

underscored material = new
[bracketed material] = delete

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

HOUSE BILL 15

52ND LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2015

INTRODUCED BY

Bill McCamley

AN ACT

RELATING TO PUBLIC SCHOOLS; AMENDING THE PUBLIC SCHOOL CODE TO
LIMIT THE NUMBER OF DAYS PER SEMESTER THAT DISTRICTS AND
SCHOOLS MAY ADMINISTER REQUIRED STATEWIDE 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 by Laws 2007, Chapter 306,
Section 1 and by Laws 2007, Chapter 307, Section 3 and also by
Laws 2007, Chapter 308, Section 3) 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

underscored material = new
[bracketed material] = delete

1 assessment and accountability system that is aligned with the
2 state academic content and performance standards and that
3 measures adequate yearly progress for each public school and
4 school district. Adequate yearly progress shall be determined
5 primarily by student academic achievement, as demonstrated by
6 statewide standards-based assessments; however, the department
7 may include other indicators of adequate yearly progress,
8 including graduation rates for high schools and attendance for
9 elementary and middle schools.

10 B. The academic assessment program for adequate
11 yearly progress shall test student achievement as follows;
12 provided that the total class time to administer the
13 assessments required in this section and in Section 22-2C-4.1
14 NMSA 1978 shall not exceed five days in the fall semester and
15 five days in the spring semester in any school year:

16 (1) for grades three through eight and for
17 grade eleven, standards-based assessments in mathematics,
18 reading and language arts and social studies;

19 (2) for grades three through eight, a
20 standards-based writing assessment with the writing assessment
21 scoring criteria applied to the extended response writing
22 portions of the language arts standards-based assessments; and

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

.198245.1

underscored material = new
[bracketed material] = delete

1 C. The department shall involve appropriate
2 licensed school employees in the development of the standards-
3 based assessments.

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

11 E. All students shall participate in the academic
12 assessment program. The department shall adopt standards for
13 reasonable accommodations in standards-based assessments for
14 students with disabilities and limited English proficiency,
15 including when and how accommodations may be applied. The
16 legislative education study committee shall review the
17 standards prior to adoption by the department.

18 F. Students who have been determined to be limited
19 English proficient may be allowed to take the standards-based
20 assessment in their primary language. A student who has
21 attended school for three consecutive years in the United
22 States shall participate in the English language reading
23 assessment unless granted a waiver by the department based on
24 criteria established by the department. An English language
25 reading assessment waiver may be granted only for a maximum of

.198245.1

underscoring material = new
~~[bracketed material] = delete~~

1 two additional years and only on a case-by-case basis."

2 SECTION 2. Section 22-2C-4.1 NMSA 1978 (being Laws 2007,
3 Chapter 307, Section 4 and Laws 2007, Chapter 308, Section 4,
4 as amended) is amended to read:

5 "22-2C-4.1. STATEWIDE COLLEGE AND WORKPLACE READINESS
6 ASSESSMENT SYSTEM.--

7 A. The department shall establish a readiness
8 assessment system to measure the readiness of every New Mexico
9 high school student for success in higher education or a career
10 no later than the 2008-2009 school year. The department shall
11 ensure that the readiness assessment system is aligned with
12 state academic content and performance standards, college
13 placement tests and entry-level career skill requirements. The
14 readiness assessment system shall include the following
15 components:

16 (1) in grade nine, a short-cycle diagnostic
17 assessment in reading, language arts and mathematics to be
18 locally administered in the fall and at least two additional
19 times during the year;

20 (2) in grade ten, a short-cycle diagnostic
21 assessment in reading, language arts and mathematics that also
22 serves as an early indicator of college readiness, to be
23 locally administered at least three times during the year; and

24 (3) in grade eleven, in the fall, one or more
25 of the following chosen by the student:

.198245.1

underscored material = new
[bracketed material] = delete

- 1 (a) a college placement assessment;
2 (b) a ~~[workforce]~~ work force readiness
3 assessment; or
4 (c) an alternative demonstration of
5 competency using standards-based indicators.

6 B. All students at the specified grade level shall
7 participate in the readiness assessment system at no cost to
8 the student.

9 C. The total class time to administer the
10 assessments required in this section and in Section 22-2C-4
11 NMSA 1978 shall not exceed five days in the fall semester and
12 five days in the spring semester in any school year.

13 ~~[G-]~~ D. The department shall ensure that results of
14 performance on readiness assessments administered in grades
15 nine and ten are reported to students, parents and public
16 schools no later than four weeks following the date on which
17 the assessments are administered, in a form that is easily
18 understandable and useful in the next-step planning process.
19 Reports of assessment results shall be provided to students and
20 parents in writing whenever possible but, if necessary, orally
21 in the language best understood by each student and parent.

22 ~~[D-]~~ E. The department shall adopt standards for
23 reasonable accommodations in the administration of readiness
24 assessments for students with disabilities and limited English
25 proficiency, including when and how accommodations may be

.198245.1

