

**HOUSE BILL No. 2245**

By Committee on Education

2-9

1 AN ACT concerning schools; relating to pupils; reading state  
2 assessments; amending K.S.A. 2010 Supp. 72-9921 and repealing the  
3 existing section.  
4

5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. K.S.A. 2010 Supp. 72-9921 is hereby amended to read as  
7 follows: 72-9921. (a) Each school district shall determine each child's  
8 mathematics and reading skill-level and whether each child is progressing  
9 adequately in acquiring mathematics and reading skills for the child's  
10 grade-level. Districts shall use the grade-level standards and respective  
11 indicators adopted by the state board in making such determinations.  
12 Districts shall use state assessments or diagnostic assessments that meet  
13 the standards determined by the state board during kindergarten and each  
14 of the grades one through three to determine a child's level of  
15 performance and to target specialized instructional interventions,  
16 programs and strategies. A child's progress shall be assessed at least once  
17 each year. Annual diagnostic assessments shall meet the diagnostic  
18 assessment requirements of the department.

19 (b) A district shall include in each participating school's  
20 improvement plan research-based intervention programs or strategies and  
21 interventions determined by the district. District-determined interventions  
22 may include, but are not limited to, individualized instruction, alternative  
23 teaching methods, a restructured school day, extended time strategies and  
24 any other intervention the district deems necessary.

25 (c) If a child has been identified as needing assistance, the plan for  
26 the school shall create a mechanism to track the child's interventions and  
27 progress. The school shall determine the methods by which the child's  
28 progress is measured. When a child has achieved the appropriate skills for  
29 the child's grade-level, no further interventions shall be necessary unless  
30 the child falls behind in another grade. If the child does not achieve the  
31 appropriate skills for the child's grade-level despite intervention, the  
32 school shall take action to initiate additional interventions for the child to  
33 achieve such skills. When appropriate, districts are encouraged to utilize  
34 skilled and trained community-based organizations and individuals to  
35 implement intervention plans.

36 (d) *Commencing in the 2011-2012 school year, if the child's reading*

1 *deficiency, as identified in this section, is not remedied by the end of*  
2 *grade three, as demonstrated by scoring less than proficient on the*  
3 *reading state assessment test for grade three as determined by the state*  
4 *board of education, the child shall be retained in grade three. The child*  
5 *may be promoted to grade four when the child meets the standards*  
6 *established by the state board on the reading state assessment test for*  
7 *grade three.*

8       Sec. 2. K.S.A. 2010 Supp. 72-9921 is hereby repealed.

9       Sec. 3. This act shall take effect and be in force from and after its  
10 publication in the statute book.

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