

By Mr. Barrios of Cambridge, petition of Jarrett T. Barrios and other members of the General Court relative to prohibiting the use of student assessment test results for determining financial incentives in education. Education, Arts and Humanities.

The Commonwealth of Massachusetts

In the Year Two Thousand and One.

AN ACT REGULATING FINANCIAL INCENTIVES IN EDUCATION.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Chapter 71 of the General Laws, as appearing in
2 the 1998 Official Edition, is hereby amended by adding the
3 following new section:

4 Section 37N. (a) No city, town or school district of the Com-
5 monwealth shall utilize scores on standardized tests of achieve-
6 ment or aptitude that are administered to students in determining
7 compensation of teachers, school administrators, school com-
8 mittee members or contractors or subcontractors for cities, towns,
9 school districts, school committees or schools, including salaries,
10 bonuses, awards, grants, reimbursements or any other form of
11 remuneration.

1 SECTION 2. Chapter 69, Section 1B, of the General Laws, as
2 appearing in the 1998 Official Edition, is hereby amended by
3 adding the following paragraph:—

4 Neither the board nor the department shall establish, administer
5 or enforce programs, policies, procedures, preferences or guide-
6 lines which utilize scores on standardized tests of achievement or
7 aptitude that are administered to students to determine salaries,
8 bonuses, awards, grants, reimbursements or any other form of
9 remuneration paid to cities, towns, school districts, school com-
10 mittees or schools or to supervisors, employees or contractors of
11 the board or the department or of any school district or school in
12 the Commonwealth.

1 SECTION 3. Any previously adopted or established program,
2 policy, procedure, preference, guideline, ordinance, bylaw, rule,
3 regulation, order or contract provision of the Commonwealth or of
4 any city, town, school district or authority thereof that violates any
5 provision of Section 1 or Section 2 hereof is contrary to public
6 policy and shall be null and void.

1 SECTION 4. This act shall take effect upon its passage.