

HOUSE BILL No. 5194

October 11, 2001, Introduced by Reps. Woodward, Dennis, Gielegthem, Kolb, Bovin, Jacobs, Bogardus, Waters, Bernero, Minore, Schauer, Rich Brown, Neumann, Garza, Basham, Anderson and Lemmons and referred to the Committee on Education.

A bill to amend 1979 PA 94, entitled
"The state school aid act of 1979,"
by amending section 104a (MCL 388.1704a), as amended by 1999 PA
119.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 104a. (1) In order to receive state aid under this
2 act, a district shall comply with this section and shall adminis-
3 ter state assessments to high school pupils in the subject areas
4 of communications skills, mathematics, science, and, beginning
5 with pupils scheduled to graduate in 2000, social studies. The
6 district shall include on the pupil's high school transcript all
7 of the following:

8 (a) For each high school graduate who has completed a
9 subject area assessment under this section, the pupil's scaled
10 score on the assessment.

1 (b) If the pupil's scaled score on a subject area assessment
2 falls within the range required under subsection (2) for a cate-
3 gory established under subsection (2), an indication that the
4 pupil has achieved state endorsement for that subject area.

5 (c) The number of school days the pupil was in attendance at
6 school each school year during high school and the total number
7 of school days in session for each of those school years.

8 (2) The department OF TREASURY shall develop scaled scores
9 for reporting subject area assessment results for each of the
10 subject areas under this section. The ~~superintendent~~
11 DEPARTMENT OF TREASURY shall establish 3 categories for each
12 subject area indicating basic competency, above average, and out-
13 standing, and shall establish the scaled score range required for
14 each category. The department OF TREASURY shall design and dis-
15 tribute to districts, intermediate districts, and nonpublic
16 schools a simple and concise document that describes these cate-
17 gories in each subject area and indicates the scaled score ranges
18 for each category in each subject area. A district may award a
19 high school diploma to a pupil who successfully completes local
20 district requirements established in accordance with state law
21 for high school graduation, regardless of whether the pupil is
22 eligible for any state endorsement.

23 (3) The assessments administered for the purposes of this
24 section shall be administered to pupils during the last 30 school
25 days of grade 11. The department OF TREASURY shall ensure that
26 the assessments are scored and the scores are returned to pupils,
27 their parents or legal guardians, and districts not later than

1 the ~~beginning of the pupil's first semester of grade 12~~ NEXT
2 FOLLOWING JULY. ~~Not later than fall 1999, the~~ THE department
3 OF TREASURY shall arrange for those portions of a pupil's assess-
4 ment that cannot be scored mechanically to be scored in Michigan
5 by persons who are Michigan teachers, retired Michigan teachers,
6 or Michigan school administrators and who have been trained in
7 scoring the assessments. The returned scores shall indicate the
8 pupil's scaled score for each subject area assessment, the range
9 of scaled scores for each subject area, and the range of scaled
10 scores required for each category established under
11 subsection (2). In reporting the scores to pupils, parents, and
12 schools, the department OF TREASURY shall provide specific, mean-
13 ingful, and timely feedback on the pupil's performance on the
14 assessment. IN ADDITION, THE REPORT TO A PUPIL'S SCHOOL SHALL
15 INCLUDE AT LEAST A COPY OF EACH ASSESSMENT TEST, A REPORT OF THE
16 PUPIL'S ANSWER ON EACH MULTIPLE CHOICE QUESTION, A COPY OF THE
17 PUPIL'S ANSWER ON EACH ESSAY QUESTION, AND A REPORT OF THE
18 PUPIL'S SCORE ON EACH ESSAY QUESTION.

19 (4) For each pupil who does not achieve state endorsement in
20 1 or more subject areas, the board of the district in which the
21 pupil is enrolled shall provide that there be at least 1 meeting
22 attended by at least the pupil and a member of the district's
23 staff or a local or intermediate district consultant who is pro-
24 ficient in the measurement and evaluation of pupils. The dis-
25 trict may provide the meeting as a group meeting for pupils in
26 similar circumstances. If the pupil is a minor, the district
27 shall invite and encourage the pupil's parent, legal guardian, or

1 person in loco parentis to attend the meeting and shall mail a
2 notice of the meeting to the pupil's parent, legal guardian, or
3 person in loco parentis. The purpose of this meeting and any
4 subsequent meeting under this subsection shall be to determine an
5 educational program for the pupil designed to have the pupil
6 achieve state endorsement in each subject area in which he or she
7 did not achieve state endorsement. In addition, a district may
8 provide for subsequent meetings with the pupil conducted by a
9 high school counselor or teacher designated by the pupil's high
10 school principal, and shall invite and encourage the pupil's
11 parent, legal guardian, or person in loco parentis to attend the
12 subsequent meetings. The district shall provide special programs
13 for the pupil or develop a program using the educational programs
14 regularly provided by the district unless the board of the dis-
15 trict decides otherwise and publishes and explains its decision
16 in a public justification report.

17 (5) A pupil who wants to repeat an assessment administered
18 under this section may repeat the assessment, without charge to
19 the pupil, in the next school year or after graduation. An indi-
20 vidual may repeat an assessment at any time the district adminis-
21 ters an applicable assessment instrument or during a retesting
22 period under subsection (7).

