

PREVAILED	Roll Call No. _____
FAILED	Ayes _____
WITHDRAWN	Noes _____
RULED OUT OF ORDER	

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1369 be amended to read as follows:

- 1 Page 11, between lines 28 and 29, begin a new paragraph and insert:
- 2 "SECTION 9. IC 20-28-11-3, AS AMENDED BY
- 3 P.L.182-2009(ss), SECTION 514, IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2011]: Sec. 3. (a) Each plan:
- 5 (1) must provide for the improvement of the performance of the
- 6 individuals evaluated;
- 7 (2) must provide for the growth and development of the
- 8 individuals evaluated;
- 9 (3) must require periodic assessment of the effectiveness of the
- 10 plan;
- 11 (4) must provide that nonpermanent and semipermanent teachers
- 12 receive:
- 13 (A) an evaluation on or before December 31 each year; and
- 14 (B) if requested by that teacher, an additional evaluation on or
- 15 before March 1 of the following year;
- 16 (5) may provide a basis for making employment decisions; and
- 17 (6) if federal rules, regulations, or directives require the use of
- 18 collective program results of tests to evaluate educators in order
- 19 to qualify for those federal funds, collective program results of
- 20 tests used by any school corporation that would receive federal
- 21 funds may be used as a factor, but not the sole factor, to evaluate
- 22 educators. If collective testing results are used as a factor in
- 23 evaluations by a school corporation, they must be applied to all
- 24 educators in that school corporation.

1 Except as provided in subdivision (6), the plan may not provide for an
2 evaluation that is based in whole or in part on the ISTEP program test
3 scores of the students in the school corporation.

- 4 **(b) If subsection (a)(6) applies:**
5 **(1) the collective testing results may not be used as the sole**
6 **factor to make assignment or employment decisions regarding**
7 **teachers;**
8 **(2) each test used must be determined to be valid and reliable**
9 **according to accepted psychometric standards for the purpose**
10 **that a test is used; and**
11 **(3) a testing contractor must certify that a test is valid and**
12 **reliable for the purpose for which it is used."**

13 Renumber all SECTIONS consecutively.
(Reference is to HB 1369 as printed February 11, 2011.)

Representative Porter