

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

AN ACT

RELATING TO PUBLIC SCHOOLS; AMENDING THE PUBLIC SCHOOL CODE TO LIMIT THE NUMBER OF HOURS PER SCHOOL YEAR AND MINUTES PER SCHOOL DAY THAT SCHOOL DISTRICTS AND SCHOOLS SHALL ADMINISTER REQUIRED STATE AND DISTRICT ASSESSMENTS TO STUDENTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 22-2C-4 NMSA 1978 (being Laws 2003, Chapter 153, Section 13, as amended) is amended to read:

"22-2C-4. STATEWIDE ASSESSMENT AND ACCOUNTABILITY SYSTEM--INDICATORS--REQUIRED ASSESSMENTS--ALTERNATIVE ASSESSMENTS--LIMITS ON ALTERNATIVES TO ENGLISH LANGUAGE READING ASSESSMENTS.--

A. The department shall establish a statewide assessment and accountability system that is aligned with the state academic content and performance standards.

B. The academic assessment program shall test student achievement as follows; provided that the total class time to administer assessments required in this section, excluding individualized assessments for English language learners and special education students, as well as individual teacher-created and any non-mandated state and federal college and career, readiness assessments, shall not exceed twenty-five hours in any school year; and provided further that no student shall be required to be assessed for

1 more than one hundred eighty minutes per school day without
2 regard for the source of the assessment, including school,
3 school district, state or federal assessments:

4 (1) for grades three through eight and for
5 grade eleven, standards-based assessments in mathematics,
6 reading and language arts;

7 (2) for grades three through eight, a
8 standards-based writing assessment with the writing
9 assessment scoring criteria applied to the extended response
10 writing portions of the language arts standards-based
11 assessments; and

12 (3) for one of grades three through five and
13 six through eight and for grade eleven, standards-based
14 assessments in science by the 2007-2008 school year.

15 C. The department shall involve appropriate
16 licensed school employees in the development of the
17 standards-based assessments.

18 D. Before August 5 of each year, the department
19 shall provide student scores on all standards-based
20 assessments taken during the prior school year and required
21 in Subsection B of this section to students' respective
22 school districts in order to make test score data available
23 to assist school district staff with appropriate grade-level
24 and other placement for the current school year.

25 E. All students shall participate in the academic

1 assessment program. The department shall adopt standards for
2 reasonable accommodations in standards-based assessments for
3 students with disabilities and limited English proficiency,
4 including when and how accommodations may be applied. The
5 legislative education study committee shall review the
6 standards prior to adoption by the department.

7 F. Students who have been determined to be limited
8 English proficient may be allowed to take the standards-based
9 assessment in their primary language. A student who has
10 attended school for three consecutive years in the United
11 States shall participate in the English language reading
12 assessment unless granted a waiver by the department based on
13 criteria established by the department. An English language
14 reading assessment waiver may be granted only for a maximum of
15 two additional years and only on a case-by-case basis."

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25