

Enrolled House Bill 3600

Sponsored by COMMITTEE ON ELECTIONS, ETHICS AND RULES (at the request of House Interim Committee on Education)

CHAPTER

AN ACT

Relating to education; creating new provisions; amending ORS 329.488; and declaring an emergency.

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

SECTION 1. ORS 329.488 is amended to read:

329.488. (1) The Department of Education shall contract with a nonprofit entity to administer a nationally normed assessment, in collaboration with the department, to all students in grade 10 who are enrolled in a public school. The purpose of the assessment is to predict the success of students on, and provide practice for students taking, college entrance exams.

(2) The department shall base the selection of the contractor under subsection (1) of this section on all of the following criteria:

(a) The contractor must be able to provide to the department statewide data containing the results of the assessment;

(b) The contractor shall provide an assessment that:

(A) Identifies students with high potential to excel in advanced placement (AP) or other honors courses based on a research-based correlation of scores on the grade 10 assessment to advanced placement examinations;

(B) Examines students in mathematics, reading and writing; and

(C) Provides results that can be used by Oregon's higher education institutions to recruit students to attend college;

(c) The contractor must be able to supply schools with an item-by-item analysis of student performance on the assessment; and

(d) The contractor must be able to make available to each student taking the assessment a free career assessment and online exploration of colleges and career opportunities.

(3) Notwithstanding subsection (1) of this section:

(a) The department may [*allow the contractor*], **under rules adopted by the State Board of Education**, [*to*] waive the assessment for specific groups of students; and

(b) Upon request from a student who is enrolled in a public school operated by a school district or the parent or guardian of the student, the school district shall waive the assessment for the student.

SECTION 2. (1) Notwithstanding ORS 329.488 and for the purpose of administering an assessment to students in grade 10, a school district may request that the Department of Education grant a waiver to the district that allows the district to use an entity other than the entity selected by the department pursuant to ORS 329.488.

(2) The department shall grant the school district's request for a waiver under subsection (1) of this section if:

(a) The district had entered into a contract with the entity for the 2007-2008 school year to administer an assessment to students in the district who are in grade 10;

(b) The entity, in coordination with the district, administered an assessment during the 2007-2008 school year to students in the district who are in grade 10;

(c) The entity met the criteria established under ORS 329.488 (2) for the 2007-2008 school year; and

(d) The entity plans to meet the criteria established under ORS 329.488 (2) for the 2008-2009 school year.

(3) A waiver granted under this section is valid only for the 2008-2009 school year.

SECTION 3. This 2008 Act being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist, and this 2008 Act takes effect on its passage.

Passed by House February 12, 2008

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Chief Clerk of House

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Speaker of House

Passed by Senate February 22, 2008

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President of Senate

Received by Governor:

.....M.,....., 2008

Approved:

.....M.,....., 2008

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Governor

Filed in Office of Secretary of State:

.....M.,....., 2008

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Secretary of State