

CHAPTER 219
HB 1238 – FINAL VERSION

12Mar2014... 0735h

2014 SESSION

14-2228
04/05

HOUSE BILL **1238**

AN ACT relative to access to assessment materials.

SPONSORS: Rep. Cordelli, Carr 4; Rep. Boehm, Hills 20; Rep. Harris, Rock 9; Rep. Hoell,
Merr 23; Rep. Murotake, Hills 32; Rep. Marston, Hills 19

COMMITTEE: Education

AMENDED ANALYSIS

This bill requires the department of education to make available portions of a pupil's assessment on the department's website as soon as possible after the statewide assessment results are released.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears [~~in brackets and struck through.~~]
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Fourteen

AN ACT relative to access to assessment materials.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 219:1 Statewide Educational Improvement and Assessment Program; Accessibility of
2 Assessment Materials. Amend RSA 193-C:10 to read as follows:

3 193-C:10 Accessibility of Assessment Materials. After the assessment results are released by
4 the department, a pupil's parent or legal guardian shall have the right to inspect and review [~~the~~
5 ~~pupil's assessment booklet, answer or response sheets, surveys, instructions or directions to the~~
6 ~~pupil, and any other supplemental materials utilized to administer the assessment]~~ ***the pupil's***
7 ***assessment, including the questions asked, the pupil's answers, instructions or directions***
8 ***to the pupil, and other supplementary materials related or used to administer the pupil's***
9 ***assessment.*** A parent or legal guardian shall direct a request for inspection or review to the pupil's
10 school, and the school shall comply with such request within 45 days of its receipt. ***The department***
11 ***of education shall make available released assessment items on the department's website***
12 ***as soon as possible after the statewide assessment results are released.*** The commissioner
13 shall adopt rules, pursuant to RSA 541-A, to implement procedures for the review and inspection of
14 assessment materials. These rules shall provide parents and legal guardians with no fewer rights
15 accorded to them under the Family Educational and Privacy Rights Act, 20 U.S.C. 1232g.

16 219:2 Effective Date. This act shall take effect 60 days after its passage.

17
18 Approved: July 14, 2014

19 Effective Date: September 12, 2014