

# STATE OF NEW YORK

1049

2021-2022 Regular Sessions

## IN ASSEMBLY

January 7, 2021

Introduced by M. of A. BUTTENSCHON, COLTON, SAYEGH, CRUZ, EPSTEIN, DICK-  
ENS, DARLING, REYES -- read once and referred to the Committee on  
Education

AN ACT to amend the education law, in relation to creating a committee  
to study ways to reduce the length of standardized tests and ways to  
increase the test's transparency

The People of the State of New York, represented in Senate and Assem-  
bly, do enact as follows:

1 Section 1. Section 305 of the education law is amended by adding a new  
2 subdivision 57 to read as follows:

3 57. a. The board of regents is authorized and directed to establish a  
4 committee to research and develop ways to reduce the length of standard-  
5 ized tests administered to students between kindergarten and the eighth  
6 grade and ways to increase the test's transparency. The committee shall  
7 review how the test's transparency would impact students' privacy,  
8 including, but not limited to: (i) what data is being collected; (ii)  
9 how the data is being collected; (iii) who is collecting the data; (iv)  
10 where is the data being stored; and (v) why the data is being used.

11 b. Along with any recommendations made by the committee, the subse-  
12 quent criteria shall be followed by the state education department  
13 and/or school districts:

14 (1) any standardized test administered to students between kindergar-  
15 ten and eighth grade shall be released publicly on the New York state  
16 education department's website within ten days of the scores being  
17 released;

18 (2) the release of test scores shall occur within ten days of the  
19 tests being graded; and

20 (3) parents shall be notified within thirty days of any district-wide  
21 standardized test planned to be administered, along with the test's  
22 make-up dates. This includes any operational test as well as field  
23 tests.

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

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1     c. The committee shall be made up entirely of New York state certified  
2     educators who reside in this state.

3     d. The committee shall create a proposal and present it to the board  
4     of regents within a year of the committee's creation.

5     § 2. This act shall take effect on the twentieth day after it shall  
6     have become a law.