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

8256

2013-2014 Regular Sessions

I N A S S E M B L Y

November 6, 2013

Introduced by M. of A. ROSENTHAL -- read once and referred to the Committee on Education

AN ACT to amend the education law, in relation to establishing a task force to evaluate the implementation of the common core state standards

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

Section 1. The education law is amended by adding a new section 115 to read as follows:

S 115. COMMON CORE STATE STANDARDS EVALUATION TASK FORCE. 1. A. THERE IS ESTABLISHED THE COMMON CORE STATE STANDARDS EVALUATION TASK FORCE. THE PURPOSE OF THE TASK FORCE SHALL BE TO STUDY THE IMPLEMENTATION OF THE COMMON CORE STATE STANDARDS DEVELOPED BY THE COMMON CORE STATE STANDARDS INITIATIVE.

B. THE TASK FORCE SHALL CONSIST OF THE FOLLOWING NINETEEN MEMBERS:

(1) THE COMMISSIONER, OR THE COMMISSIONER'S DESIGNEE, WHO SHALL SERVE EX OFFICIO;

(2) EIGHT MEMBERS APPOINTED BY THE GOVERNOR, ONE UPON THE RECOMMENDATION OF THE UNITED FEDERATION OF TEACHERS, ONE UPON THE RECOMMENDATION OF THE SCHOOL ADMINISTRATORS ASSOCIATION OF NEW YORK STATE, ONE UPON THE RECOMMENDATION OF THE NEW YORK STATE TEACHERS ASSOCIATION, ONE UPON THE RECOMMENDATION OF THE ASSOCIATION FOR SUPERVISION AND CURRICULUM, ONE UPON THE RECOMMENDATION OF THE NEW YORK STATE SCHOOL BOARDS ASSOCIATION, ONE REPRESENTATIVE OF A NONPUBLIC SCHOOL LOCATED IN NEW YORK STATE, AND TWO PUBLIC MEMBERS WHO ARE THE PARENTS OR GUARDIANS OF A STUDENT ENROLLED IN A NEW YORK STATE PUBLIC SCHOOL;

(3) TWO MEMBERS OF THE SENATE, WHO SHALL NOT BE FROM THE SAME POLITICAL PARTY, APPOINTED BY THE TEMPORARY PRESIDENT;

(4) TWO MEMBERS OF THE ASSEMBLY, WHO SHALL NOT BE FROM THE SAME POLITICAL PARTY, APPOINTED BY THE SPEAKER OF THE ASSEMBLY;

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

LBD11847-01-3

(5) ONE MEMBER, APPOINTED BY THE TEMPORARY PRESIDENT OF THE SENATE, WHO HAS DEMONSTRATED EXPERTISE IN LANGUAGE ARTS LITERACY INSTRUCTION AND CURRICULUM;

(6) ONE MEMBER, APPOINTED BY THE SPEAKER OF THE ASSEMBLY, WHO HAS DEMONSTRATED EXPERTISE IN LANGUAGE ARTS LITERACY INSTRUCTION AND CURRICULUM;

(7) ONE MEMBER, APPOINTED BY THE TEMPORARY PRESIDENT OF THE SENATE, WHO HAS DEMONSTRATED EXPERTISE IN MATHEMATICS INSTRUCTION AND CURRICULUM;

(8) ONE MEMBER, APPOINTED BY THE SPEAKER OF THE ASSEMBLY, WHO HAS DEMONSTRATED EXPERTISE IN MATHEMATICS INSTRUCTION AND CURRICULUM;

(9) ONE MEMBER, APPOINTED BY THE TEMPORARY PRESIDENT OF THE SENATE, WHO IS THE PARENT OR GUARDIAN OF A STUDENT ENROLLED IN A NEW YORK STATE PUBLIC SCHOOL; AND

(10) ONE MEMBER, APPOINTED BY THE SPEAKER OF THE ASSEMBLY, WHO IS THE PARENT OR GUARDIAN OF A STUDENT ENROLLED IN A NEW YORK STATE PUBLIC SCHOOL.

C. APPOINTMENTS TO THE TASK FORCE SHALL BE MADE WITHIN THIRTY DAYS OF THE DATE THIS SECTION TAKE EFFECT. VACANCIES IN THE MEMBERSHIP OF THE TASK FORCE SHALL BE FILLED IN THE SAME MANNER AS THE ORIGINAL APPOINTMENTS WERE MADE. MEMBERS OF THE TASK FORCE SHALL SERVE WITHOUT COMPENSATION, BUT SHALL BE REIMBURSED FOR NECESSARY EXPENDITURES INCURRED IN THE PERFORMANCE OF THEIR DUTIES AS MEMBERS OF THE TASK FORCE WITHIN THE LIMITS OF FUNDS APPROPRIATED OR OTHERWISE MADE AVAILABLE TO THE TASK FORCE FOR ITS PURPOSES.

