

HOUSE BILL No. 4130

February 6, 2001, Introduced by Reps. Raczkowski, Gosselin, Bishop and Mead 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 SUBJECT TO SUBSECTION (14), THE district shall include on the
7 pupil's high school transcript all 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. ~~Not~~
2 ~~later than fall 1999, the~~ THE department OF TREASURY shall
3 arrange for those portions of a pupil's assessment that cannot be
4 scored mechanically to be scored in Michigan by persons who are
5 Michigan teachers, retired Michigan teachers, or Michigan school
6 administrators and who have been trained in scoring the
7 assessments. The returned scores shall indicate the pupil's
8 scaled score for each subject area assessment, the range of
9 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.

15 (4) For each pupil who does not achieve state endorsement in
16 1 or more subject areas, the board of the district in which the
17 pupil is enrolled shall provide that there be at least 1 meeting
18 attended by at least the pupil and a member of the district's
19 staff or a local or intermediate district consultant who is pro-
20 ficient in the measurement and evaluation of pupils. The dis-
21 trict may provide the meeting as a group meeting for pupils in
22 similar circumstances. If the pupil is a minor, the district
23 shall invite and encourage the pupil's parent, legal guardian, or
24 person in loco parentis to attend the meeting and shall mail a
25 notice of the meeting to the pupil's parent, legal guardian, or
26 person in loco parentis. The purpose of this meeting and any
27 subsequent meeting under this subsection shall be to determine an

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

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

19 (6) The department OF TREASURY shall ensure that the length
20 of the assessments used for the purposes of this section and the
21 combined total time necessary to administer all of the assess-
22 ments, including social studies, are the shortest possible that
23 will still maintain the degree of reliability and validity of the
24 assessment results determined necessary by the department OF
25 TREASURY. The department OF TREASURY shall ensure that the maxi-
26 mum total combined length of time that schools are required to
27 set aside for administration of all of the assessments used for

1 the purposes of this section, including social studies, does not
2 exceed 8 hours. However, this subsection does not limit the
3 amount of time that individuals may have to complete the
4 assessments.

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

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

20 (9) For the purposes of this section, the ~~superintendent~~
21 DEPARTMENT OF TREASURY shall develop or select and approve
22 assessment instruments to measure pupil performance in communica-
23 tions skills, mathematics, social studies, and science. The
24 assessment instruments shall be based on the model core academic
25 content standards objectives under section 1278 of the revised
26 school code, MCL 380.1278.

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

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

21 (12) A person who has graduated from high school after 1996
22 and who has not previously taken an assessment under this section
23 may take an assessment used for the purposes of this section,
24 without charge to the person, at the district from which he or
25 she graduated from high school at any time that district adminis-
26 ters the assessment or during a retesting period scheduled under
27 subsection (7) and have his or her scaled score on the assessment

1 included on his or her high school transcript. If the person's
2 scaled score on a subject area assessment falls within the range
3 required under subsection (2) for a category established under
4 subsection (2), the district shall also indicate on the person's
5 high school transcript that the person has achieved state
6 endorsement for that subject area.

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

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

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

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

17 ~~(d) Any recommendations for legislative changes to the~~
18 ~~program.~~

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

21 (13) ~~(14)~~ A child who is a student in a nonpublic school
22 or home school may take an assessment under this section. To
23 take an assessment, a child who is a student in a home school
24 shall contact the district in which the child resides, and that
25 district shall administer the assessment, or the child may take
26 the assessment at a nonpublic school if allowed by the nonpublic
27 school. Upon request from a nonpublic school, the department OF

1 TREASURY shall supply assessments and the nonpublic school may
2 administer the assessment.

3 (14) IF A PUPIL'S PARENT OR LEGAL GUARDIAN OR, IF THE PUPIL
4 IS AT LEAST AGE 18 OR IS AN EMANCIPATED MINOR, THE PUPIL NOTIFIES
5 THE BOARD OF THE DISTRICT WITHIN 60 DAYS AFTER RECEIVING THE
6 PUPIL'S SCORES ON THE ASSESSMENTS ADMINISTERED UNDER THIS SECTION
7 THAT HE OR SHE DOES NOT WANT THE PUPIL'S SCORES ON THE ASSESS-
8 MENTS TO BE INCLUDED ON THE PUPIL'S HIGH SCHOOL TRANSCRIPT, THEN
9 THE DISTRICT SHALL NOT INCLUDE THE PUPIL'S SCORES ON THE PUPIL'S
10 HIGH SCHOOL TRANSCRIPT.

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

21 (16) As used in this section:

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

23 (b) "Social studies" means geography, history, economics,
24 and American government.