

A-Engrossed
Senate Bill 157

Ordered by the Senate April 15
Including Senate Amendments dated April 15

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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.

Directs Department of Education to **enter into contract with nonprofit entity to administer nationally recognized assessment of high school students' knowledge and skills.** [*Allows school district to decline to implement statewide summative assessment in grades in which department administers nationally recognized assessment.*]
[Takes effect July 1, 2020.]

A BILL FOR AN ACT

1
2 Relating to assessments of public school students; creating new provisions; and amending ORS
3 329.485.

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

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

6 329.485. (1) As used in this section:

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

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

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

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

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

20 (c) **For the purpose of meeting statewide assessment system requirements for math-**
21 **ematics and English and following a competitive bidding process, the department shall enter**
22 **into a contract with a nonprofit entity to administer a nationally recognized assessment of**
23 **high school students' knowledge and skills. The assessment must:**

24 (A) **Be administered in multiple states; and**

25 (B) **Be recognized nationally by a majority of post-secondary institutions of education for**

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 **the purposes of entrance into post-secondary institutions of education or training programs.**

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

6 (a) Measure a student's progress toward mastery of the knowledge and skills of the student's
7 current grade level or course content level;

8 (b) Determine the student's level of mastery, which shall be determined regardless of the actual
9 grade level of the student and may be determined by adapting the assessment during the assessment
10 process as a result of the performance of the student;

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

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

15 (4)(a) School districts and public charter schools shall implement the statewide assessment sys-
16 tem in mathematics, science and English **and shall allow the department to contract for the**
17 **administration of the assessment described in subsection (2)(c) of this section.** In addition,
18 school districts and public charter schools may implement the statewide assessment system in his-
19 tory, geography, economics and civics.

20 (b) School districts and public charter schools may choose to implement the assessment system
21 described in subsection (3) of this section.

22 (5)(a) Each year the resident school district shall be accountable for determining the student's
23 progress toward achieving the academic content standards. Progress toward the academic content
24 standards:

25 (A) Shall clearly show the student and parents whether the student is making progress toward
26 meeting or exceeding the academic content standards at the student's current grade level or course
27 content level;

28 (B) Shall be based on the student's progress toward mastery of a continuum of academic
29 knowledge and skills; and

30 (C) May be based on the student's progress in a continuum of knowledge and skills that are not
31 academic and that may include student behaviors that are defined by the school district.

32 (b) School districts shall determine the method and format for showing student progress toward
33 achieving the academic content standards. Communications on student progress shall include a
34 reasonable number, as determined by the school district, of academic knowledge and skills in a
35 content area to enable parents and students to understand a student's progress toward meeting or
36 exceeding the academic content standards. No more than three indicators of academic knowledge
37 and skills per content area reporting category shall be required as provided by this section. A
38 school district may use more than three indicators of academic knowledge and skills per content
39 area reporting category if the school district implements a proficiency education system as provided
40 by ORS 329.119.

41 (6) In addition to the requirements described in subsection (5) of this section, the school district
42 shall adopt and implement a reporting system based on the school district board adopted course
43 content of the school district's curriculum. The reporting system:

44 (a) Shall clearly show the student and parents whether the student is achieving course require-
45 ments at the student's current grade level or course content level;

1 (b) Shall be based on the student's progress toward mastery of a continuum of academic knowl-
2 edge and skills; and

3 (c) May be based on the student's progress in a continuum of knowledge and skills that are not
4 academic and that may include student behaviors that are defined by the school district.

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

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

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

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

18 **SECTION 2. (1) The amendments to ORS 329.485 by section 1 of this 2019 Act become**
19 **operative on July 1, 2020.**

20 **(2) The amendments to ORS 329.485 by section 1 of this 2019 Act first apply to the**
21 **2020-2021 school year.**

22 **(3) The Department of Education may take any action before the operative date specified**
23 **in subsection (1) of this section that is necessary to enable the department to exercise, on**
24 **and after the operative date specified in subsection (1) of this section, all of the duties,**
25 **functions and powers conferred on the department by ORS 329.485 (2)(c).**

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