2. THE TASK FORCE SHALL ORGANIZE AS SOON AS PRACTICABLE FOLLOWING THE APPOINTMENT OF ITS MEMBERS, BUT NO LATER THAN SIXTY DAYS AFTER THE APPOINTMENT OF THE MEMBERS. THE TASK FORCE SHALL CHOOSE ONE MEMBER OF THE SENATE AND ONE MEMBER OF THE ASSEMBLY TO SERVE AS CO-CHAIRPERSONS. THE TASK FORCE SHALL ALSO APPOINT A SECRETARY WHO NEED NOT BE A MEMBER OF THE TASK FORCE.

3. THE DEPARTMENT SHALL PROVIDE SUCH STENOGRAPHICAL, CLERICAL, AND OTHER ASSISTANCE, AND SUCH PROFESSIONAL STAFF AS THE TASK FORCE REQUIRES TO CARRY OUT ITS WORK. THE TASK FORCE SHALL ALSO BE ENTITLED TO CALL TO ITS ASSISTANCE AND AVAIL ITSELF OF THE SERVICES OF THE EMPLOYEES OF ANY STATE, COUNTY, OR MUNICIPAL DEPARTMENT, BOARD, BUREAU, COMMISSION, OR AGENCY AS IT MAY REQUIRE AND AS MAY BE AVAILABLE FOR ITS PURPOSES.

4. A. THE TASK FORCE SHALL EVALUATE THE IMPLEMENTATION OF THE COMMON CORE STATE STANDARDS. THE EVALUATION SHALL INCLUDE, BUT NEED NOT BE LIMITED TO, THE FOLLOWING:

(1) A DESCRIPTION OF ACTIONS TAKEN BY THE STATE TO DATE TO IMPLEMENT THE COMMON CORE STATE STANDARDS AND A TIMELINE OF ANY SUBSEQUENT ACTIONS TO BE TAKEN;

(2) A COMPARISON OF THE COMMON CORE STATE STANDARDS FOR ENGLISH LANGUAGE ARTS AND MATHEMATICS TO THE CORE CURRICULUM CONTENT STANDARDS IN LANGUAGE ARTS LITERACY AND MATHEMATICS THAT EXISTED PRIOR TO THE ADOPTION OF THE COMMON CORE STATE STANDARDS;

(3) AN ESTIMATE OF THE FULL COST FOR SCHOOL DISTRICTS TO IMPLEMENT THE COMMON CORE STATE STANDARDS, INCLUDING THOSE COSTS ALREADY INCURRED BY DISTRICTS AND THOSE TO BE INCURRED IN THE FUTURE; AND

(4) AN ANALYSIS OF STUDENTS' PERFORMANCE ON THE STATE ASSESSMENTS PRIOR TO THE TWO THOUSAND TWELVE--TWO THOUSAND THIRTEEN SCHOOL YEAR AND IN THE TWO THOUSAND TWELVE--TWO THOUSAND THIRTEEN AND SUBSEQUENT SCHOOL YEARS. THE ANALYSIS SHALL ASSESS CHANGES IN THE ACHIEVEMENT GAP BETWEEN DIFFERENT RACIAL AND ETHNIC GROUPS AND DIFFERENT ECONOMIC GROUPS.

B. THE TASK FORCE SHALL ALSO STUDY AND EVALUATE THE ISSUE OF STUDENT AND FAMILY PERSONAL DATA MINING AND A STUDENT'S RIGHT TO PRIVACY. THE TASK FORCE SHALL CONSIDER, BUT NOT BE LIMITED TO, DATA RELATED TO LEARNING DISABILITIES, STUDENT BEHAVIOR, POLITICAL AFFILIATION, RELIGIOUS AFFILIATION, AND MEDICAL HISTORY.

5. THE TASK FORCE SHALL ISSUE A FINAL REPORT TO THE GOVERNOR AND TO THE LEGISLATURE NO LATER THAN SIX MONTHS AFTER THE TASK FORCE ORGANIZES. PRIOR TO ISSUING ITS FINAL REPORT, THE TASK FORCE SHALL HOLD AT LEAST FOUR PUBLIC HEARINGS, WITH AT LEAST ONE PUBLIC HEARING TO OCCUR IN EACH OF THE NORTHERN, CENTRAL, AND SOUTHERN REGIONS OF THE STATE, TO GATHER INFORMATION REGARDING THE IMPLEMENTATION OF THE COMMON CORE STATE STANDARDS, THE MINING OF STUDENT AND FAMILY DATA, AND STUDENT PRIVACY RIGHTS.

6. THE DEPARTMENT SHALL NOT ADMINISTER ANY ASSESSMENT PRIOR TO THE ISSUANCE OF THE FINAL REPORT BY THE TASK FORCE PURSUANT TO SUBDIVISION FIVE OF THIS SECTION.

S 2. This act shall take effect immediately.