HOUSE BILL 1572

State of Washington 65th Legislature 2017 Regular Session

By Representatives Dolan, Doglio, McCaslin, Muri, Volz, Pettigrew, Riccelli, Lovick, Van Werven, Ormsby, and Stanford

Read first time 01/24/17. Referred to Committee on Education.

- 1 AN ACT Relating to authorizing nationally recognized college
- 2 assessments for high school assessment purposes; amending RCW
- 3 28A.305.130, 28A.655.061, and 28A.655.070; and creating a new
- 4 section.

course selection.

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- 5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:
- NEW SECTION. Sec. 1. The legislature finds that most colleges and universities require high school students to take a nationally recognized college readiness assessment, such as the SAT or ACT for college admission, college placement, and to advise students about
 - The legislature further finds that the federal every student succeeds act requires every state to assess students' academic skills administering annual assessments in English language mathematics, and science at the high school level. The legislature also finds that the federal act permits local school districts to use a nationally recognized college readiness assessment to meet federal testing requirements at the high school level, if it has been state's educational approved by the legislature agency. The acknowledges that under the federal act, before approving nationally recognized college readiness assessment to measure high

school student academic achievement for federal purposes, the state

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educational agency must submit specified evidence for federal peer review and approval by the federal department of education.

The legislature recognizes that in addition to using the statewide high school assessments to meet federal requirements, state law requires that high school students meet the state proficiency standard on the high school assessments in English language arts, mathematics, and science to graduate from high school.

The legislature intends to reduce the amount of time spent on statewide standardized testing of public high school students by authorizing nationally recognized college readiness assessments to be used by local school districts in place of the statewide administered high school assessments for both high school graduation and federal accountability purposes beginning with the 2018-19 school year.

Sec. 2. RCW 28A.305.130 and 2013 2nd sp.s. c 22 s 7 are each 15 amended to read as follows:

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

- (1) Hold regularly scheduled meetings at such time and place within the state as the board shall determine and may hold such special meetings as may be deemed necessary for the transaction of public business;
- 30 (2) Form committees as necessary to effectively and efficiently 31 conduct the work of the board;
- 32 (3) Seek advice from the public and interested parties regarding 33 the work of the board;
 - (4) For purposes of statewide accountability:
 - (a) Adopt and revise performance improvement goals in reading, writing, science, and mathematics, by subject and grade level, once assessments in these subjects are required statewide; academic and technical skills, as appropriate, in secondary career and technical education programs; and student attendance, as the board deems

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appropriate to improve student learning. The goals shall be consistent with student privacy protection provisions of RCW 28A.655.090(7) and shall not conflict with requirements contained in Title I of the federal elementary and secondary education act of 1965, or the requirements of the Carl D. Perkins vocational education act of 1998, each as amended. The goals may be established for all students, economically disadvantaged students, limited proficient students, students with disabilities, and students from disproportionately academically underachieving racial and ethnic backgrounds. The board may establish school and school district goals addressing high school graduation rates and dropout reduction goals for students in grades seven through twelve. The board shall adopt the goals by rule. However, before each goal is implemented, the board shall present the goal to the education committees of the house of representatives and the senate for the committees' review and comment in a time frame that will permit the legislature to take statutory action on the goal if such action is deemed warranted by the legislature;

(b)(i) Identify the scores students must achieve in order to meet the standard on the statewide student assessment and, for high school students, to obtain a certificate of academic achievement. The board shall also determine student scores that identify levels of student performance below and beyond the standard. The board shall consider the incorporation of the standard error of measurement into the decision regarding the award of the certificates. The board shall set such performance standards and levels as defined in RCW 28A.655.010 in consultation with the superintendent of public instruction and after consideration of any recommendations that may be developed by any advisory committees that may be established for this purpose.

(ii) ((By the end of the 2014-15 school year, establish the scores students must achieve to meet the standard and earn a certificate of academic achievement on the tenth grade English language arts assessment and the end-of-course mathematics assessments developed in accordance with RCW 28A.655.070 to be used as the state transitions to high school assessments developed with a multistate consortium.

