

**ASSEMBLY BILL**

**No. 2122**

---

---

**Introduced by Assembly Member Lara**

February 23, 2012

---

---

An act to add Section 99161.5 to the Education Code, relating to standardized testing.

LEGISLATIVE COUNSEL'S DIGEST

AB 2122, as introduced, Lara. Standardized testing: accommodations.

Existing law imposes various requirements on a test sponsor or test agency, as defined, with respect to the administration of standardized tests for purposes of postsecondary education.

Existing law provides that a test sponsor that intentionally violates these provisions is liable for a civil penalty not to exceed \$750 for each violation.

This bill would require the test sponsor of the Law School Admission Test to provide reasonable accommodation to a disabled test subject, as specified. The bill would also require the process for determining whether to grant a reasonable accommodation to be made public and the outcome of the request to be conveyed to the requester within a reasonable amount of time. The bill would also require that test sponsor to establish a timely appeals process when a request is denied. The bill would also prohibit that test sponsor from notifying a test score recipient, as defined, that the score of any test subject was obtained by a subject who received accommodations. A violation of these requirements would subject a test sponsor to the above civil penalty.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 99161.5 is added to the Education Code,  
2 to read:  
3 99161.5. (a) (1) The test sponsor of the Law School Admission  
4 Test shall provide reasonable accommodations to a disabled test  
5 subject who makes a timely request.  
6 (2) The process for determining whether to grant a reasonable  
7 accommodation under paragraph (1) shall be made public, and the  
8 decision whether or not to approve a request for an accommodation  
9 shall be conveyed to the requester within a reasonable amount of  
10 time.  
11 (3) The test sponsor of the Law School Admission Test shall  
12 establish a timely appeals process for a test taker who has been  
13 denied an accommodation request.  
14 (b) Whenever a test subject has received formal testing  
15 accommodations from a postsecondary educational institution, the  
16 test sponsor of the Law School Admission Test shall provide  
17 accommodations to that test subject.  
18 (c) The test sponsor of the Law School Admission Test shall  
19 not notify a test score recipient that the score of any test subject  
20 was obtained by a subject who received accommodations under  
21 paragraph (1) of subdivision (a).

O