

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

February 5, 2024
Date

Committee on Education.

After consideration on the merits, the Committee recommends the following:

SB24-070 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, page 3, lines 8 and 9, strike "**add** (1)(f)" and
2 substitute "**amend** (1)(e)".

3 Page 3, strike lines 11 through 27 and substitute "**definitions.**
4 (1) (e) (I) The department OF EDUCATION shall review and update
5 assessment administration and security policies as necessary to maintain
6 the integrity of the assessments.

7 (II) FOR ALL OR ANY PORTION OF A STATE ASSESSMENT
8 ADMINISTERED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION THAT
9 ALLOWS A STUDENT TO USE A COMPUTER, THE DEPARTMENT OF
10 EDUCATION SHALL DEVELOP, REVIEW, AND UPDATE STATE ASSESSMENT
11 ADMINISTRATION AND SECURITY POLICIES FOR HOME-BASED, VIRTUAL
12 ADMINISTRATION OF COMPUTER-BASED STATE ASSESSMENTS FOR
13 STUDENTS ENROLLED FULL TIME IN ONLINE SCHOOLS OR ONLINE
14 PROGRAMS, AS DEFINED IN SECTION 22-30.7-102. THE STATE ASSESSMENT
15 ADMINISTRATION AND SECURITY POLICIES MUST INCLUDE, BUT NOT BE
16 LIMITED TO:

- 17 (A) TESTING PERSONNEL QUALIFICATIONS;
- 18 (B) MAXIMUM RATIO OF STUDENTS TO VIRTUAL ADMINISTRATOR;
- 19 (C) TESTER VERIFICATION;
- 20 (D) REMOTE SETTING REQUIREMENTS, INCLUDING RESTRICTION TO
21 OTHER DEVICES OR PEOPLE WITH OR WITHOUT INTERNET CAPABILITIES;
- 22 (E) MONITORING OF THE TEST-TAKER AND TESTING ENVIRONMENT;
- 23 (F) DEVICE AND NETWORK REQUIREMENTS;
- 24 (G) PARENTAL CONSENT AGREEMENTS; AND
- 25 (H) ELIGIBILITY FOR SCHOOLS TO CONDUCT HOME-BASED, VIRTUAL
26 ADMINISTRATION OF STATE ASSESSMENTS.

27 (III) THE POLICIES ESTABLISHED PURSUANT TO SUBSECTION

1 (1)(e)(II) OF THIS SECTION MUST SUPPORT THE VALIDATION ACTIVITIES
2 NECESSARY FOR THE HOME-BASED, VIRTUAL ADMINISTRATION OF STATE
3 ASSESSMENTS IN THE 2024-25 SCHOOL YEAR, WITH THE EXPECTATION OF
4 FULL IMPLEMENTATION OF HOME-BASED, VIRTUAL ADMINISTRATION OF
5 STATE ASSESSMENTS NO LATER THAN THE 2025-26 SCHOOL YEAR THAT
6 RESULT IN VALID SCORES FOR THE PURPOSES DESCRIBED IN SUBSECTION
7 (7)(b) OF THIS SECTION.

8 (IV) TO ESTABLISH THE VALIDITY OF HOME-BASED, VIRTUALLY
9 ADMINISTERED STATE ASSESSMENTS BEGINNING IN THE 2024-25 SCHOOL
10 YEAR, THE DEPARTMENT OF EDUCATION SHALL CONDUCT VALIDATION
11 ACTIVITIES, GATHER DATA, AND EVALUATE THE COMPARABILITY OF
12 SCORES BETWEEN HOME-BASED, VIRTUALLY ADMINISTERED STATE
13 ASSESSMENTS AND SCHOOL-BASED, IN-PERSON ADMINISTERED STATE
14 ASSESSMENTS. TO ENCOURAGE STUDENT AND EDUCATOR PARTICIPATION
15 IN VALIDATION ACTIVITIES, THE DEPARTMENT OF EDUCATION MAY
16 PROVIDE INCENTIVES."

17 Page 4, strike lines 1 through 11.

18 Renumber succeeding subsection accordingly.

19 Page 4, line 12, strike "(1)(f)," and substitute "(1)(e),".

20 Page 4, strike lines 14 through 16.

21 Reletter succeeding sub-subparagraph.

22 Page 4, after line 19 insert:

23 "(B) "VALIDATION ACTIVITIES" MEANS THE PROCESS OF
24 COLLECTING EVIDENCE TO EVALUATE THE APPROPRIATENESS OF THE
25 INTERPRETATIONS OF, USES FOR, AND DECISIONS MADE BASED ON STATE
26 ASSESSMENT RESULTS.

27 **SECTION 3. Safety clause.** The general assembly finds,
28 determines, and declares that this act is necessary for the immediate
29 preservation of the public peace, health, or safety or for appropriations for
30 the support and maintenance of the departments of the state and state
31 institutions."

32 Page 4, strike lines 20 through 27.

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