

**WEST VIRGINIA**  
**SECRETARY OF STATE**  
**KEN HECHLER**  
**ADMINISTRATIVE LAW DIVISION**

Form #2

Do Not Mark In this Box

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1990 JUN -6 AM 10:21  
OFFICE OF THE 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 WV Code 18-2-5

AMENDMENT TO AN EXISTING RULE: YES  NO

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

TITLE OF RULE BEING AMENDED: NOTE: This policy repeals and replaces legislative rule titled State-County Testing Program. New title: 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 July 16, 1990 AT 9:00 a.m.

ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS.

State-County Testing Program  
Bureau of General, Special and  
Professional Education  
Room B-057, Bldg. #6  
Capitol Complex  
Charleston, WV 25305

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

*Barbara L. Estep*  
June 1, 1990

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.

W.Va. Board of Education  
Leg. Rule, 18-2  
Series 14  
Policy 2340, Sec. 2

2.8 The testing program shall be administered by a county test coordinator who has been provided inservice training experience in administering the test instruments of this program.

2.9 Test booklets shall be used only in conjunction with the State-County Testing Program. The use of said test booklets, apart from the scheduled test administration to students, is limited to appropriate curriculum study if authorized by the county superintendent, county test coordinator, and county curriculum committee.

2.10 Test booklets shall be inventoried by the county test coordinator and stored in a secure location. A copy of the inventory shall be forwarded to the West Virginia Department of Education.

2.11 Counties shall provide staff development programs in test administration, interpretation and use, for all appropriate central office and school building level professional staff.

2.12 The county test coordinator in each county shall develop an outline or overview regarding the administration and use of State-County Testing Program test results and submit it to the West Virginia Department of Education.

2.13 All students and parents of those students who participate in the State-County Testing Program shall be informed of the individual student test results and be provided the opportunity for explanation and interpretation of said results by trained professional staff within the schools and county.

2.14 All teachers shall be provided norm-referenced and item data for the students in their schools and/or classrooms for the areas of instruction for which they are responsible. Other professional staff in the school may access the test results for individuals and groups of students for the purposes of instructional planning.

2.15 The West Virginia Department of Education may release county as well as overall state averages. The West Virginia Department of Education will release to the public only those records which are not identifiable to a student or small group of students and are not integral to the testing process. Neither test booklets nor specific test items will be released.

LCG:ihk/1689r

Series No. Rev. 7-11-89  
NCK/RP

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