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**TITLE 511 INDIANA STATE BOARD OF  
EDUCATION**

LSA Document #01-203(F)

**DIGEST**

Amends 511 IAC 5-2 to eliminate the norm-referenced test and test of cognitive skills from the Indiana statewide testing for educational progress (ISTEP) program but allow schools to continue to offer the tests at state expense. Effective 30 days after filing with the secretary of state.

**511 IAC 5-2-1**

**511 IAC 5-2-3**

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

**511 IAC 5-2-1 Definitions**

**Authority:** IC 20-1-1-6; IC 20-10.1-16-5; IC 20-10.1-16-10

**Affected:** IC 20-1-1.2; IC 20-1-1.3; IC 20-10.1-17

Sec. 1. (a) "ISTEP" refers to the Indiana statewide testing for educational progress test consisting of the following components:

**(1) A criterion-referenced test in English/language arts and mathematics for grades 3, 6, 8, and 10.**

~~(1) (2) A standardized, norm-referenced test in the subject areas of English/language arts and mathematics for grades 1, 2, 3, 6, 8, 9, and 11; supplemented with test items needed to better relate the ISTEP program with the proficiency statements developed by the department. 10. Beginning with the 2000-2001 school year, a school corporation or accredited nonpublic school may administer, but is not required to administer, the norm-referenced test in grade 10. Beginning with the 2001-2002 school year, a school corporation or accredited nonpublic school may administer, but is not required to administer, the norm-referenced test in grades 3, 6, and 8. If a school corporation or accredited nonpublic school administers the norm-referenced test, the state shall pay the cost of administering the norm-referenced test.~~

~~(2) (3) A cognitive abilities test for grades 2, 3, 6, 8, 9, and 11. 10. Beginning with the 2000-2001 school year, a school corporation or accredited nonpublic school may administer, but is not required to administer, the cognitive abilities test. If a school corporation or accredited nonpublic school administers the cognitive abilities test, the state shall pay the cost of administering the cognitive abilities test.~~

~~(3) Writing samples for grades 3, 6, 8, 9, and 11.~~

~~(4) Beginning in the 1988-89 2002-2003 school year, supplementary tests in the subject areas of science. and~~

~~(5) Beginning in the 2003-2004 school year, tests in social studies. for grades 3, 6, 8, and 11.~~

~~"Proficiency statements" refer to the statements developed by the department of education identifying (b) "Academic standards" refers to the skills and knowledge taught in English/language arts and mathematics in grades 1, 2, 3, 6, 8, 9, and 11. base expected of a student at a particular grade level for a particular subject area.~~

~~(c) "Student" means any individual enrolled in a school corporation or private accredited nonpublic school. (Indiana State Board of Education; 511 IAC 5-2-1; filed May 4, 1988, 8:40 a.m.: 11 IR 3037; readopted filed Oct 12, 2001, 12:55 p.m.: 25 IR 937; filed Dec 2, 2001, 12:22 p.m.: 25 IR 1147)~~

SECTION 2. 511 IAC 5-2-3, AS AMENDED AT 24 IR 994, SECTION 1, IS AMENDED TO READ AS FOLLOWS:

### 511 IAC 5-2-3 Applicability

Authority: IC 20-1-1-6; IC 20-10.1-16-5; IC 20-10.1-16-10

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

Sec. 3. (a) Any ~~private~~ **nonpublic** school seeking accreditation and all school corporations shall administer the ISTEP **criterion-referenced** test to each student in grades 3, 6, 8, and 10. A student is exempt from participation in the ISTEP program if the student qualifies under one (1) of the following:

(1) As determined by the student's case conference committee, a student who is a student with a disability under 511 IAC 7, who does not receive classroom instruction in English/language arts or mathematics that reflects the student's grade level achievement standards.

(2) A student whose primary language is other than English, has limited proficiency in English, and reads at least two (2) years below grade level. Limited proficiency in English is evidenced by any of the following:

(A) The student does not understand, speak, read, or write English, but may know a few isolated words or expressions.

(B) The student understands simple sentences in English, especially when they are spoken slowly, but speaks only isolated words and expressions.

(C) The student:

(i) speaks English with hesitancy;

(ii) understands English with difficulty;

(iii) converses in English, but only with effort and assistance;

(iv) understands only some parts of lessons;

(v) cannot understand and follow simple directions; and

(vi) cannot write sentences that do not contain errors in syntax and fact.

(b) The building principal must document the exemption of a student from participation in the ISTEP program in the student's permanent educational record. If the student is exempt under subsection (a)(1), that exemption must be included in the student's IEP as defined under 511 IAC 7. (*Indiana State Board of Education; 511 IAC 5-2-3; filed May 4, 1988, 8:40 a.m.: 11 IR 3037; filed Nov 13, 2000, 8:01 a.m.: 24 IR 994; readopted filed Oct 12, 2001, 12:55 p.m.: 25 IR 937; filed Dec 2, 2001, 12:22 p.m.: 25 IR 1148*)

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