(iii) By the end of the 2014-15 school year, establish the scores students must achieve to meet the standard and earn a certificate of academic achievement on the high school English language arts assessment and the comprehensive mathematics assessment developed

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with a multistate consortium in accordance with RCW 28A.655.070. To determine the appropriate score, the state board shall review the transition experience of Washington students to the consortium-developed assessments, examine the student scores used in other states that are administering the consortium-developed assessments, and review the scores in other states that require passage of an eleventh grade assessment as a high school graduation requirement. The scores established by the state board of education for the purposes of earning a certificate of academic achievement and graduation from high school may be different from the scores used for the purpose of determining a student's career and college readiness.

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(iv)) Before the 2019 administration of the statewide high school level assessments in English language arts, mathematics, and science, if the superintendent of public instruction receives approval from the federal department of education to allow school districts to use one or more of the nationally recognized college readiness assessments instead of the statewide administered high school assessment, the state board shall establish the scores that high school students must achieve to meet the state standard in English language arts, mathematics, and science on any approved nationally recognized college readiness assessment beginning in the 2018-19 school year.

(iii) The legislature shall be advised of the initial performance standards for the high school ((statewide)) student assessments used to determine whether the student has met the state standards in the content areas required under RCW 28A.655.061 to earn a certificate of academic achievement. Any changes recommended by the board in the performance standards for the high school assessment presented to the education committees of the house of representatives and the senate by November 30th of the school year in which the changes will take place to permit the legislature to take statutory action before the changes are implemented if such action is deemed warranted by the legislature. The legislature shall be advised of the initial performance standards and any changes made to the elementary level performance standards and the middle school level performance standards. The board must provide an explanation of and rationale for all initial performance standards and any changes, for all grade levels of the statewide student assessment. If the board changes the performance standards for any grade level or subject, superintendent of public instruction must recalculate the results

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from the previous ten years of administering that assessment regarding students below, meeting, and beyond the state standard, to the extent that this data is available, and post a comparison of the original and recalculated results on the superintendent's web site;

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- (c) Annually review the assessment reporting system to ensure fairness, accuracy, timeliness, and equity of opportunity, especially with regard to schools with special circumstances and unique populations of students, and a recommendation to the superintendent of public instruction of any improvements needed to the system; and
- in the biennial report required Include 28A.305.035, information on the progress that has been made in achieving goals adopted by the board;
- (5) Accredit, subject to such accreditation standards and procedures as may be established by the state board of education, all private schools that apply for accreditation, and approve, subject to the provisions of RCW 28A.195.010, private schools carrying out a program for any or all of the grades kindergarten through twelve. However, no private school may be approved that kindergarten program only and no private school shall be placed upon the list of accredited schools so long as secret societies are knowingly allowed to exist among its students by school officials;
- 22 (6) Articulate with the institutions of higher education, workforce representatives, and early learning policymakers providers to coordinate and unify the work of the public school 24 25 system;
 - (7) Hire an executive director and an administrative assistant to reside in the office of the superintendent of public instruction for administrative purposes. Any other personnel of the board shall be appointed as provided by RCW 28A.300.020. The board may delegate to the executive director by resolution such duties as deemed necessary to efficiently carry on the business of the board including, but not limited to, the authority to employ necessary personnel and the authority to enter into, amend, and terminate contracts on behalf of the board. The executive director, administrative assistant, and all but one of the other personnel of the board are exempt from civil service, together with other staff as now or hereafter designated as exempt in accordance with chapter 41.06 RCW; and
- (8) Adopt a seal that shall be kept in the office of the 38 39 superintendent of public instruction.

p. 5 HB 1572 **Sec. 3.** RCW 28A.655.061 and 2015 3rd sp.s. c 42 s 2 are each 2 amended to read as follows:

