

5921

2015-2016 Regular Sessions

I N   S E N A T E

June 11, 2015

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Introduced by Sen. LATIMER -- read twice and ordered printed, and when printed to be committed to the Committee on Rules

AN ACT to amend the education law, in relation to the weight assigned to state-created or administered testing results for calculating the student performance category of teacher assessments

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Paragraph a of subdivision 4 of section 3012-d of the  
2     education law, as added by section 2 of subpart E of part EE of chapter  
3     56 of the laws of 2015, is amended to read as follows:  
4     a. Student performance category. Such category shall have [at least  
5     one subcomponent and an optional second subcomponent] TWO SUBCOMPONENTS  
6     as follows:  
7     (1) For the first subcomponent, (A) for a teacher whose course ends in  
8     a state-created or administered test for which there is a state-provided  
9     growth model, such teacher shall have a state-provided growth score  
10    based on such model; and (B) for a teacher whose course does not end in  
11    a state-created or administered test such teacher shall have a student  
12    learning objective (SLO) consistent with a goal-setting process deter-  
13    mined or developed by the commissioner, that results in a student growth  
14    score; provided that, for any teacher whose course ends in a state-  
15    created or administered assessment for which there is no state-provided  
16    growth model, such assessment must be used as the underlying assessment  
17    for such SLO;  
18    (2) For the [optional] second subcomponent, a district may locally  
19    select a second measure in accordance with this subparagraph. Such  
20    second measure shall apply in a consistent manner, to the extent practi-  
21    cable, across the district and be [either: (A) a second state-provided  
22    growth score on a state-created or administered test under clause (A) of  
23    subparagraph one of this paragraph, or (B)] a growth score based on a  
24    state-designed supplemental assessment, calculated using a state-provid-

EXPLANATION--Matter in *ITALICS* (underscored) is new; matter in brackets [ ] is old law to be omitted.

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1 ed or approved growth model. The [optional] second subcomponent shall  
2 provide options for multiple assessment measures that are aligned to  
3 existing classroom and school best practices and take into consideration  
4 the recommendations in the testing reduction report as required by  
5 section one of subpart F of [the] PART EE OF chapter FIFTY-SIX of the  
6 laws of two thousand fifteen [which added this section] regarding the  
7 reduction of unnecessary additional testing.

8 The commissioner shall determine the weights and scoring ranges for  
9 the subcomponent or subcomponents of the student performance category  
10 that shall result in a combined category rating. NOTWITHSTANDING THE  
11 PROVISIONS OF SECTION THREE THOUSAND TWELVE-C OF THIS ARTICLE OR ANY  
12 OTHER PROVISION OF LAW TO THE CONTRARY, IN NO CASE SHALL THE SUBCOMPO-  
13 NENT CALCULATED PURSUANT TO SUBPARAGRAPH ONE OF THIS PARAGRAPH BE  
14 ASSIGNED A WEIGHT IN EXCESS OF FIVE PERCENT OF A TEACHER'S OVERALL  
15 ASSESSMENT UNDER THIS SECTION. The commissioner shall also set parame-  
16 ters for appropriate targets for student growth for both subcomponents,  
17 and the department must affirmatively approve and shall have the author-  
18 ity to disapprove or require modifications of district plans that do not  
19 set appropriate growth targets, including after initial approval. The  
20 commissioner shall set such weights and parameters consistent with the  
21 terms contained herein.

22 S 2. This act shall take effect immediately.