

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

Date: 3/10/16

(Filing No. H-553)

EDUCATION AND CULTURAL AFFAIRS

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
127TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1000, L.D. 1459, Bill, "An Act To Delay Any New Statewide Assessment Test"

Amend the bill by striking out the title and substituting the following:

**'An Act To Clarify the Use of Student Data from the Statewide Assessment Test'**

Amend the bill by striking out everything after the title and before the summary and inserting the following:

**'Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 20-A MRSA §13705, first ¶,** as amended by PL 2015, c. 18, §1, is further amended to read:

The requirements of this chapter apply to all school administrative units beginning in the ~~2016-2017~~ 2017-2018 school year. In the 2014-2015 school year, each unit shall develop a system that meets the standards of this chapter, in collaboration with teachers, principals, administrators, school board members, parents and other members of the public. In the 2015-2016 school year, each unit shall operate as a pilot project the system developed in the ~~prior 2014-2015 school~~ year by applying it in one or more of the schools in the unit or by applying it without using results in any official manner or shall employ other means to provide information to enable the unit to adjust the system prior to the first year of full implementation. In the 2016-2017 school year, each unit shall operate as a pilot project the system developed in the 2014-2015 school year by applying it to all of the schools and applicable staff in the unit. At the end of the 2016-2017 school year, units may modify the system approved in the 2015-2016 school year. The modified system must meet the standards of this chapter. Nothing in this section prohibits a unit from fully implementing the system earlier than the ~~2016-2017~~ 2017-2018 school year.

**Sec. 2. Delay using measurements of student learning and growth in the performance evaluation and professional growth system.** Prior to the 2017-2018 school year, the Commissioner of Education may not require a school administrative unit to implement the measurements of student learning and growth as part of the performance

1 evaluation and professional growth system established pursuant to the Maine Revised  
2 Statutes, Title 20-A, chapter 508.

3 **Sec. 3. Delay using statewide assessment data of student academic**  
4 **achievement in school performance grading system.** Notwithstanding the Maine  
5 Revised Statutes, Title 20-A, chapter 222 or any other provision of law, prior to the 2017-  
6 2018 school year, neither the Department of Education nor any other state agency may  
7 use statewide assessment data of student academic achievement as part of a system to  
8 evaluate or rate the performance of public schools in the State that is similar to or  
9 different from the school performance grading system developed by the Department of  
10 Education and introduced on May 1, 2013.

11 Nothing in this section may be construed to prevent or inhibit the Department of  
12 Education from providing an annual report of the results of the state assessment program  
13 required by the Maine Revised Statutes, Title 20-A, section 6204 to meet the federal  
14 statutes and regulations pertaining to student assessment as required by the federal No  
15 Child Left Behind Act of 2001, 20 United States Code, Chapter 70 and the federal Every  
16 Student Succeeds Act of 2015, 20 United States Code, Chapter 70.'

#### 17 SUMMARY

18 This amendment strikes and replaces the bill to delay until the 2017-2018 school year  
19 the requirement that school administrative units fully implement the performance  
20 evaluation and professional growth system established pursuant to the Maine Revised  
21 Statutes, Title 20-A, chapter 508 to measure educator effectiveness. The amendment  
22 provides that, during the 2016-2017 school year, each unit must operate and apply a pilot  
23 project to all of the schools and applicable staff in the unit. The amendment delays the  
24 use of statewide student assessment data as part of the performance evaluation and  
25 professional growth system to measure educator effectiveness. The amendment also  
26 delays until the 2017-2018 school year the use of statewide assessment data of student  
27 academic achievement as part of a system to evaluate or rate the performance of public  
28 schools in the State that is similar to or different from the school performance grading  
29 system developed by the Department of Education and introduced on May 1, 2013.

#### 30 FISCAL NOTE REQUIRED

31 (See attached)



# 127th MAINE LEGISLATURE

LD 1459

LR 2213(02)

**An Act To Delay Any New Statewide Assessment Test**

**Fiscal Note for Bill as Amended by Committee Amendment 'A' (H-553)**  
**Committee: Education and Cultural Affairs**  
**Fiscal Note Required: Yes**

---

## Fiscal Note

Pilot Project expanded - School Administrative Units

### Fiscal Detail and Notes

Requiring those local school administrative units (SAU's) that operated a pilot project related to the development and implementation of a performance evaluation and professional growth system for educators in school year 2015-2016 in one or more of the schools in the unit to operate the pilot project in all of the schools in the unit if the SAU chooses to operate the pilot project for a second year will not have a fiscal impact to the State or the Department of Education.