

Requested by Representative NATHANSON

**PROPOSED AMENDMENTS TO
HOUSE BILL 4124**

1 On page 1 of the printed bill, delete lines 4 through 27 and delete page
2 2 and insert:

3 **“SECTION 1. (1) As used in this section, ‘school district’ means:**

4 **“(a) A common school district;**

5 **“(b) A union high school district; or**

6 **“(c) An education service district that operates educational pro-**
7 **grams for component school districts.**

8 **“(2)(a) The Department of Education shall conduct a survey of the**
9 **academic assessments administered to the students of this state by**
10 **school districts.**

11 **“(b) The survey required under this section may not include stu-**
12 **dents in educational programs provided by school districts in any of**
13 **the following settings:**

14 **“(A) The Youth Corrections Education Program;**

15 **“(B) The Juvenile Detention Education Program;**

16 **“(C) A long term care or treatment facility, as described in ORS**
17 **343.961; or**

18 **“(D) A hospital, as provided by ORS 343.261.**

19 **“(3)(a) For the purpose of the survey required under subsection (2)**
20 **of this section, the department shall develop a form for school districts**
21 **to complete.**

1 **“(b) The form developed under paragraph (a) of this subsection**
2 **must collect the following information about each academic assess-**
3 **ment administered by a school district:**

4 **“(A) Whether the assessment is mandated by state or federal law**
5 **or by school district policy;**

6 **“(B) Which grades of students are required or strongly encouraged**
7 **to take the assessment;**

8 **“(C) Which student groups are required or strongly encouraged to**
9 **take the assessment;**

10 **“(D) The name of the assessment, the provider of the assessment**
11 **and the cost of the assessment to the school district;**

12 **“(E) The intended purpose of the assessment, as identified by the**
13 **provider or developer of the assessment;**

14 **“(F) The average time required for students to take the assessment**
15 **and the frequency of the administration of the assessment; and**

16 **“(G) How the school district uses the data from the assessment,**
17 **including who has access to the data and the time frame in which the**
18 **data is made available.**

19 **“(c) Notwithstanding paragraph (b) of this subsection, information**
20 **may not be collected about the following academic assessments:**

21 **“(A) Assessments administered only for evaluation purposes for**
22 **special education and related services;**

23 **“(B) Assessments of English language proficiency, administered to**
24 **determine eligibility for English language learner programs or to**
25 **comply with screening requirements for risk factors of dyslexia as**
26 **prescribed by the State Board of Education by rule;**

27 **“(C) Statewide summative assessments, as defined in ORS 329.479;**
28 **or**

29 **“(D) Assessments or other tests developed or selected by teachers**
30 **that are used in relation to instruction provided in the classroom and**

1 that are not required by the school district or used by the school dis-
2 trict.

3 “(4) Based on the information collected under subsection (3) of this
4 section, the department shall develop recommendations and best
5 practices for school districts to:

6 “(a) Ensure that information from district-mandated academic as-
7 sessments is used effectively; and

8 “(b) Help school districts develop balanced academic assessment
9 systems that maximize student instructional time and minimize time
10 spent on academic assessments.

11 “(5) For the purposes of developing the form under subsection (3)
12 of this section or developing the recommendations and best practices
13 under subsection (4) of this section, the department shall convene a
14 work group of stakeholders.

15 “(6) The department shall provide a report to the State Board of
16 Education and to an interim committee of the Legislative Assembly
17 related to education no later than May 1, 2024. The report must sum-
18 marize the information collected under subsection (3) of this section
19 and the recommendations and best practices developed under sub-
20 section (4) of this section.

21 “SECTION 2. Section 1 of this 2022 Act is repealed on June 30, 2024.

22 “SECTION 3. (1) No later than July 1, 2023, the State Board of Ed-
23 ucation and the Department of Education shall:

24 “(a) Review the standards for the disclosure and transfer of student
25 education records as provided by ORS 326.565, 326.575 and 326.580 and
26 any related rules.

27 “(b) Identify any barriers or difficulties experienced by educational
28 institutions, substitute care programs or detention facilities in com-
29 plying with the standards reviewed under paragraph (a) of this sub-
30 section.

1 “(c) Consider a communications plan to inform educational insti-
2 tutions, substitute care programs and detention facilities about the
3 standards reviewed under paragraph (a) of this subsection.

4 “(d) If necessary, amend the rules related to the disclosure and
5 transfer of student education records to achieve the goal of guiding
6 the instruction provided to a student based on the student’s individual
7 needs, as achieved by ensuring that the educational institution or
8 substitute care program receives the most recent and relevant infor-
9 mation available in a student’s cumulative education record, including
10 any information obtained from a diagnostic, screening, interim or
11 progress monitoring assessment and any other information to the
12 greatest extent allowed by state and federal law.

13 “(2) For the purposes of subsection (1) of this section, the depart-
14 ment shall convene a work group of stakeholders.

15 “(3) No later than September 15, 2023, the Department of Education
16 shall provide a report to an interim committee of the Legislative As-
17 sembly related to education. The report must summarize the actions
18 of the department and State Board of Education under subsection (1)
19 of this section.

20 “(4) As used in this section, ‘detention facility,’ ‘educational insti-
21 tution’ and ‘substitute care program’ have the meanings given those
22 terms in ORS 326.575.

23 “SECTION 4. Section 3 of this 2022 Act is repealed on January 2,
24 2024.”.

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