

Statewide and Districtwide Assessments – Sec. 612(a)(16)
 Individuals with Disabilities Education Improvement Act of 2004 (IDEA 2004)

STATUTORY COMPARISON

IDEA 1997 P.L. 105 – 17	IDEA 2004 P.L. 108 – 446	GUIDANCE
<p>(17) PARTICIPATION IN ASSESMENTS – (A) IN GENERAL -- Children with disabilities are included in all general State and districtwide assessment programs, with appropriate accommodations, where necessary. As appropriate, the state or local educational agency ---</p> <p>(i) develops guidelines for the participation of children with disabilities in alternate assessments for those children who cannot participate in State and district-wide assessment programs; and</p> <p>(ii) develops and, beginning not later than July 1, 2000, conducts those alternate assessments.</p>	<p>(16) PARTICIPATION IN ASSESSMENTS- (A) IN GENERAL- All children with disabilities are included in all general State and districtwide assessment programs, including assessments described under section 1111 of the Elementary and Secondary Education Act of 1965, with appropriate accommodations and alternate assessments where necessary and as indicated in their respective individualized education programs.</p> <p>(B) ACCOMMODATION GUIDELINES- The State (or, in the case of a districtwide assessment, the local educational agency) has developed guidelines for the provision of appropriate accommodations.</p> <p>(C) ALTERNATE ASSESSMENTS- (i) IN GENERAL- The State (or, in the case of a districtwide assessment, the local educational agency) has developed and implemented guidelines for the participation of children with disabilities in alternate assessments for those children who cannot participate in regular assessments under subparagraph (A) with accommodations as indicated in their respective individualized education programs.</p>	<p>Informational Update 1, “<i>State and Districtwide Assessments</i>” developed May 2005.</p>

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<p>(B) Reports - The State educational agency makes available to the public, and reports to the public with the same frequency and in the</p>	<p>(ii) REQUIREMENTS FOR ALTERNATE ASSESSMENTS- The guidelines under clause (i) shall provide for alternate assessments that--</p> <p>(I) are aligned with the State's challenging academic content standards and challenging student academic achievement standards; and</p> <p>(II) if the State has adopted alternate academic achievement standards permitted under the regulations promulgated to carry out section 1111(b)(1) of the Elementary and Secondary Education Act of 1965, measure the achievement of children with disabilities against those standards.</p> <p>(iii) CONDUCT OF ALTERNATE ASSESSMENTS- The State conducts the alternate assessments described in this subparagraph.</p> <p>(D) REPORTS- The State educational agency (or, in the case of a districtwide assessment, the local educational</p>	

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<p>same detail as it reports on the assessment of nondisabled children, the following:</p> <ul style="list-style-type: none"> (i) The number of children with disabilities participating in regular assessments. (ii) The number of those children participating in alternate assessments. <p>(iii)(I) The performance of those children on regular assessments (beginning not later than July 1, 1998) and on alternate assessments (not later than July 1, 2000), if doing so would be statistically sound and would not result in the disclosure of performance results identifiable to individual children.</p> <p>(II) Data relating to the performance of children described under subclause (I) shall be disaggregated -</p> <p>(aa) for assessments conducted</p>	<p>agency) makes available to the public, and reports to the public with the same frequency and in the same detail as it reports on the assessment of nondisabled children, the following:</p> <ul style="list-style-type: none"> (i) The number of children with disabilities participating in regular assessments, and the number of those children who were provided accommodations in order to participate in those assessments. (ii) The number of children with disabilities participating in alternate assessments described in subparagraph (C)(ii)(I). (iii) The number of children with disabilities participating in alternate assessments described in subparagraph (C)(ii)(II). (iv) The performance of children with disabilities on regular assessments and on alternate assessments (if the number of children with disabilities participating in those assessments is sufficient to yield statistically reliable information and reporting that information will not reveal personally identifiable information about an individual student), compared with the achievement of all children, including children with disabilities, on 	

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<p>after July 1, 1998; and (bb) for assessments conducted before July 1, 1998, if the State is required to disaggregate such data prior to July 1, 1998.</p>	<p>those assessments.</p> <p>(E) UNIVERSAL DESIGN- The State educational agency (or, in the case of a districtwide assessment, the local educational agency) shall, to the extent feasible, use universal design principles in developing and administering any assessments under this paragraph.</p>	