

House Bill 3600

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

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**.

Allows school district to seek waiver if school district uses entity other than entity under state contract to administer assessments to students in grade 10. Specifies conditions.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to education; creating new provisions; amending ORS 329.488; and declaring an emergency.

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

4 **SECTION 1.** ORS 329.488 is amended to read:

5 329.488. (1) The Department of Education shall contract with a nonprofit entity to administer a
6 nationally normed assessment, in collaboration with the department, to all students in grade 10 who
7 are enrolled in a public school. The purpose of the assessment is to predict the success of students
8 on, and provide practice for students taking, college entrance exams.

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

11 (a) The contractor must be able to provide to the department statewide data containing the re-
12 sults of the assessment;

13 (b) The contractor shall provide an assessment that:

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

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

18 (C) Provides results that can be used by Oregon's higher education institutions to recruit stu-
19 dents to attend college;

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

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

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

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

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

30 **SECTION 2. (1) Notwithstanding ORS 329.488, if a school district has entered into a con-**

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.

1 tract with an entity, other than the contractor selected by the Department of Education
2 pursuant to ORS 329.488, to administer an assessment for students in grade 10, the school
3 district may request a waiver, described in subsection (2) of this section, from the depart-
4 ment.

5 (2)(a) The department may grant a waiver allowing a school district to receive funding
6 from the department for one school year to pay for the assessment administered by the en-
7 tity with which the school district has contracted.

8 (b) The department may grant a waiver under this subsection only if the purpose of the
9 assessment is to predict the success of students on, and provide practice for students taking,
10 college entrance exams.

11 (c) The department shall grant a waiver under this subsection if the entity with which
12 the school district has contracted administered an assessment to at least 95 percent of grade
13 10 students in the district during the 2006-2007 school year and the assessment meets the
14 requirements of paragraph (b) of this subsection.

15 (3) The department may use moneys available to the department under ORS 327.008 (10)
16 for the administration of this section and to provide funding to school districts that receive
17 a waiver under this section.

18 (4) The department shall base the amount paid to school districts under this section on
19 the number of the students to whom the assessment is administered by the entity with which
20 the school district has contracted. The department may not pay a school district under this
21 section an amount per student that is more than the amount per student paid under the
22 contract entered into by the department under ORS 329.488.

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