- (1) The high school assessment system shall include but need not be limited to the statewide student assessment, opportunities for a student to retake the content areas of the assessment in which the student was not successful, and, if approved by the legislature pursuant to subsection (10) of this section, one or more objective alternative assessments for a student to demonstrate achievement of state academic standards. The objective alternative assessments for each content area shall be comparable in rigor to the skills and knowledge that the student must demonstrate on the statewide student assessment for each content area.
- (2) Subject to the conditions in this section, a certificate of academic achievement shall be obtained and is evidence that the students have successfully met the state standard in the content areas included in the certificate. With the exception of students satisfying the provisions of RCW 28A.155.045 ((or 28A.655.0611)), acquisition of the certificate is required for graduation from a public high school but is not the only requirement for graduation.
- (3)(a) Beginning with the graduating class of 2008 through the graduating class of 2015, with the exception of students satisfying the provisions of RCW 28A.155.045, a student who meets the state standards on the reading, writing, and mathematics high school statewide student assessment shall earn a certificate of academic achievement. The mathematics assessment shall be the end-of-course assessment for the first year of high school mathematics that assesses the standards common to algebra I and integrated mathematics I or the end-of-course assessment for the second year of high school mathematics that assesses standards common to geometry and integrated mathematics II.
- (b) As the state transitions from reading and writing assessments to an English language arts assessment and from end-of-course assessments to a comprehensive assessment for high school mathematics, a student in a graduating class of 2016 through 2018 shall earn a certificate of academic achievement if the student meets the state standard as follows:
- 37 (i) Students in the graduating class of 2016 may use the results 38 from:
- 39 (A) The reading and writing assessment or the English language 40 arts assessment developed with the multistate consortium; and

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(B) The end-of-course assessment for the first year of high school mathematics, the end-of-course assessment for the second year of high school mathematics, or the comprehensive mathematics assessment developed with the multistate consortium.

- (ii) Students in the graduating classes of 2017 and 2018 may use the results from:
- (A) The tenth grade English language arts assessment developed by the superintendent of public instruction using resources from the multistate consortium or the English language arts assessment developed with the multistate consortium; and
- (B) The end-of-course assessment for the first year of high school mathematics, the end-of-course assessment for the second year of high school mathematics, or the comprehensive mathematics assessment developed with the multistate consortium.
- (c) Beginning with the graduating class of 2019, a student ((who)) must earn a certificate of academic achievement if the student meets the state standard((s)) on the following assessments:
- (i) The high school English language arts assessment developed with the multistate consortium ((and)) or, if approved by the superintendent of public instruction, the relevant portions of a nationally recognized college readiness assessment chosen by the school district;
- (ii) The comprehensive mathematics assessment developed with the multistate consortium ((shall earn a certificate of academic achievement)) or, if approved by the superintendent of public instruction, the mathematics portion of a nationally recognized college readiness assessment chosen by the school district; and
- (iii) The statewide administered science assessment under subsection (4) of this section and RCW 28A.655.068 or, if approved by the superintendent of public instruction, the science portion of a nationally recognized college readiness assessment chosen by the school district.
- (d) If a student does not successfully meet the state standards in one or more content areas required for the certificate of academic achievement, then the student may retake the assessment in the content area at least twice a year at no cost to the student. If the student successfully meets the state standards on a retake of the assessment then the student shall earn a certificate of academic achievement. Once objective alternative assessments are authorized pursuant to subsection (10) of this section, a student may use the

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objective alternative assessments to demonstrate that the student successfully meets the state standards for that content area if the student has taken the statewide student assessment at least once. If the student successfully meets the state standards on ((the)) an objective alternative assessment((s)) then the student shall earn a certificate of academic achievement.

- (4) Beginning with the graduating class of 2017, a student must meet the state standards in science in addition to the other content areas required under subsection (3) of this section on the statewide student assessment, a retake, or the objective alternative assessments in order to earn a certificate of academic achievement.
- (5) The state board of education may not require the acquisition of the certificate of academic achievement for students in home-based instruction under chapter 28A.200 RCW, for students enrolled in private schools under chapter 28A.195 RCW, or for students satisfying the provisions of RCW 28A.155.045.
- (6) A student may retain and use the highest result from each successfully completed content area of the high school assessment.
- (7) School districts must make available to students the following options:
- (a) To retake the statewide student assessment at least twice a year in the content areas in which the student did not meet the state standards if the student is enrolled in a public school; or
- (b) To retake the statewide student assessment at least twice a year in the content areas in which the student did not meet the state standards if the student is enrolled in a high school completion program at a community or technical college. The superintendent of public instruction and the state board for community and technical colleges shall jointly identify means by which students in these programs can be assessed.
- (8) Students who achieve the standard in a content area of the high school assessment but who wish to improve their results shall pay for retaking the assessment, using a uniform cost determined by the superintendent of public instruction.
- (9) Opportunities to retake the assessment at least twice a year shall be available to each school district.
 - (10)(a) The office of the superintendent of public instruction shall develop options for implementing objective alternative assessments, which may include an appeals process for students' scores, for students to demonstrate achievement of the state academic

