



ROSENSTEIN, FIST & RINGOLD

RED BANNER UPDATE

Date: May 12, 2017

Re: HB 1760 and SB 0084

Signed: May 5, 2017

Effective: Immediately

Topic: Reading Instruction

Summary: HB 1760 and SB 0084 identically amend existing law regarding reading instruction and student promotion.

Previously a 4th grade teacher had to be included, when possible, in developing reading instruction programs. That “requirement” has been eliminated.

During the **2016-2017** school year, students not eligible for automatic promotion and who score **at the unsatisfactory level** on the reading portion of the 3rd grade assessment may be evaluated for probationary promotion by the Student Reading Proficiency Team.

Starting with the **2017-2018** school year, students not eligible for automatic promotion and who score **below the proficiency level** on the reading portion of the 3rd grade assessment may be evaluated for probationary promotion by the Student Reading Proficiency Team.

In addition to the prior requirements, OSDE’s annual reading report card must now include:

- The number of students tested, the number of students promoted by demonstrating proficiency, the number of students promoted through good-cause exemptions, the number of students given a probationary promotion, and the number of students retained
- Data regarding student progression for students who were retained or who were promoted through a method other than by demonstrating proficiency



- Types of reading instruction practices and methods being used
- Information on socioeconomic status, access to outside reading resources, and screening / learning disabilities information on students not reading at the appropriate grade level by 3rd grade
- Types of intensive remediation efforts being used

A separate section of law which required OSDE to study why some students struggle with reading has been repealed.

Districts should review their policies regarding the Reading Sufficiency Act and student promotion to determine whether any changes are necessary.