

CHAPTER 134

AN ACT prohibiting the administration of standardized assessments in certain grades and supplementing chapter 7C of Title 18A of the New Jersey Statutes.

BE IT ENACTED *by the Senate and General Assembly of the State of New Jersey:*

C.18A:7C-6.3 Definitions relative to administration of standardized assessments in certain grades.

1. a. As used in this section, “commercially-developed standardized assessment” means an assessment that requires all test takers to answer the same questions, or a selection of questions from a common bank of questions, in the same manner, and is developed and scored by an entity under a contract with a board of education. A commercially-developed standardized assessment shall not include diagnostic and formative assessments used by teaching staff members to identify particular student learning needs or the need for special services, or to modify instructional strategies to improve an individual student’s learning.

b. A board of education shall not administer any commercially-developed standardized assessment that is not required pursuant to State or federal law to a student enrolled in kindergarten through the second grade. Nothing in this section shall be construed to limit the ability of a classroom teacher or board of education to develop, administer, and score an assessment for an individual classroom, grade level, or group of grade levels in any subject area in kindergarten through the second grade.

2. This act shall take effect immediately and shall first be applicable to the first full school year beginning after the date of enactment.

Approved November 9, 2015.