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1 standards. The objective alternative assessments shall be comparable in rigor to the skills and knowledge that the student 2 demonstrate on the statewide student assessment and be objective in 3 its determination of student achievement of the state standards. 4 Before any objective alternative assessments in addition to those 5 6 authorized in RCW 28A.655.065 or (b) of this subsection are used by a student to demonstrate that the student has met the state standards 7 in a content area required to obtain a certificate, the legislature 8 shall formally approve the use of any objective alternative 9 10 assessments through the omnibus appropriations act or by statute or 11 concurrent resolution.

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(b)(i) A student's score on the mathematics, reading or English, or writing portion of the SAT or the ACT may be used as an objective alternative assessment under this section for demonstrating that a student has met or exceeded the state standards for the certificate of academic achievement. The state board of education shall identify the scores students must achieve on the relevant portion of the SAT or ACT to meet or exceed the state standard in the relevant content area on the statewide student assessment. A student's score on the science portion of the ACT or the science subject area tests of the SAT may be used as an objective alternative assessment under this section as soon as the state board of education determines that sufficient data is available to identify reliable equivalent scores for the science content area of the statewide student assessment. After the first scores are established, the state board may increase but not decrease the scores required for students to meet or exceed the state standards.

(ii) A student who scores at least a three on the grading scale of one to five for selected AP examinations may use the score as an objective alternative assessment under this section for demonstrating that a student has met or exceeded state standards for the certificate of academic achievement. A score of three on the AP examinations in calculus or statistics may be used as an alternative assessment for the mathematics portion of the statewide student assessment. A score of three on the AP examinations in English language and composition may be used as an alternative assessment for the writing portion of the statewide student assessment; and for the English language arts portion of the assessment developed with the multistate consortium, once established in the 2014-15 school year. A score of three on the AP examinations in English literature and

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composition, macroeconomics, microeconomics, psychology, United States history, world history, United States government and politics, or comparative government and politics may be used as an alternative assessment for the reading portion of the statewide student assessment; and for the English language arts portion of the assessment developed with the multistate consortium, once established in the 2014-15 school year. A score of three on the AP examination in biology, physics, chemistry, or environmental science may be used as an alternative assessment for the science portion of the statewide student assessment.

(iii) A student who scores at least a four on selected externally administered international baccalaureate (IB) examinations may use the score as an objective alternative assessment under this section for demonstrating that the student has met or exceeded state standards for the certificate of academic achievement. A score of four on the higher level IB examinations for any of the IB English language and literature courses or for any of the IB individuals and societies courses may be used as an alternative assessment for the reading, writing, or English language arts portions of the statewide student assessment. A score of four on the higher level examinations for any of the IB mathematics courses may be used as an alternative assessment for the mathematics portion of the statewide student assessment. A score of four on the higher examinations for IB biology, chemistry, or physics may be used as an alternative assessment for the science portion of the statewide student assessment.