23 (6) The department OF TREASURY shall ensure that the length
24 of the assessments used for the purposes of this section and the
25 combined total time necessary to administer all of the assess-
26 ments, including social studies, are the shortest possible that
27 will still maintain the degree of reliability and validity of the

1 assessment results determined necessary by the department OF
2 TREASURY. The department OF TREASURY shall ensure that the maxi-
3 mum total combined length of time that schools are required to
4 set aside for administration of all of the assessments used for
5 the purposes of this section, including social studies, does not
6 exceed 8 hours. However, this subsection does not limit the
7 amount of time that individuals may have to complete the
8 assessments.

9 (7) The department OF TREASURY shall establish, schedule,
10 and arrange periodic retesting periods throughout the year for
11 individuals who desire to repeat an assessment under this
12 section. The department OF TREASURY shall coordinate the
13 arrangements for administering the repeat assessments and shall
14 ensure that the retesting is made available at least within each
15 intermediate district and, to the extent possible, within each
16 district.

17 (8) A district shall provide accommodations to a pupil with
18 disabilities for the assessments required under this section, as
19 provided under section 504 of title V of the rehabilitation act
20 of 1973, Public Law 93-112, 29 U.S.C. 794; subtitle A of title II
21 of the Americans with disabilities act of 1990, Public Law
22 101-336, 42 U.S.C. 12131 to 12134; and the implementing regula-
23 tions for those statutes.

24 (9) For the purposes of this section, the ~~superintendent~~
25 DEPARTMENT OF TREASURY shall develop or select and approve
26 assessment instruments to measure pupil performance in
27 communications skills, mathematics, social studies, and science.

1 The assessment instruments shall be based on the model core
2 academic content standards objectives under section 1278 of the
3 revised school code, MCL 380.1278.

4 (10) Upon written request by the pupil's parent or legal
5 guardian stating that the request is being made for the purpose
6 of providing the pupil with an opportunity to qualify to take 1
7 or more postsecondary courses as an eligible student under the
8 postsecondary enrollment options act, 1996 PA 160, MCL 388.511 to
9 388.524, the board of a district shall allow a pupil who is in at
10 least grade 10 to take an assessment administered under this sec-
11 tion without charge at any time the district regularly adminis-
12 ters the assessment or during a retesting period established
13 under subsection (7). A district is not required to include in
14 an annual education report, or in any other report submitted to
15 the department for accreditation purposes, results of assessments
16 taken under this subsection by a pupil in grade 11 or lower until
17 the results of that pupil's graduating class are otherwise
18 reported.

19 (11) All assessment instruments developed or selected and
20 approved by the state under any statute or rule for a purpose
21 related to K to 12 education shall be objective-oriented and con-
22 sistent with the model core academic content standards objectives
23 under section 1278 of the revised school code, MCL 380.1278.

24 (12) A person who has graduated from high school after 1996
25 and who has not previously taken an assessment under this section
26 may take an assessment used for the purposes of this section,
27 without charge to the person, at the district from which he or

1 she graduated from high school at any time that district
2 administers the assessment or during a retesting period scheduled
3 under subsection (7) and have his or her scaled score on the
4 assessment included on his or her high school transcript. If the
5 person's scaled score on a subject area assessment falls within
6 the range required under subsection (2) for a category estab-
7 lished under subsection (2), the district shall also indicate on
8 the person's high school transcript that the person has achieved
9 state endorsement for that subject area.

10 ~~(13) Not later than July 1 of each year until 2000, the~~
11 ~~department shall submit a comprehensive report to the legislature~~
12 ~~and the state budget director on the status of the assessment~~
13 ~~program under this section. The report shall include at least~~
14 ~~all of the following:~~

15 ~~(a) The annual pupil assessment data.~~

16 ~~(b) A description of the feedback provided to pupils, par-~~
17 ~~ents, and schools.~~

18 ~~(c) A description of any significant alterations made in the~~
19 ~~program during the period covered by the report.~~

20 ~~(d) Any recommendations for legislative changes to the~~
21 ~~program.~~

22 ~~(e) An update of the reports of the assessment advisory com-~~
23 ~~mittees of the state board.~~

24 (13) ~~(14)~~ A child who is a student in a nonpublic school
25 or home school may take an assessment under this section. To
26 take an assessment, a child who is a student in a home school
27 shall contact the district in which the child resides, and that

1 district shall administer the assessment, or the child may take
2 the assessment at a nonpublic school if allowed by the nonpublic
3 school. Upon request from a nonpublic school, the department OF
4 TREASURY shall supply assessments and the nonpublic school may
5 administer the assessment.

6 (14) ~~—(15)—~~ The purpose of the assessment under this section
7 is to assess pupil performance in mathematics, science, social
8 studies, and communication arts for the purpose of improving aca-
9 demic achievement and establishing a statewide standard of
10 competency. The assessment under this section provides a common
11 measure of data that will contribute to the improvement of
12 Michigan schools' curriculum and instruction by encouraging
13 alignment with Michigan's curriculum framework standards. These
14 standards are based upon the expectations of what pupils should
15 know and be able to do by the end of grade 11.

16 (15) ~~—(16)—~~ As used in this section:

17 (a) "Communications skills" means reading and writing.

18 (b) "Social studies" means geography, history, economics,
19 and American government.