

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2011

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HOUSE BILL 48
Second Edition Engrossed 2/17/11

Short Title: No Standardized Testing Unless Req'd by Feds. (Public)

Sponsors: Representatives Holloway, Blackwell, Hilton, and Cotham (Primary Sponsors).
For a complete list of Sponsors, see Bill Information on the NCGA Web Site.

Referred to: Education.

February 8, 2011

1 A BILL TO BE ENTITLED
2 AN ACT TO REDUCE SPENDING BY ELIMINATING STATEWIDE STANDARDIZED
3 TESTING IN THE PUBLIC SCHOOLS, EXCEPT AS REQUIRED BY FEDERAL LAW
4 OR AS A CONDITION OF A FEDERAL GRANT.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 115C-174.11 reads as rewritten:

7 "§ 115C-174.11. Components of the testing program.

8 (a) Assessment Instruments for First and Second Grades. – The State Board of
9 Education shall adopt and provide to the local school administrative units developmentally
10 appropriate individualized assessment instruments consistent with the Basic Education Program
11 for the first and second grades, rather than standardized tests. Local school administrative units
12 may use these assessment instruments provided to them by the State Board for first and second
13 grade students, and shall not use standardized tests except as required as a condition of
14 receiving federal grants.

15 (b) Repealed by Session Laws 2009-451, s. 7.20(c), effective July 1, 2009.

16 (c) Annual Testing Program.

17 (1) The State Board of Education shall adopt ~~a system of annual testing~~ the tests
18 for grades three through ~~12~~ that are required by federal law or as a
19 condition of a federal grant. These tests shall be designed to measure
20 progress toward reading, communication skills, and mathematics for grades
21 three through eight, and toward competencies ~~designated by the State Board~~
22 for grades nine through 12. ~~The State Board may develop and implement a~~
23 ~~plan for high school end-of-course tests that must be aligned with the content~~
24 ~~standards developed under G.S. 115C-12(9c).~~ Students who do not pass the
25 tests adopted for eighth grade shall be provided remedial instruction in the
26 ninth grade.

27 (2) If the State Board of Education finds that additional testing in grades three
28 through 12 is desirable to allow comparisons with national indicators of
29 student achievement, that testing shall be conducted with the smallest size
30 sample of students necessary to assure valid comparisons with other states.

31 (d) Except as provided in subdivision (2) of subsection (c) of this section, the State
32 Board of Education shall not require the public schools to administer any standardized tests
33 except for those required by federal law or as a condition of a federal grant.

34 The State Board of Education shall adopt and provide to local school administrative units
35 all tests required by federal law or as a condition of a federal grant."



1 **SECTION 2.** The following end-of-course tests are hereby eliminated:

- 2 (1) United States History.
3 (2) Civics and Economics.
4 (3) Algebra II.
5 (4) Physical Science.

6 **SECTION 3.** The State Board of Education in conjunction with the Department of
7 Public Instruction shall consider alternative assessment strategies for measuring the academic
8 performance of students and for evaluating teachers. The Department shall report its proposals
9 on any such strategies to Education Committee of the House of Representatives and the
10 Education/Higher Education Committee of the Senate by June 1, 2011.

11 **SECTION 4.** This act becomes effective July 1, 2011 and applies beginning with
12 the 2011-2012 school year.