2022 Regular Session

HOUSE BILL NO. 1025

BY REPRESENTATIVE MINCEY

EDUCATION ACCOUNTABILITY: Provides relative to the administration of the ACT and the school and district accountability system

1	AN ACT
2	
3	To amend and reenact R.S. 17:10.3(A) and (B)(1) and 183.3(B)(3) and to enact R.S.
4	17:10.1(J), relative to school assessments and accountability; to provide relative to
5	the administration of the ACT to certain students with exceptionalities and students
6	pursuing a career diploma; to provide relative to the factoring of scores on certain
7	assessments into the calculation of school and district performance scores; and to
8	provide for related matters.
9	Be it enacted by the Legislature of Louisiana:
10	Section 1. R.S. 17:10.3(A) and (B)(1) and 183.3(B)(3) are hereby amended and
11	reenacted and R.S. 17:10.1(J) is hereby enacted to read as follows:
12	§10.1. School and district accountability system; purpose; responsibilities of state
13	board
14	* * *
15	J. The state board shall use the highest score on the ACT or WorkKeys
16	earned by a student in the calculation of performance scores and associated letter
17	grades subject to rules and regulations adopted by the board for this purpose. The
18	points shall be awarded as follows:
19	(1) The number of points awarded for a student who attains the minimum
20	composite ACT score required for qualification for a TOPS-Tech Award as provided

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1	in R.S. 17:5024 or the bronze level on WorkKeys shall be equal to the number of
2	points awarded for the basic level of proficiency.
3	(2) The number of points awarded for a student who attains the minimum
4	composite ACT score required for qualification for an Opportunity Award as
5	provided in R.S. 17:5024 or the silver level on WorkKeys shall be the equal to the
6	number of points awarded for mastery level of proficiency.
7	(3) The number of points awarded for a student who attains the minimum
8	composite ACT score required for qualification for a Performance Award as
9	provided in R.S. 17:5024 or the gold level on Work Keys shall be equal to the
10	average of the points awarded for the mastery and advanced levels of proficiency.
11	(4) The number of points awarded for a student who attains the minimum
12	composite ACT score required for qualification for an Honors Award as provided in
13	R.S. 17:5024 or the platinum level on WorkKeys shall be equal to the number of
14	points awarded for the advanced level of proficiency.
15	* * *
16	§10.3. School and district accountability; prohibited testing; exceptions
17	A.(1) A student with an exceptionality as defined in R.S. 17:1942(B), who
18	is not deemed gifted and talented and who is not pursuing a regular diploma shall not
19	be administered any test pursuant to R.S. 17:24.4 or the state's school and district
20	accountability system, including the American College Test, ACT, unless the
21	student's parent or other legal guardian requests, in writing, that the student be
22	administered the test or the student's Individualized Education Program indicates that
23	the test is an appropriate assessment instrument for the student.
24	(2) A student who has an exceptionality other than those listed in R.S.
25	17:1942(B), who is not deemed gifted and talented, and who is not pursuing a regular
26	diploma shall not be administered the ACT unless the student's parent or other legal
27	guardian requests, in writing, that the student be administered the test or the student's
28	Individualized Education Program indicates that the test is an appropriate assessment
29	instrument for the student.

1	B.(1) The ACT score or the nonparticipation of a student with an
2	exceptionality as provided in Subsection A of this Section in the administration of
3	any test shall not, in any manner, be factored into the calculation of any performance
4	score or performance letter grade assigned to any school or school system in which
5	the student is enrolled, provided that such exclusion does not violate any federal law
6	or requirement, including the No Child Left Behind Act of 2001 or the Individuals
7	with Disabilities Education Act.
8	* * *
9	§183.3. Career major; description; curriculum and graduation requirements
10	* * *
11	В.
12	* * *
13	(3)(a) A student pursuing a career diploma shall take the American College
14	Test and may choose to take <u>ACT or</u> the WorkKeys test but may opt to take both.
15	(b) Except as provided in R.S. 17:10.3, The the State Board of Elementary
16	and Secondary Education shall develop a system of equivalent scores for the
17	American College Test and the WorkKeys test and, if a student chooses to take both
18	of these tests, shall use a student's highest score achieved on such test or tests for
19	purposes of the school and district accountability system required by R.S. 17:10.1.
20	* * *

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HR	1025	Original	
LID.	1045	Onginal	

2022 Regular Session

Mincey

Abstract: Provides relative to the school and district accountability system and certain related assessments for students with exceptionalities and students pursuing a career diploma.

Relative to students with exceptionalities:

(1) <u>Present law</u> prohibits administering certain assessments, including the ACT, to a student with exceptionalities listed in <u>present law</u> (R.S. 17:1942) (other than gifted and talented) who is not pursuing a regular diploma unless the parent opts in or the

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student's IEP indicates that the test is appropriate for the student. <u>Proposed law</u> retains <u>present law</u> and additionally prohibits administering the ACT to a student with exceptionalities other than those listed in <u>present law</u> (R.S. 17:1942) (other than gifted and talented) who is not pursuing a regular diploma, subject to the same conditions.

(2) <u>Present law</u> provides that nonparticipation of such a student in the administration of any test shall not, in any manner, be factored into the calculation of any performance score or letter grade assigned to the student's school or school system if such exclusion does not violate any federal law or requirement. <u>Proposed law</u> retains <u>present law</u> but also prohibits factoring the ACT score into such calculation and removes the condition relative to federal laws and requirements.

Relative to students pursuing a career diploma:

<u>Present law</u> requires students pursuing a career diploma to take either the ACT or WorkKeys test. <u>Proposed law</u> additionally allows them to opt to take both.

Relative to all students:

<u>Present law</u> requires the State Bd. of Elementary and Secondary Education (BESE) to provide for a school and district accountability system and for the assignment of letter grades to each school and district based on BESE's method of determinating performance scores; such method is provided in <u>present administrative rule</u> (BESE policy) and uses various indices for calculations, including an ACT and WorkKeys index assigning a certain of number points according to a student's scores on these tests.

<u>Proposed law</u> requires a system of points alignment in which points awarded for attaining the minimum score on these tests required for various levels of TOPS awards are aligned with the number of points awarded for various proficiency levels.

(Amends R.S. 17:10.3(A) and (B)(1) and 183.3(B)(3); Adds R.S. 17:10.1(J))