

HOUSE BILL No. 6333

November 10, 2004, Introduced by Reps. Palmer, Voorhees, Robertson, Taub, Hummel, Ward, Drolet, Vander Veen, Huizenga, Shaffer and Bisbee and referred to the Committee on Education.

A bill to amend 1970 PA 38, entitled

"An act to provide for assessment and remedial assistance programs of students in reading, mathematics and vocational education,"

by amending section 2 (MCL 388.1082).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 2. (1) The statewide assessment program of educational
2 progress shall cover all students annually ~~at two~~ **in at least 2**
3 **elementary and middle school** grade levels in public schools.

4 (2) The ~~department of education, hereinafter referred to as~~
5 ~~the department,~~ **superintendent of public instruction** shall
6 develop and conduct the **assessment** program ~~—~~ and may utilize
7 the assistance of appropriate testing organizations ~~and/or~~ **or**
8 testing ~~specialist~~ **specialists**. ~~The program shall expand the~~
9 ~~current basic skills testing inventory in grades 4 and 7~~
10 ~~coordinated by the department.~~ **Beginning with assessments**

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1 conducted in the 2005-2006 school year, all of the following
2 apply to the assessment program:

3 (a) The superintendent of public instruction shall ensure
4 that any contractor used for scoring an assessment instrument
5 supplies an individual report for each student that will identify
6 for the student's parents and teachers whether the student met
7 expectations or failed to meet expectations for each question, to
8 allow the student's parents and teachers to assess and remedy
9 problems before the student moves to the next grade.

10 (b) The superintendent of public instruction shall ensure
11 that any contractor used for scoring, developing, or processing
12 an assessment instrument meets quality management standards
13 commonly used in the assessment industry, including at least
14 meeting level 2 of the capability maturity model developed by the
15 software engineering institute of Carnegie Mellon university for
16 the 2005-2006 school year assessments and at least meeting level
17 3 of the capability maturity model for subsequent assessments.

18 (c) The superintendent of public instruction shall ensure
19 that any contract it enters into for scoring, administering, or
20 developing an assessment instrument includes specific deadlines
21 for all steps of the assessment process, including, but not
22 limited to, deadlines for the correct testing materials to be
23 supplied to schools and for the correct results to be returned to
24 schools, and includes penalties for noncompliance with these
25 deadlines.

26 (d) The superintendent of public instruction shall ensure
27 that the assessment instruments meet all of the following:

1 (i) Are designed to test students on grade level content
2 expectations in all subjects tested for each grade level tested.

3 (ii) Include not more than 2 written response portions for
4 English language arts for each grade level and do not include a
5 written response portion for mathematics or science.

6 (iii) Comply with requirements of the no child left behind
7 act of 2001, Public Law 107-110.

8 (e) The superintendent of public instruction shall work with
9 the assessment advisory board established in section 1279g of the
10 revised school code, 1976 PA 451, MCL 380.1279g, as applicable
11 and shall comply with the guidelines and procedures established
12 by the assessment advisory board as provided under that section.

13 (3) The program shall assess competencies in the basic skills
14 and collect and utilize other relevant information essential to
15 the assessment program.

16 (4) Based on information from the program, **the public schools**
17 **shall identify** students ~~shall be identified~~ who have
18 extraordinary need for assistance to improve their competence in
19 the basic skills **and shall identify students who have**
20 **demonstrated extraordinary competence in multiple subject areas**
21 **who should be recommended for advancement.**

22 (5) Information from the program shall be given to each
23 school ~~as seen as possible~~ **in accordance with deadlines**
24 **established by the assessment advisory board under section 1279g**
25 **of the revised school code, 1976 PA 451, MCL 380.1279g, to assist**
26 ~~it~~ **the school** in its efforts to improve the achievement of
27 students in the basic skills.

1 Enacting section 1. This amendatory act does not take
2 effect unless Senate Bill No. _____ or House Bill No. 6334
3 (request no. 05687'03) of the 92nd Legislature is enacted into
4 law.