

CERTIFICATION OF ENROLLMENT

ENGROSSED SUBSTITUTE HOUSE BILL 2115

Chapter 6, Laws of 2011

62nd Legislature
2011 1st Special Session

STUDENT ASSESSMENT--PERFORMANCE STANDARDS

EFFECTIVE DATE: 05/31/11

Passed by the House May 13, 2011
Yeas 85 Nays 4

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate May 18, 2011
Yeas 41 Nays 0

BRAD OWEN

President of the Senate

Approved May 31, 2011, 2:21 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **ENGROSSED SUBSTITUTE HOUSE BILL 2115** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

June 1, 2011

**Secretary of State
State of Washington**

ENGROSSED SUBSTITUTE HOUSE BILL 2115

Passed Legislature - 2011 1st Special Session

State of Washington 62nd Legislature 2011 1st Special Session

By House Education (originally sponsored by Representatives Haigh and Dammeier)

READ FIRST TIME 05/11/11.

1 AN ACT Relating to legislative review of performance standards for
2 the statewide student assessment; amending RCW 28A.305.130; and
3 declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 **Sec. 1.** RCW 28A.305.130 and 2009 c 548 s 502 are each amended to
6 read as follows:

7 The purpose of the state board of education is to provide advocacy
8 and strategic oversight of public education; implement a standards-
9 based accountability framework that creates a unified system of
10 increasing levels of support for schools in order to improve student
11 academic achievement; provide leadership in the creation of a system
12 that personalizes education for each student and respects diverse
13 cultures, abilities, and learning styles; and promote achievement of
14 the goals of RCW 28A.150.210. In addition to any other powers and
15 duties as provided by law, the state board of education shall:

16 (1) Hold regularly scheduled meetings at such time and place within
17 the state as the board shall determine and may hold such special
18 meetings as may be deemed necessary for the transaction of public
19 business;

1 (2) Form committees as necessary to effectively and efficiently
2 conduct the work of the board;

3 (3) Seek advice from the public and interested parties regarding
4 the work of the board;

5 (4) For purposes of statewide accountability:

6 (a) Adopt and revise performance improvement goals in reading,
7 writing, science, and mathematics, by subject and grade level, once
8 assessments in these subjects are required statewide; academic and
9 technical skills, as appropriate, in secondary career and technical
10 education programs; and student attendance, as the board deems
11 appropriate to improve student learning. The goals shall be consistent
12 with student privacy protection provisions of RCW 28A.655.090(7) and
13 shall not conflict with requirements contained in Title I of the
14 federal elementary and secondary education act of 1965, or the
15 requirements of the Carl D. Perkins vocational education act of 1998,
16 each as amended. The goals may be established for all students,
17 economically disadvantaged students, limited English proficient
18 students, students with disabilities, and students from
19 disproportionately academically underachieving racial and ethnic
20 backgrounds. The board may establish school and school district goals
21 addressing high school graduation rates and dropout reduction goals for
22 students in grades seven through twelve. The board shall adopt the
23 goals by rule. However, before each goal is implemented, the board
24 shall present the goal to the education committees of the house of
25 representatives and the senate for the committees' review and comment
26 in a time frame that will permit the legislature to take statutory
27 action on the goal if such action is deemed warranted by the
28 legislature;

29 (b) Identify the scores students must achieve in order to meet the
30 standard on the (~~Washington~~) statewide student assessment (~~of~~
31 ~~student-learning~~) and, for high school students, to obtain a
32 certificate of academic achievement. The board shall also determine
33 student scores that identify levels of student performance below and
34 beyond the standard. The board shall consider the incorporation of the
35 standard error of measurement into the decision regarding the award of
36 the certificates. The board shall set such performance standards and
37 levels in consultation with the superintendent of public instruction
38 and after consideration of any recommendations that may be developed by

1 any advisory committees that may be established for this purpose. The
2 legislature shall be advised of the initial performance standards
3 ((and)) for the high school statewide student assessment. Any changes
4 recommended by the board in the performance standards for the ((tenth
5 grade)) high school assessment shall be presented to the education
6 committees of the house of representatives and the senate by November
7 30th of the school year in which the changes will take place to permit
8 the legislature to take statutory action before the changes are
9 implemented if such action is deemed warranted by the legislature. The
10 legislature shall be advised of the initial performance standards and
11 any changes made to the elementary level performance standards and the
12 middle school level performance standards. The board must provide an
13 explanation of and rationale for all initial performance standards and
14 any changes, for all grade levels of the statewide student assessment.
15 If the board changes the performance standards for any grade level or
16 subject, the superintendent of public instruction must recalculate the
17 results from the previous ten years of administering that assessment
18 regarding students below, meeting, and beyond the state standard, to
19 the extent that this data is available, and post a comparison of the
20 original and recalculated results on the superintendent's web site;

21 (c) Annually review the assessment reporting system to ensure
22 fairness, accuracy, timeliness, and equity of opportunity, especially
23 with regard to schools with special circumstances and unique
24 populations of students, and a recommendation to the superintendent of
25 public instruction of any improvements needed to the system; and

26 (d) Include in the biennial report required under RCW 28A.305.035,
27 information on the progress that has been made in achieving goals
28 adopted by the board;

29 (5) Accredite, subject to such accreditation standards and
30 procedures as may be established by the state board of education, all
31 private schools that apply for accreditation, and approve, subject to
32 the provisions of RCW 28A.195.010, private schools carrying out a
33 program for any or all of the grades kindergarten through twelve(~~(+~~
34 ~~PROVIDED, That))~~). However, no private school may be approved that
35 operates a kindergarten program only(~~(+ PROVIDED FURTHER, That))~~ and
36 no private school(~~(s))~~) shall be placed upon the list of accredited
37 schools so long as secret societies are knowingly allowed to exist
38 among its students by school officials;

1 (6) Articulate with the institutions of higher education, workforce
2 representatives, and early learning policymakers and providers to
3 coordinate and unify the work of the public school system;

4 (7) Hire an executive director and an administrative assistant to
5 reside in the office of the superintendent of public instruction for
6 administrative purposes. Any other personnel of the board shall be
7 appointed as provided by RCW 28A.300.020. The board may delegate to
8 the executive director by resolution such duties as deemed necessary to
9 efficiently carry on the business of the board including, but not
10 limited to, the authority to employ necessary personnel and the
11 authority to enter into, amend, and terminate contracts on behalf of
12 the board. The executive director, administrative assistant, and all
13 but one of the other personnel of the board are exempt from civil
14 service, together with other staff as now or hereafter designated as
15 exempt in accordance with chapter 41.06 RCW; and

16 (8) Adopt a seal that shall be kept in the office of the
17 superintendent of public instruction.

18 NEW SECTION. **Sec. 2.** This act is necessary for the immediate
19 preservation of the public peace, health, or safety, or support of the
20 state government and its existing public institutions, and takes effect
21 immediately.

Passed by the House May 13, 2011.

Passed by the Senate May 18, 2011.

Approved by the Governor May 31, 2011.

Filed in Office of Secretary of State June 1, 2011.