(11) To help assure continued progress in academic achievement as a foundation for high school graduation and to assure that students are on track for high school graduation, each school district shall prepare plans for and notify students and their parents or legal guardians as provided in this subsection. Student learning plans are required for eighth grade students who were not successful on any or all of the content areas of the state assessment during the previous school year or who may not be on track to graduate due to credit deficiencies or absences. The parent or legal guardian shall be notified about the information in the student learning plan, preferably through a parent conference and at least annually. To the extent feasible, schools serving English language learner students and their parents shall translate the plan into the primary language

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- of the family. The plan shall include the following information as applicable:
 - (a) The student's results on the state assessment;
- 4 (b) If the student is in the transitional bilingual program, the 5 score on his or her Washington language proficiency test II;
 - (c) Any credit deficiencies;

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- 7 (d) The student's attendance rates over the previous two years;
- 8 (e) The student's progress toward meeting state and local 9 graduation requirements;
- 10 (f) The courses, competencies, and other steps needed to be taken 11 by the student to meet state academic standards and stay on track for 12 graduation;
- 13 (g) Remediation strategies and alternative education options 14 available to students, including informing students of the option to 15 continue to receive instructional services after grade twelve or 16 until the age of twenty-one;
- 17 (h) The alternative assessment options available to students 18 under this section and RCW 28A.655.065;
- 19 (i) School district programs, high school courses, and career and 20 technical education options available for students to meet graduation 21 requirements; and
- (j) Available programs offered through skill centers or community and technical colleges, including the college high school diploma options under RCW 28B.50.535.
- 25 **Sec. 4.** RCW 28A.655.070 and 2015 c 211 s 3 are each amended to 26 read as follows:
 - (1) The superintendent of public instruction shall develop essential academic learning requirements that identify the knowledge and skills all public school students need to know and be able to do based on the student learning goals in RCW 28A.150.210, develop student assessments, and implement the accountability recommendations and requests regarding assistance, rewards, and recognition of the state board of education.
 - (2) The superintendent of public instruction shall:
- 35 (a) Periodically revise the essential academic learning 36 requirements, as needed, based on the student learning goals in RCW 37 28A.150.210. Goals one and two shall be considered primary. To the 38 maximum extent possible, the superintendent shall integrate goal four

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and the knowledge and skill areas in the other goals in the essential academic learning requirements; and

- (b) Review and prioritize the essential academic learning requirements and identify, with clear and concise descriptions, the grade level content expectations to be assessed on the statewide student assessment and used for state or federal accountability purposes. The review, prioritization, and identification shall result in more focus and targeting with an emphasis on depth over breadth in the number of grade level content expectations assessed at each grade level. Grade level content expectations shall be articulated over the grades as a sequence of expectations and performances that are logical, build with increasing depth after foundational knowledge and skills are acquired, and reflect, where appropriate, the sequential nature of the discipline. The office of the superintendent of public instruction, within seven working days, shall post on its web site any grade level content expectations provided to an assessment vendor for use in constructing the statewide student assessment.
- (3)(a) In consultation with the state board of education, the superintendent of public instruction shall maintain and continue to develop and revise a statewide academic assessment system in the content areas of reading, writing, mathematics, and science for use in the elementary, middle, and high school years designed to determine ((if each student has mastered)) the level of proficiency of a student's understanding of the essential academic learning requirements identified in subsection (1) of this section. School districts shall administer the assessments under guidelines adopted by the superintendent of public instruction. The academic assessment system may include a variety of assessment methods, including criterion-referenced and performance-based measures.
- (b) ((Effective with the 2009 administration of the Washington assessment of student learning and continuing with the statewide student assessment, the superintendent shall redesign the assessment in the content areas of reading, mathematics, and science in all grades except high school by shortening test administration and reducing the number of short answer and extended response questions.
- (e))) By the 2014-15 school year, the superintendent of public instruction, in consultation with the state board of education, shall modify the statewide student assessment system to transition to assessments developed with a multistate consortium, as provided in this subsection:

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(i) The assessments developed with a multistate consortium to assess student proficiency in English language arts and mathematics shall be administered beginning in the 2014-15 school year. The reading and writing assessments shall not be administered by the superintendent of public instruction or schools after the 2013-14 school year.

