

# State of South Dakota

SEVENTY-FIFTH SESSION  
LEGISLATIVE ASSEMBLY, 2000

822D0162

## HOUSE EDUCATION COMMITTEE ENGROSSED NO. **HB1249** - 2/7/00

Introduced by: Representatives Sutton (Daniel), Crisp, Davis, Fischer-Clemens, Garnos, Haley, Kooistra, McIntyre, Nachtigal, and Wilson and Senators Olson, Dennert, Reedy, and Staggers

1 FOR AN ACT ENTITLED, An Act to provide for the development and administration by the  
2 state of certain standardized academic achievement tests.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 13-3-55 be amended to read as follows:

5 13-3-55. Every school district shall administer the same academic achievement test to all  
6 students in grades two, four, eight, and eleven. In addition, every school district shall administer  
7 to all students in grades five and nine an achievement test to assess writing skills. These tests  
8 shall be provided by the Department of Education and Cultural Affairs and shall assess  
9 proficiency in meeting state standards. ~~These tests shall be administered starting during the~~  
10 ~~1998-1999 school year.~~ On or before the 2002-2003 school year, a criterion-referenced test  
11 administered in this state shall be designed by the state as provided in section 2 of this Act.

12 Section 2. That chapter 13-3 be amended by adding thereto a NEW SECTION to read as  
13 follows:

14 The task force established pursuant to section 3 of this Act shall oversee the design and  
15 implementation of the state-designed achievement tests required pursuant to § 13-3-55. The

1 Department of Education and Cultural Affairs shall develop the tests and shall act as staff for the  
2 task force. The department shall consult with experts with appropriate technical qualifications  
3 and experience and with stakeholders to establish, for each grade level to be tested, a single  
4 statewide norm-referenced or criterion-referenced test, or a combination of a norm-referenced  
5 and a criterion-referenced test, which shall be highly correlated with the state's graduation  
6 requirements, course guidelines, and academic content standards. The department shall establish  
7 one or more months during which schools shall administer the tests to students each school year.  
8 The South Dakota Board of Education shall promulgate rules pursuant to chapter 1-26 to  
9 provide for the design, administration, and reporting of the tests.

10 Section 3. That chapter 13-3 be amended by adding thereto a NEW SECTION to read as  
11 follows:

12 The South Dakota Academic Achievement Test Task Force is hereby established. The task  
13 force shall oversee the design and implementation of statewide academic achievement tests as  
14 provided in this Act. The task force shall consist of nine members appointed by the Governor  
15 from the following categories:

- 16 (1) Three teachers appointed from a list of candidates selected by the South Dakota  
17 Education Association;
- 18 (2) Three school board members appointed from a list of candidates selected by the  
19 Associated School Boards of South Dakota;
- 20 (3) One school administrator appointed from a list of candidates selected by the School  
21 Administrators of South Dakota;
- 22 (4) One employee of the Department of Education and Cultural affairs; and
- 23 (5) One member of the South Dakota Board of Education.

24 The task force shall report its progress to the 2001 and 2002 Legislatures. The task force  
25 shall receive per diem compensation and allowable expense reimbursement in an amount set

1 pursuant to § 4-7-10.4 for all time actually spent while attending task force meetings. The  
2 provisions of sections 2 and 3 of this Act shall be implemented using funds from the normal  
3 operating budget of the Department of Education and Cultural Affairs.

1 **BILL HISTORY**

2 1/21/00 First read in House and referred to committee assignment waived. H.J. 180

3 1/24/00 Referred to Education.

4 2/3/00 Scheduled for Committee hearing on this date.

5 2/3/00 Education Do Pass Amended, Passed, AYES 8, NAYS 4. H.J. 410