

1 STATEWIDE ADAPTIVE TESTING

2 2012 GENERAL SESSION

3 STATE OF UTAH

4 Chief Sponsor: Gregory H. Hughes

5 Senate Sponsor: Howard A. Stephenson

7 LONG TITLE

8 Committee Note:

9 The Education Interim Committee recommended this bill.

10 General Description:

11 This bill modifies the Utah Performance Assessment System for Students (U-PASS),
12 including requiring school districts and charter schools to administer computer adaptive
13 tests aligned with ~~the~~ Utah's common core.

14 Highlighted Provisions:

15 This bill:

- 16 ▶ requires school districts and charter schools to administer computer adaptive tests
17 aligned with ~~the~~ Utah's common core beginning with the 2014-15 school year;
- 18 ▶ eliminates an assessment system pilot program;
- 19 ▶ requires the State Board of Education to make rules for:
- 20 • applying for and awarding money for computer adaptive tests;
 - 21 • allocating money for computer adaptive tests to school districts and charter
22 schools who qualify for the money; and
 - 23 • reporting the expenditure of money for computer adaptive tests; ~~and~~

23a ▶ requires the State Board of Education to establish a parent committee of 15
23b members to review computer adaptive test questions appointed as follows:

- 23c • 5 members appointed by the chair of the State Board of Education;
- 23d • 5 members appointed by the speaker of the House of Representatives; and
- 23e • 5 members appointed by the president of the Senate; and ~~the~~

- 24 ▶ makes technical amendments.



28 • from the Education Fund, \$6,700,000.

29 **Other Special Clauses:**

30 This bill takes effect on July 1, 2012.

31 **Utah Code Sections Affected:**

32 AMENDS:

33 **53A-1-602**, as last amended by Laws of Utah 2010, Chapters 11 and 305

34 **53A-1-603**, as last amended by Laws of Utah 2010, Chapters 11 and 305

35 **53A-1-611**, as last amended by Laws of Utah 2010, Chapters 305 and 395

36 **63I-2-253**, as last amended by Laws of Utah 2011, Chapters 303, 330, and 419



38 *Be it enacted by the Legislature of the state of Utah:*

39 Section 1. Section **53A-1-602** is amended to read:

40 **53A-1-602. Definitions.**

41 As used in this part:

42 (1) "Basic skills course" means a subject which requires mastery of specific functions,
 43 as defined under rules made by the State Board of Education, to include reading, language arts,
 44 mathematics [~~through intermediate algebra~~], science[;] in grades 4 through 12, and
 45 effectiveness of written expression.

46 (2) "~~Œ~~ ~~→~~ [~~Common~~] ~~Utah's common~~ ~~←~~Œ core" means ~~Œ~~ ~~→~~ [~~a~~] ~~the~~ ~~←~~Œ core set of
 46a1 English language arts and
 46a mathematics
 47 standards developed ~~Œ~~ ~~→~~ [~~by states~~] ~~←~~Œ and adopted by the State Board of Education which
 47a define the
 48 knowledge and skills students should have in kindergarten through grade 12 to enable them to
 49 be prepared for college or workforce training.

50 [~~2~~] (3) "Utah Performance Assessment System for Students" or "U-PASS" means:

51 (a) as determined by the State Board of Education, criterion-referenced achievement
 52 testing or online computer adaptive testing of students in grades 3 through 12 in basic skills
 53 courses;

54 (b) an online writing assessment in grades 5 and 8;

55 (c) a tenth grade basic skills competency test as detailed in Section 53A-1-611;

56 (d) the use of student behavior indicators in assessing student performance; and

57 (e) testing of students in grade 3 to measure reading grade level.

