



NOTICE OF PROPOSED RULEMAKING INCLUDING STATEMENT OF NEED & FISCAL IMPACT

CHAPTER 581
OREGON DEPARTMENT OF EDUCATION

FILED

10/20/2025 4:29 PM
ARCHIVES DIVISION
SECRETARY OF STATE

FILING CAPTION: SB 141 (2025) and HB 2009 (2025) Bill Implementation: Interim Tests

LAST DAY AND TIME TO OFFER COMMENT TO AGENCY: 12/11/2025 9:00 AM

The Agency requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

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Filed By:
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HEARING(S)

Auxiliary aids for persons with disabilities are available upon advance request. Notify the contact listed above.

DATE: 11/18/2025

TIME: 3:00 PM - 4:00 PM

OFFICER: Haedon Brunelle

REMOTE HEARING DETAILS

MEETING URL: [Click here to join the meeting](#)

PHONE NUMBER: 669-254-5252

CONFERENCE ID: 1618307027

NEED FOR THE RULE(S)

The State Board of Education has been charged by Oregon's Education Accountability Act with selecting four interim assessments in language arts and mathematics that districts will administer three times per year in grades K-8 beginning in the 2026-27 school year.

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE

You may find SB 141 (2025) here on the Oregon Legislative Information System (OLIS):
<https://olis.oregonlegislature.gov/liz/2025R1/Measures/Overview/SB141>

In addition, you may find documents and materials provided to the State Board of Education at a first read from October 16th, 2025, here: <https://meetings.boardbook.org/Public/Agenda/2146?meeting=713380>

STATEMENT IDENTIFYING HOW ADOPTION OF RULE(S) WILL AFFECT RACIAL EQUITY IN THIS STATE

Implementation of this act will allow school boards and the public to receive information about how students are doing, by student group, across the school year. This may create opportunities for within-year district responses to achievement results in the early grades.

FISCAL AND ECONOMIC IMPACT:

Many of Oregon's districts already have interim assessments in place. However, some do not and will need to purchase from the approved list. If the vendors on the approved list are not already in place in the district, the district may need to add or replace current assessments, as well. Costs for these systems have a wide range for the tools, typically with additional fees for training, expanded reporting, and technical assistance.

COST OF COMPLIANCE:

(1) Identify any state agencies, units of local government, and members of the public likely to be economically affected by the rule(s). (2) Effect on Small Businesses: (a) Estimate the number and type of small businesses subject to the rule(s); (b) Describe the expected reporting, recordkeeping and administrative activities and cost required to comply with the rule(s); (c) Estimate the cost of professional services, equipment supplies, labor and increased administration required to comply with the rule(s).

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DESCRIBE HOW SMALL BUSINESSES WERE INVOLVED IN THE DEVELOPMENT OF THESE RULE(S):

This is difficult to predict, but some businesses may lose access to districts if their products are not part of the approved list.

WAS AN ADMINISTRATIVE RULE ADVISORY COMMITTEE CONSULTED? NO IF NOT, WHY NOT?

An administrative rule advisory committee was not consulted. The Oregon Department of Education (ODE) identifies those who may be impacted by these rule updates and hosts direct engagements with them. In addition, ODE staff present their rule updates to a broader group of education partners ranging from non-profits, education service districts, school districts, student rule advisors, and more, prior to approaching the State Board of Education for further consideration and a vote. The State Board of Education holds public meetings and recordings for all rules. You can find all of their meetings here on boardbook: <https://meetings.boardbook.org/Public/Organization/2146>.

ADOPT: 581-003-3035

RULE SUMMARY: The State Board of Education will get an update on the engagement process that ODE has implemented to develop the technical and Oregon-specific criteria that will be used to select the four vendors pursuant to an open, competitive Request for Qualifications (RFQ) process. The timeline for project implementation will also be reviewed. The Board must adopt four interim assessments by January 31, 2026.

CHANGES TO RULE:

581-003-3035

Interim Tests

(1) School districts and public charter schools shall administer interim assessments in accordance with ORS 329.485.¶

(2) In administering interim assessments under this rule, school districts and public charter schools shall select interim assessments from among the list of interim assessments adopted by the State Board of Education most recently before the most recent effective date of this rule [See ED. NOTE.].¶

[ED. NOTE: The list of interim assessments referenced is available from the Oregon Department of Education upon request.]

Statutory/Other Authority: ORS 329.485

Statutes/Other Implemented: ORS 329.485