

Document: Proposed Rule

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**TITLE 511 INDIANA STATE BOARD OF
EDUCATION**

Proposed Rule
LSA Document #01-162

DIGEST

Amends 511 IAC 5-2-4 to provide ISTEP testing accommodations to students with limited English proficiency and to make other changes to conform with current statutory provisions. Effective 30 days after filing with the secretary of state.

511 IAC 5-2-4

SECTION 1. 511 IAC 5-2-4 IS AMENDED TO READ AS FOLLOWS:

511 IAC 5-2-4 Accommodations

Authority: IC 20-1-1-6; IC 20-10.1-16-10

Affected: IC 20-1-1.2; IC 20-1-1.3; IC 20-1-6; IC 20-10.1-16; IC 20-10.1-17

Sec. 4. (a) The case conference committee may determine that a **special adaptation testing accommodation** is necessary for a student, ~~identified as handicapped who is a student with a disability under 511 IAC 7-1-~~ **511 IAC 7**, to take the test. The **adaptation accommodation** must be documented in the student's ~~IEP;~~ **individualized education program** as defined in ~~511 IAC 7-1-1(M);~~ **511 IAC 7**, the student's permanent educational record, and on the **appropriate ISTEP answer** document.

(b) ~~The building principal may determine for all other students that a special adaptation is necessary~~ For a student who ~~suffers has~~ an unusual condition that significantly impairs the student's ~~physical~~ ability to take the test, **but to whom subsection (a) does not apply, the building principal or principal's designee shall ensure that determinations about testing accommodations are made.** Examples of these conditions range from temporary disabling conditions, such as a broken arm, to chronic conditions that affect motor ability, such as cerebral palsy. The ~~adaptation should be noted~~ **accommodation must be documented** in the student's permanent educational record and on the **appropriate ISTEP answer** document.

(c) **The building principal or principal's designee may determine that a testing accommodation is necessary for a student whose primary language is a language other than English and who is a student with limited English proficiency as defined in section 3 of this rule. The accommodation must be documented in the student's permanent educational record and on the appropriate ISTEP document.**

(c) ~~Special adaptations~~ (d) **Subject to the requirements of federal law, IC 20-1-6, and the ISTEP program manual, testing accommodations** include, but are not limited to:

- (1) adaptive equipment;
- (2) braille;
- (3) increased testing time;
- (4) large print; and
- (5) a test assistant to fill in the answers indicated by the student on the answer document.

(Indiana State Board of Education; 511 IAC 5-2-4; filed May 4, 1988, 8:40 am: 11 IR 3038)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on September 6, 2001 at 9:00 a.m., at the Department of Education, 151 West Ohio Street, James Whitcomb Riley Conference Room, Indianapolis, Indiana the Indiana State Board of Education will hold a public hearing on proposed amendments to provide ISTEP testing accommodations to students with limited English proficiency and to make

other changes to conform with current statutory provisions. Copies of these rules are now on file at 229 State House and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Suellen Reed
Superintendent of Public Instruction
Indiana State Board of Education