

# HOUSE BILL No. 6051

May 9, 2002, Introduced by Reps. Gielegthem, Bogardus, Hansen, Zelenko, McConico, Clark, Dennis, Bernero, Jacobs, Williams, Thomas 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. IF  
6   THE DEPARTMENT DETERMINES THAT IT WOULD BE CONSISTENT WITH THE  
7   PURPOSES OF THIS SECTION, THE DEPARTMENT MAY DESIGNATE THE GRADE  
8   11 MICHIGAN EDUCATION ASSESSMENT PROGRAM TESTS AS THE ASSESSMENTS  
9   TO BE USED FOR THE PURPOSES OF THIS SECTION. The district shall

1 include on the pupil's high school transcript all of the  
2 following:

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

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

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

13 (2) The department shall develop scaled scores for reporting  
14 subject area assessment results for each of the subject areas  
15 under this section. The ~~superintendent~~ DEPARTMENT shall estab-  
16 lish 3 categories for each subject area indicating basic compe-  
17 tency, above average, and outstanding, and shall establish the  
18 scaled score range required for each category. The department  
19 shall design and distribute to districts, intermediate districts,  
20 and nonpublic schools a simple and concise document that  
21 describes these categories in each subject area and indicates the  
22 scaled score ranges for each category in each subject area. A  
23 district may award a high school diploma to a pupil who success-  
24 fully completes local district requirements established in  
25 accordance with state law for high school graduation, regardless  
26 of whether the pupil is eligible for any state endorsement.

1           (3) The assessments administered for the purposes of this  
2 section shall be administered to pupils during the last 30 school  
3 days of grade 11. The department shall ensure that the assess-  
4 ments are scored and the scores are returned to pupils, their  
5 parents or legal guardians, and districts not later than the  
6 beginning of the pupil's first semester of grade 12. ~~Not later~~  
7 ~~than fall 1999, the department shall arrange for those~~ THOSE  
8 portions of a pupil's assessment that cannot be scored mechani-  
9 cally ~~to~~ SHALL be scored in ~~Michigan~~ THIS STATE by persons  
10 who are Michigan teachers, retired Michigan teachers, or Michigan  
11 school administrators and who have been trained in scoring the  
12 assessments. The returned scores shall indicate the pupil's  
13 scaled score for each subject area assessment, the range of  
14 scaled scores for each subject area, and the range of scaled  
15 scores required for each category established under  
16 subsection (2). In reporting the scores to pupils, parents, and  
17 schools, the department shall provide specific, meaningful, and  
18 timely feedback on the pupil's performance on the assessment.

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 shall ensure that the length of the  
24 assessments used for the purposes of this section and the com-  
25 bined total time necessary to administer all of the assessments,  
26 including social studies, are the shortest possible that will  
27 still maintain the degree of reliability and validity of the

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

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

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

22 (9) For the purposes of this section, the ~~superintendent~~  
23 DEPARTMENT shall develop or select and approve assessment instru-  
24 ments to measure pupil performance in communications skills,  
25 mathematics, social studies, and science. The assessment instru-  
26 ments shall be based on the model core academic content standards

1 objectives under section 1278 of the revised school code,  
2 MCL 380.1278.

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

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

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

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

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

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

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

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

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

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

23 (13) ~~(14)~~ A child who is a student in a nonpublic school  
24 or home school may take an assessment under this section. To  
25 take an assessment, a child who is a student in a home school  
26 shall contact the district in which the child resides, and that  
27 district shall administer the assessment, or the child may take

1 the assessment at a nonpublic school if allowed by the nonpublic  
2 school. Upon request from a nonpublic school, the department  
3 shall supply assessments and the nonpublic school may administer  
4 the assessment.

5 (14) ~~—(15)—~~ The purpose of the assessment under this section  
6 is to assess pupil performance in mathematics, science, social  
7 studies, and communication arts for the purpose of improving aca-  
8 demic achievement and establishing a statewide standard of  
9 competency. The assessment under this section provides a common  
10 measure of data that will contribute to the improvement of  
11 Michigan schools' curriculum and instruction by encouraging  
12 alignment with Michigan's curriculum framework standards. These  
13 standards are based upon the expectations of what pupils should  
14 know and be able to do by the end of grade 11.

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

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

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

19 Enacting section 1. This amendatory act does not take  
20 effect unless Senate Bill No. \_\_\_\_\_ or House Bill No. 6050  
21 (request no. 06376'01) of the 91st Legislature is enacted into  
22 law.