

SENATE BILL 911

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4lr2042
CF 4lr2499

By: **Senators Madaleno, Benson, Colburn, Currie, Feldman, Forehand,
Jennings, Kasemeyer, King, Klausmeier, Manno, Mathias, McFadden,
Montgomery, Pinsky, and Young**

Introduced and read first time: January 31, 2014

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Education – Performance Evaluation Criteria – Default Model**

3 FOR the purpose of clarifying that certain model performance evaluation criteria are
4 the default criteria under certain circumstances; and generally relating to the
5 default model performance evaluation criteria for evaluating teachers and
6 principals.

7 BY repealing and reenacting, with amendments,
8 Article – Education
9 Section 6–202(c)
10 Annotated Code of Maryland
11 (2008 Replacement Volume and 2013 Supplement)

12 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
13 MARYLAND, That the Laws of Maryland read as follows:

14 **Article – Education**

15 6–202.

16 (c) (1) In this subsection, “student growth” means student progress
17 assessed by multiple measures and from a clearly articulated baseline to one or more
18 points in time.

19 (2) (i) Subject to subparagraph (iii) of this paragraph, the State
20 Board shall adopt regulations that establish general standards for performance
21 evaluations for certificated teachers and principals that include observations, clear
22 standards, rigor, and claims and evidence of observed instruction.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (ii) The regulations adopted under subparagraph (i) of this
2 paragraph shall include **DEFAULT** model performance evaluation criteria.

3 (iii) Before the proposal of the regulations required under this
4 paragraph, the State Board shall solicit information and recommendations from each
5 local school system and convene a meeting wherein this information and these
6 recommendations are discussed and considered.

7 (3) Subject to paragraph (6) of this subsection:

8 (i) A county board shall establish performance evaluation
9 criteria for certificated teachers and principals in the local school system based on the
10 general standards adopted under paragraph (2) of this subsection that are mutually
11 agreed on by the local school system and the exclusive employee representative.

12 (ii) Nothing in this paragraph shall be construed to require
13 mutual agreement under subparagraph (i) of this paragraph to be governed by
14 Subtitles 4 and 5 of this title.

15 (4) The performance evaluation criteria developed under paragraph
16 (3) of this subsection:

17 (i) Shall include data on student growth as a significant
18 component of the evaluation and as one of multiple measures; and

19 (ii) May not be based solely on an existing or newly created
20 single examination or assessment.

21 (5) (i) An existing or newly created single examination or
22 assessment may be used as one of the multiple measures.

23 (ii) No single criterion shall account for more than 35% of the
24 total performance evaluation criteria.

25 (6) If a local school system and the exclusive employee representative
26 fail to mutually agree under paragraph (3) of this subsection, the **DEFAULT** model
27 performance evaluation criteria adopted by the State Board under paragraph (2)(ii) of
28 this subsection shall take effect in the local jurisdiction 6 months following the final
29 adoption of the regulations.

30 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
31 June 1, 2014.