

**WEST VIRGINIA  
SECRETARY OF STATE**

**KEN HECHLER**

**ADMINISTRATIVE LAW DIVISION**

Form #2

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1991 APR 16 AM 10:06

OFFICE OF WEST VIRGINIA  
SECRETARY OF STATE

**NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE**

AGENCY: West Virginia Board of Education TITLE NUMBER: 126

RULE TYPE: Legislative; CITE AUTHORITY W. Va. Code 18-2-5

Repeal of   
AMENDMENT TO AN EXISTING RULE: YES  NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: 14 (Policy 2340)

TITLE OF RULE BEING AMENDED: Regulations for State-County Testing  
Program

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: \_\_\_\_\_

TITLE OF RULE BEING PROPOSED: \_\_\_\_\_

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON June 3, 1991 AT 9:00 a.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

Bureau of General, Special  
and Professional Education  
Room B-318, Bldg. #6  
Capitol Complex  
Charleston, WV 25305

THE ISSUES TO BE HEARD SHALL BE LIMITED TO THIS PROPOSED RULE.

*Barbara L. Estep*  
April 11, 1991

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

TITLE 126  
LEGISLATIVE RULE  
WEST VIRGINIA BOARD OF EDUCATION  
CHAPTER 18-2  
SERIES 14  
POLICY 2340

Title: Regulations For State-County Testing Program

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Section 1. General

1.1 Scope - In accordance with the measurement and evaluation needs related to students' learning and development, regulations governing the administration and operation of the State-County Testing Program have been established.

1.2 Authority - West Virginia code 18-2-5

1.3 Filing Date -

1.4 Effective Date -

1.5 Repeal of former rule. This rule repeals and replaces legislative rule titled State-County Testing Program; Series 14; filing date, November 5, 1964; effective date, January 5, 1965.

Section 2. Specific Regulations

2.1 All students listed on a teacher's register as part of 3rd, 6th, 9th or 11th grade enrollments shall be included in the State-County Testing Program Norm-Referenced Testing component. Exception: Special education students may be excused at the discretion of the county.

2.2 The State-County Testing Program Norm-Referenced Testing component will test the subjects of reading, language arts (including spelling and reference skills), mathematics, science, and social studies at the 3rd, 6th, 9th and 11th grades.

2.3 All students listed on a teacher's register as part of the 8th or 10th grade enrollments shall be included in the State-County Testing Program Writing Assessment component. Exception: Special Education students may be excused at the discretion of the county.

2.4 The State-County Testing Program Writing Assessment component will secure a writing sample at the 8th and 10th grades.

2.5 The measurement of verbal and non-verbal reasoning ability will be conducted at the 3rd and 9th grades.

2.6 A determined effort shall be made to administer a make-up test to those students not tested during the regular test administration.

2.7 All testing must be completed during the designated test periods.