S T A T E O F N E W Y O R K

4764--B

2013-2014 Regular Sessions

I N S E N A T E

April 23, 2013

Introduced by Sens. GIPSON, ADDABBO, HOYLMAN, KENNEDY, KRUEGER, LATIMER, PERKINS, TKACZYK -- read twice and ordered printed, and when printed to be committed to the Committee on Education -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee -- recommitted to the Committee on Education in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the education law, in relation to standardized testing for kindergarten, grade one or grade two

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

Section 1. Section 305 of the education law is amended by adding a new subdivision 44 to read as follows:

44. NOTWITHSTANDING ANY OTHER PROVISION OF LAW OR REGULATION TO THE CONTRARY, THE COMMISSIONER SHALL PROHIBIT THE ADMINISTRATION OF STATE DEVELOPED ASSESSMENT OR OTHER COMPARABLE ASSESSMENTS TO STUDENTS ENROLLED IN KINDERGARTEN, GRADE ONE OR GRADE TWO THAT ARE BEING USED FOR ANYTHING OTHER THAN DIAGNOSTIC PURPOSES. PROVIDED FURTHER, SCHOOL DISTRICTS ANNUAL PROFESSIONAL PERFORMANCE REVIEW PLANS SHALL USE ONE OF THE FOLLOWING OPTIONS TO COMPLY WITH PARAGRAPH F OF SUBDIVISION TWO OF SECTION THREE THOUSAND TWELVE-C OF THIS CHAPTER FOR TEACHERS OF STUDENTS ENROLLED IN KINDERGARTEN, GRADE ONE OR GRADE TWO: DISTRICT, REGIONAL, OR BOCES DEVELOPED ASSESSMENTS; SCHOOL WIDE MEASURE OF EITHER STUDENT GROWTH OR ACHIEVEMENT; OR A STRUCTURED DISTRICT WIDE STUDENT GROWTH GOAL SETTING PROCESS. THE COMMISSIONER SHALL PROMULGATE REGULATIONS TO IMPLEMENT THE PROVISIONS OF THIS SUBDIVISION.

S 2. This act shall take effect July 1, 2014.

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

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