

underscored material = new
[bracketed material] = delete

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

HOUSE BILL 57

53RD LEGISLATURE - STATE OF NEW MEXICO - SECOND SESSION, 2018

INTRODUCED BY

Joanne J. Ferrary and Christine Trujillo

AN ACT

RELATING TO PUBLIC SCHOOLS; AMENDING THE PUBLIC SCHOOL CODE TO
LIMIT THE NUMBER OF HOURS PER SCHOOL YEAR AND MINUTES PER
SCHOOL DAY THAT SCHOOL DISTRICTS AND SCHOOLS SHALL ADMINISTER
REQUIRED STATE AND DISTRICT ASSESSMENTS TO STUDENTS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

SECTION 1. Section 22-2C-4 NMSA 1978 (being Laws 2003,
Chapter 153, Section 13, as amended) is amended to read:

"22-2C-4. STATEWIDE ASSESSMENT AND ACCOUNTABILITY
SYSTEM--INDICATORS--REQUIRED ASSESSMENTS--ALTERNATIVE
ASSESSMENTS--LIMITS ON ALTERNATIVES TO ENGLISH LANGUAGE READING
ASSESSMENTS.--

A. The department shall establish a statewide
assessment and accountability system that is aligned with the
state academic content and performance standards.

underscored material = new
[bracketed material] = delete

1 B. The academic assessment program shall test
2 student achievement as follows; provided that the total class
3 time to administer assessments required in this section,
4 excluding individualized assessments for English language
5 learners and special education students, as well as individual
6 teacher-created and any non-mandated state and federal
7 readiness assessments, shall not exceed twenty-five hours in
8 any school year; and provided further that no student shall be
9 required to be assessed for more than one hundred eighty
10 minutes per school day without regard for the source of the
11 assessment, including school, school district, state or federal
12 assessments:

13 (1) for grades three through eight and for
14 grade eleven, standards-based assessments in mathematics,
15 reading and language arts;

16 (2) for grades three through eight, a
17 standards-based writing assessment with the writing assessment
18 scoring criteria applied to the extended response writing
19 portions of the language arts standards-based assessments; and

20 (3) for one of grades three through five and
21 six through eight and for grade eleven, standards-based
22 assessments in science by the 2007-2008 school year.

23 C. The department shall involve appropriate
24 licensed school employees in the development of the standards-
25 based assessments.

underscored material = new
~~[bracketed material] = delete~~

1 D. Before August 5 of each year, the department
2 shall provide student scores on all standards-based assessments
3 taken during the prior school year and required in Subsection B
4 of this section to students' respective school districts in
5 order to make test score data available to assist school
6 district staff with appropriate grade-level and other placement
7 for the current school year.

8 E. All students shall participate in the academic
9 assessment program. The department shall adopt standards for
10 reasonable accommodations in standards-based assessments for
11 students with disabilities and limited English proficiency,
12 including when and how accommodations may be applied. The
13 legislative education study committee shall review the
14 standards prior to adoption by the department.

15 F. Students who have been determined to be limited
16 English proficient may be allowed to take the standards-based
17 assessment in their primary language. A student who has
18 attended school for three consecutive years in the United
19 States shall participate in the English language reading
20 assessment unless granted a waiver by the department based on
21 criteria established by the department. An English language
22 reading assessment waiver may be granted only for a maximum of
23 two additional years and only on a case-by-case basis."