58 Section 2. Section **53A-1-603** is amended to read:

59 **53A-1-603. Duties of State Board of Education.**60 (1) [~~Except as provided in Subsection (5), the~~] The State Board of Education shall:61 (a) require each school district and charter school to implement the Utah Performance
62 Assessment System for Students, hereafter referred to as U-PASS;63 (b) require the state superintendent of public instruction to submit and recommend
64 criterion-referenced achievement tests or online computer adaptive tests, a tenth grade basic
65 skills competency test, an online writing assessment for grades 5 and 8, and a test for students
66 in grade 3 to measure reading grade level to the board for approval and adoption and
67 distribution to each school district and charter school by the state superintendent;68 (c) develop an assessment method to uniformly measure statewide performance, school
69 district performance, and school performance of students in grades 3 through 12 in mastering
70 basic skills courses; and71 (d) provide for the state to participate in the National Assessment of Educational
72 Progress state-by-state comparison testing program.73 (2) Except as provided in Subsection [~~(5)~~] (3) and Subsection 53A-1-611(6), under
74 U-PASS, the [~~state office~~] State Board of Education shall annually require [~~that~~] each school
75 district and charter school, as applicable, to administer:76 (a) as determined by the State Board of Education, statewide criterion-referenced tests
77 or online computer adaptive tests in grades 3 through 12 and courses in basic skill areas of the
78 core curriculum;

79 (b) an online writing assessment to all students in grades 5 and 8;

80 (c) a tenth grade basic skills competency test as detailed in Section 53A-1-611; and

81 (d) a test to all students in grade 3 to measure reading grade level.

82 (3) Beginning with the 2014-15 school year, the State Board of Education shall
83 annually require each school district and charter school, as applicable, to administer a computer
84 adaptive assessment system that is:85 (a) adopted by the State Board of Education; and86 (b) aligned to ~~§~~ → [the] Utah's ← ~~§~~ common core.87 [~~(3)~~] (4) The board shall adopt rules for the conduct and administration of U-PASS to
88 include the following:

89 (a) the computation of student performance based on information that is disaggregated

152 ~~the tenth grade basic skills competency test pursuant to Subsection 53A-1-611(6) to fund the~~
 153 ~~implementation of the pilot program described in Subsection (7)(b) for fiscal years 2010-11~~
 154 ~~and 2011-12.]~~

155 (7) The State Board of Education shall make rules:

156 (a) establishing procedures for applying for and awarding money for computer adaptive
 157 tests;

158 (b) specifying how money for computer adaptive tests shall be allocated among school
 159 districts and charter schools that qualify to receive the money; and

160 (c) requiring reporting of the expenditure of money awarded for computer adaptive
 161 testing and evidence that the money was used to implement computer adaptive testing.

161a **Ĥ→ (8) The State Board of Education shall assure that computer adaptive tests are**
 161b **administered in compliance with the requirements of Chapter 13, Part 3, Utah Family**
 161c **Educational Rights and Privacy Act. ←Ĥ**

161d **Š→ (9)(a) The State Board of Education shall establish a committee consisting of 15**
 161e **parents of Utah public education students to review all computer adaptive test questions.**

161f **(b) The committee established in Subsection (9)(a) shall include the following parent**
 161g **members:**

161h **(i) five members appointed by the chair of the State Board of Education;**

161i **(ii) five members appointed by the speaker of the House of Representatives; and**

161j **(iii) five members appointed by the president of the Senate.**

161k **(c) The State Board of Education shall provide staff support to the parent committee.**

161l **(d) The term of office of each member appointed in Subsection (9)(b) is four years.**

161m **(e) The chair of the State Board of Education, the speaker of the House of**
 161n **Representatives, and the president of the Senate shall adjust the length of terms to stagger the**
 161o **terms of committee members so that approximately 1/2 of the committee members are**
 161p **appointed every two years.**

161q **(f) No member may receive compensation or benefits for the member's service on the**
 161r **committee. ←Š**

162 Section 3. Section **53A-1-611** is amended to read:

163 **53A-1-611. Standards and assessment processes to measure student performance**
 164 **-- Basic skills competency test.**

165 (1) The Legislature recognizes the need for the State Board of Education to develop
 166 and implement standards and assessment processes to ensure that student progress is measured
 167 and that school boards and school personnel are accountable.

168 (2) (a) In addition to its responsibilities under Sections 53A-1-603 through 53A-1-605,
 169 the State Board of Education, through the state superintendent of public instruction, shall
 170 design a basic skills competency test to be administered in the tenth grade.