

**PROPOSED REGULATION OF THE  
DEPARTMENT OF EDUCATION**

**LCB File No. R027-16**

Proposed amendments to Sec. 11 of R035-15A

2. Except as otherwise provided in subsection 3, the Department will approve a nationally norm-referenced test for administration to pupils on behalf of whom grants are awarded if:

(a) The test has a reliability coefficient of at least 0.8 measuring the internal consistency of the test;

(b) The test has high *content* validity ~~[as evidenced by the alignment of the test with nationally recognized content standards as well as specific evidence of content, concurrent or criterion validity];~~

(c) Norming studies have been conducted on the test within the immediately preceding 10 years; and

(d) The test serves as a measure of pupil achievement in *English language arts and mathematics* ~~[core academic areas]~~ for pupils enrolled in kindergarten through grade 12.

3. The Department may approve a test that does not meet the requirements of subsection 2 for administration to pupils on behalf of whom grants are awarded who are enrolled in kindergarten, first grade or second grade.

4. The Department will maintain a list of each test that is approved pursuant to subsections 2 and 3.