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- (ii) The high school assessments in English language arts and mathematics in (((+c))) (b)(i) of this subsection shall be used for the purposes of earning a certificate of academic achievement for high school graduation under the timeline established in RCW 28A.655.061 and for assessing student career and college readiness.
- (iii) During the transition period specified in RCW 28A.655.061, the superintendent of public instruction shall use test items and other resources from the consortium assessment to develop and administer a tenth grade high school English language arts assessment, an end-of-course mathematics assessment to assess the standards common to algebra I and integrated mathematics I, and an end-of-course mathematics assessment to assess the standards common to geometry and integrated mathematics II.
- (4)(a) Before the 2019 administration of the high school level assessments in English language arts, mathematics, and science, the superintendent of public instruction shall review the nationally recognized college readiness assessments that under federal law may be used by school districts, if approved by the superintendent, as the high school academic student assessment to meet the federal testing requirements. The superintendent shall take the necessary actions to submit evidence for federal peer review to demonstrate how the nationally recognized high school academic assessment is aligned to and addresses the depth and breadth of state standards; is equivalent in its content coverage, difficulty, and quality to the statewide assessments developed by the multistate consortium; provides comparable, valid, and reliable academic achievement data for all high school students and for each subgroup, as compared to the statewide assessments developed by the multistate consortium; expresses achievement results in terms consistent with the state's achievement standards; meets the federal requirements for assessments, including technical criteria, except the requirement that all students in the state take the same assessment; and provides unbiased, rational, and consistent differentiation between and among schools in the state.

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(b) If the superintendent of public instruction receives approval from the federal department of education to allow school districts to use one or more of the nationally recognized college readiness assessments instead of the statewide administered high school assessments, the superintendent shall establish a process for school districts to get approval to use an approved nationally recognized college readiness assessment instead of the statewide assessment to determine if a student has met the state standard in English language arts, mathematics, and science beginning in the 2018-19 school year.

- (5) If the superintendent proposes any modification to the essential academic learning requirements or the statewide assessments, then the superintendent shall, upon request, provide opportunities for the education committees of the house of representatives and the senate to review the assessments and proposed modifications to the essential academic learning requirements before the modifications are adopted.
- ((+5)) (6) The assessment system shall be designed so that the results under the assessment system are used by educators as tools to evaluate instructional practices, and to initiate appropriate educational support for students who have not ((mastered)) met the state standard established for the essential academic learning requirements at the appropriate periods in the student's educational development.
- $((\frac{6}{}))$ <u>(7)</u> By September 2007, the results for reading and mathematics shall be reported in a format that will allow parents and teachers to determine the academic gain a student has acquired in those content areas from one school year to the next.
- ((+7)) (8) To assist parents and teachers in their efforts to provide educational support to individual students, the superintendent of public instruction shall provide as much individual student performance information as possible within the constraints of the assessment system's item bank. The superintendent shall also provide to school districts:
- (a) Information on classroom-based and other assessments that may provide additional achievement information for individual students; and
- (b) A collection of diagnostic tools that educators may use to evaluate the academic status of individual students. The tools shall be designed to be inexpensive, easily administered, and quickly and

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easily scored, with results provided in a format that may be easily shared with parents and students.

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 $((\frac{8}{8}))$ (9) To the maximum extent possible, the superintendent shall integrate knowledge and skill areas in development of the assessments.

 $((\frac{9}{1}))$ (10) Assessments for goals three and four of RCW 28A.150.210 shall be integrated in the essential academic learning requirements and assessments for goals one and two.

9 (((10))) <u>(11)</u> The superintendent shall develop assessments that 10 are directly related to the essential academic learning requirements, 11 and are not biased toward persons with different learning styles, 12 racial or ethnic backgrounds, or on the basis of gender.

 $((\frac{11}{11}))$ <u>(12)</u> The superintendent shall consider methods to address the unique needs of special education students when developing the assessments under this section.

 $((\frac{12}{12}))$ (13) The superintendent shall consider methods to address the unique needs of highly capable students when developing the assessments under this section.

19 $((\frac{(13)}{)})$ <u>(14)</u> The superintendent shall post on the 20 superintendent's web site lists of resources and model assessments in 21 social studies, the arts, and health and fitness.

 $((\frac{14}{14}))$ (15) The superintendent shall integrate financial education skills and content knowledge into the state learning standards pursuant to RCW 28A.300.460(2)(d).

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