria; repealing the requirement
12 for certain performance evaluation criteria to include student growth data as a
13 certain component of the evaluations; repealing the authorization for certain
14 examinations or assessments to be used to measure student growth for certain
15 evaluations; making conforming changes; and generally relating to requirements for
16 teacher and principal evaluations.

17 BY repealing and reenacting, with amendments,
18 Article – Education
19 Section 6–202(c)
20 Annotated Code of Maryland
21 (2014 Replacement Volume and 2015 Supplement)

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

24 **Article – Education**

25 6–202.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (c) (1) In this subsection, “student growth” means student progress assessed
2 by multiple measures and from a clearly articulated baseline to one or more points in time.

3 (2) [(i) Subject to subparagraph (iii) of this paragraph, the] **THE** State
4 Board shall adopt regulations that establish general standards for performance evaluations
5 for certificated teachers and principals that include observations, clear standards, rigor,
6 and claims and evidence of observed instruction, **AND ALLOW FOR FLEXIBILITY AND**
7 **INNOVATION.**

8 [(ii) The regulations adopted under subparagraph (i) of this
9 paragraph shall include default model performance evaluation criteria.

10 (iii) Before the proposal of the regulations required under this
11 paragraph, the State Board shall solicit information and recommendations from each local
12 school system and convene a meeting wherein this information and these recommendations
13 are discussed and considered.]

14 (3) [Subject to paragraph (6) of this subsection:]

15 (i) A county board shall establish performance evaluation criteria
16 for certificated teachers and principals in the local school system based on the general
17 standards adopted under paragraph (2) of this subsection that are mutually agreed on by
18 the local school system and the exclusive employee representative.

19 (ii) [Nothing in this paragraph shall be construed to require] **THE**
20 mutual agreement **REQUIRED** under subparagraph (i) of this paragraph [to] **SHALL** be
21 governed by Subtitles 4 and 5 of this title.

22 (4) [Subject to paragraph (7) of this subsection, the] **THE** performance
23 evaluation criteria developed under paragraph (3) of this subsection:

24 (i) Shall [include] **INCORPORATE** data on student growth [as a
25 significant component of the evaluation and as one of multiple measures]; and

26 (ii) May not be based solely on an existing or newly created single
27 examination or assessment.

28 (5) [(i) An existing or newly created single examination or assessment
29 may be used as one of the multiple measures.

30 (ii)] No single criterion shall account for more than 35% of the total
31 performance evaluation criteria.

32 [(6) If a local school system and the exclusive employee representative fail
33 to mutually agree under paragraph (3) of this subsection, the default model performance

1 evaluation criteria adopted by the State Board under paragraph (2)(ii) of this subsection
2 shall take effect in the local jurisdiction 6 months following the final adoption of the
3 regulations.

4 (7) Any performance evaluation criteria developed under this subsection
5 may not require student growth data based on State assessments to be used to make
6 personnel decisions before the 2016–2017 school year.]

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
8 1, 2016.