

House Bill 2318

Sponsored by Representative LIVELY, Senators FAGAN, FREDERICK; Representatives HERNANDEZ, MCLANE, PILUSO, SMITH G, WILSON, Senators KNOPP, MANNING JR, PROZANSKI (Presession filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Prohibits State Board of Education from requiring, and school districts from administering, certain assessments to students enrolled or preparing to enroll in prekindergarten through grade two. Makes exception for assessments administered for diagnostic purposes as required under state or federal law.

A BILL FOR AN ACT

Relating to the administration of assessments to public school students; amending ORS 329.486.

Be It Enacted by the People of the State of Oregon:

SECTION 1. ORS 329.486 is amended to read:

329.486. (1) The State Board of Education shall adopt guidelines for the best practices of administering statewide assessments of students. The guidelines must provide that a student who is in any grade [*from kindergarten*] through grade eight and who has met or exceeded state standards on a test is excused from being required to retake the test.

(2)(a) Except for assessments that are required to be administered for diagnostic purposes under state or federal law:

(A) The State Board of Education may not develop an assessment for or require a school district to administer a state-developed assessment, a commercially developed assessment or another comparable assessment to students enrolled or preparing to enroll in prekindergarten through grade two.

(B) School districts may not administer a state-developed assessment, a commercially developed assessment or another comparable assessment to students enrolled or preparing to enroll in prekindergarten through grade two.

(b) Nothing in this subsection prohibits a classroom teacher from selecting, developing, administering or scoring an assessment for an individual classroom in any subject area in prekindergarten through grade two.

(c) As used in this subsection:

(A) "Commercially developed assessment" means an assessment that:

(i) Requires all test takers to answer the same questions, or a portion of questions selected from all possible questions, in the same manner; and

(ii) That is developed and scored by an entity under a contract.

(B)(i) "Diagnostic purposes" includes assessments for dyslexia and assessments to determine eligibility for special education or related services or for additional educational services.

(ii) "Diagnostic purposes" does not include any assessments related to the social, emotional or behavioral development of any student before first grade.

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.

