

**A-Engrossed**  
**House Bill 2220**

Ordered by the House March 31  
Including House Amendments dated March 31

Sponsored by Representative BUCKLEY; Representative GELSER (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.

*[Requires assessments to measure student progress based on student's proficiency in knowledge and skills of student's grade level.]*

**Requires assessments to show whether student meets or exceeds academic content standards of student's grade level and to show student's progress toward becoming proficient in continuum of knowledge and skills.**

**Takes effect July 1, 2012.**

**A BILL FOR AN ACT**

1  
2 Relating to student assessments; amending ORS 329.485; and prescribing an effective date.

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

4 **SECTION 1.** ORS 329.485 is amended to read:

5 329.485. (1) As used in this section:

6 (a) "Content-based assessment" means testing of the understanding of a student of a predeter-  
7 mined body of knowledge.

8 (b) "Criterion-referenced assessment" means testing of the knowledge or ability of a student with  
9 respect to some standard.

10 (c) "Performance-based assessment" means testing of the ability of a student to use knowledge  
11 and skills to create a complex or multifaceted product or complete a complex task.

12 (2)(a) The Department of Education shall implement statewide a valid and reliable assessment  
13 system for all students that meets technical adequacy standards. The assessment system shall in-  
14 clude criterion-referenced assessments including performance-based assessments, content-based as-  
15 sessments, and other valid methods to measure the academic content standards and to identify  
16 students who meet or exceed the standards.

17 (b) The department shall develop the statewide assessment system in mathematics, science,  
18 English, history, geography, economics and civics.

19 (3) In addition to the assessment system implemented under subsection (2) of this section, the  
20 department may make available to school districts and public charter schools an assessment system  
21 that uses criterion-referenced assessments, including performance-based assessments and content-  
22 based assessments to:

23 (a) Measure a student's progress in [*achieving the academic content standards for the*] **becoming**  
24 **proficient in the knowledge and skills of the** student's current grade level;

25 (b) Determine the [*grade level of the understanding, knowledge or ability of a student*] **proficiency**  
26 **of the student**, which shall be determined regardless of the actual grade level of the student and

**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 may be determined by adapting the assessment during the assessment process as a result of the  
2 performance of the student;

3 (c) Track and provide reports on the progress of a student based on the information provided  
4 under paragraphs (a) and (b) of this subsection; and

5 (d) Provide predictions of anticipated student progress that are based on the information pro-  
6 vided under this subsection and not on the current grade level of the student.

7 (4)(a) School districts and public charter schools shall implement the statewide assessment sys-  
8 tem in mathematics, science and English. In addition, school districts and public charter schools  
9 may implement the statewide assessment system in history, geography, economics and civics.

10 (b) School districts and public charter schools may implement the assessment system described  
11 in subsection (3) of this section.

12 (5)(a) Each year the resident district shall be accountable for determining the student's progress  
13 toward achieving the academic content standards. Progress toward the academic content standards  
14 shall [be]:

15 (A) [*Measured in a manner that clearly enables*] **Clearly show** the student and parents [*to*  
16 *know*] whether the student is making progress toward meeting or exceeding the academic content  
17 standards **at the student's current grade level[.]; and**

18 (B) **Be based on the student's progress toward becoming proficient in a continuum of**  
19 **knowledge and skills.**

20 (b) In addition to the requirements described in paragraph (a) of this subsection, the dis-  
21 trict shall adopt a grading system based on the local school district board adopted course content  
22 of the district's curriculum. The grading system shall:

23 (A) Clearly [*enable*] **show** the student and parents [*to know how well*] **whether** the student is  
24 achieving course requirements **at the student's current grade level[.]; and**

25 (B) **Be based on the student's progress toward becoming proficient in a continuum of**  
26 **knowledge and skills.**

27 (6) If a student has not met or has exceeded all of the academic content standards, the school  
28 district shall make additional services or alternative educational or public school options available  
29 to the student.

30 (7) If the student to whom additional services or alternative educational options have been made  
31 available does not meet or exceed the academic content standards within one year, the school dis-  
32 trict, with the consent of the parents, shall make an appropriate placement, which may include an  
33 alternative education program or the transfer of the student to another public school in the district  
34 or to a public school in another district that agrees to accept the student. The district that receives  
35 the student shall be entitled to payment. The payment shall consist of:

36 (a) An amount equal to the district expenses from its local revenues for each student in average  
37 daily membership, payable by the resident district in the same year; and

38 (b) Any state and federal funds the attending district is entitled to receive payable as provided  
39 in ORS 339.133 (2).

40 **SECTION 2. This 2011 Act takes effect July 1, 2012.**

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