

Regular Session, 2013

HOUSE BILL NO. 160

BY REPRESENTATIVES REYNOLDS, RICHARD, AND BARROW

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

TEACHERS/EVALUATION: Delays implementation of certain teacher evaluation program requirements and requires legislative approval of the value-added teacher assessment model prior to implementation of the requirements

1 AN ACT

2 To amend and reenact R.S. 17:3883(A)(8) and 3902(B)(5), relative to teacher evaluations;
3 to change the implementation date for certain requirements of the teacher evaluation
4 program; to require approval by the House and Senate education committees of the
5 teacher evaluation value-added assessment model prior to its implementation; to
6 change the initial reporting date for certain annual reports submitted by the State
7 Board of Elementary and Secondary Education relative to the assessment model; to
8 provide conditions for which evaluations are conducted in certain years; to provide
9 an effective date; and to provide for related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 17:3883(A)(8) and 3902(B)(5) are hereby amended and reenacted
12 to read as follows:

13 §3883. State Board of Elementary and Secondary Education; powers and duties

14 A. The board shall:

15 * * *

16 (8) Beginning in ~~2013~~ 2014 and thereafter, submit a written report to the
17 Senate Committee on Education and the House Committee on Education, not later
18 than March first of each year, and at such other times as requested by the

1 committees, regarding the implementation, results, and effectiveness of the value-
2 added assessment model as provided in this Part.

3 * * *

4 §3902. Evaluation program; process; approval

5 * * *

6 B. The elements of evaluation and standards for effectiveness shall be
7 defined by the board pursuant to rules and regulations promulgated for such purpose.
8 Such rules and regulations shall require that, at a minimum, local evaluation plans
9 contain the following elements:

10 * * *

11 (5)(a) Measure of effectiveness. ~~By the beginning of the 2012-2013~~ For the
12 2013-2014 school year and thereafter, fifty percent of such evaluations shall be based
13 on evidence of growth in student achievement using a value-added assessment model
14 as determined by the board for grade levels and subjects for which value-added data
15 is available if the model that is being used has been approved by the House
16 Committee on Education and the Senate Committee on Education, meeting
17 separately or jointly.

18 (b) For grade levels and subjects for which value-added data is not available
19 and for personnel for whom value-added data is not available, the board shall
20 establish measures of student growth. The model shall take into account important
21 student factors, including but not limited to special education, eligibility for free or
22 reduced price meals, student attendance, and student discipline. The state board shall
23 develop and adopt a policy to invalidate such student growth data for any teacher for
24 any school year in which there is a natural disaster or any other unexpected event
25 that results in the temporary closure of the school.

26 (c) For the 2012-2013 school year and for each year that the implementation
27 of the requirements of Subparagraph (a) of this Paragraph does not occur due to lack
28 of legislative approval as required therein, the local board shall continue to conduct
29 evaluations as required in this Subpart and shall collect all data and documentation

1 related thereto; however, no teacher or administrator shall be given a performance
2 rating, and no action shall be taken against the teacher or administrator as a result of
3 such an evaluation.

4 * * *

5 Section 2. This Act shall become effective on July 1, 2013; if vetoed by the
6 governor and subsequently approved by the legislature, this Act shall become effective on
7 July 1, 2013, or on the day following such approval by the legislature, whichever is later.

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)]

Reynolds

HB No. 160

Abstract: Delays implementation of certain requirements of the teacher evaluation program until the 2013-2014 school year and provides that such implementation is contingent upon the approval by the House and Senate education committees of the value-added assessment model to be used in the evaluations.

Present law requires annual evaluations by local public school boards of all teachers and administrators in accordance with State Board of Elementary and Secondary Education (BESE) rules and regulations. Provides that the elements of evaluation and standards for effectiveness shall be defined by BESE and further provides that by the 2012-2013 school year, 50% of each evaluation shall be based on evidence of growth in student achievement using a value-added assessment model as determined by BESE. Requires BESE to submit a written report to the House and Senate education committees prior to the 2011 R.S. and 2012 R.S. on the development of the value-added assessment model. Authorizes the committees to meet separately or jointly and provides that the committees may disapprove the assessment model upon the majority vote of each committee if they determine that the methodology is arbitrary or not evidence-based. Requires BESE, beginning in 2013, annually to submit a written report to the House and Senate education committees regarding the implementation, results, and effectiveness of the value-added assessment model.

Proposed law retains present law except provides for implementation of the 50% requirement for the 2013-2014 school year and thereafter instead of by the 2012-2013 school year and provides that implementation shall occur only if the assessment model is approved by the House and Senate education committees. Changes the initial annual reporting date for BESE from 2013 to 2014. Adds that for the 2012-2013 school year and for each year that the implementation of the 50% requirement does not occur due to lack of legislative approval, the local board shall continue to conduct evaluations and collect all related data and documentation. Provides that for such years, no teacher or administrator shall be given a performance rating, and no action shall be taken against the teacher or administrator as a result of such an evaluation.

Effective July 1, 2013.

(Amends R.S. 17:3883(A)(8) and 3902(B)(5))