

SENATE CS FOR CS FOR HOUSE BILL NO. 405(HES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - SECOND SESSION

BY THE SENATE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 5/8/04

Referred: Rules

Sponsor(s): REPRESENTATIVES GATTO, Lynn, Wilson

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to reports on school and school district performance; relating to
2 accountability of public schools and school districts; and providing for an effective
3 date."

4 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

5 * **Section 1.** AS 14.03.120(b) is amended to read:

6 (b) The department shall summarize the reports submitted under (a) of this
7 section and include all revenue received by each school district organized in easily
8 sortable categories including ADM and district, as a statewide report, provide a
9 copy to the governor, publish the report on the department's Internet website, and
10 notify the legislature that the report is available; in this subsection, "revenue" means
11 all money reported to the department as receipts from any source, including
12 state, federal, local, special, and other funding.

13 * **Sec. 2.** AS 14.03.120(d) is amended to read:

14 (d) Annually, before the date set by the district under (e) of this section, each

1 public school shall **deliver to the department for posting on the department's**
 2 **Internet website and** provide, in a public meeting of parents, students, and
 3 community members, a report on the school's performance and the performance of the
 4 school's students. The report shall be prepared on a form prescribed by the department
 5 and must include

6 (1) information on accreditation;

7 (2) results of norm-referenced achievement tests;

8 (3) results of state standards-based assessments in reading, writing, and
 9 mathematics;

10 (4) a description, including quantitative and qualitative measures, of
 11 student, parent, community, and business involvement in student learning;

12 (5) a description of the school's attendance, retention, dropout, and
 13 graduation rates, including the number and percentage of students who received a
 14 diploma under a waiver from the competency examination required under
 15 AS 14.03.075(a), as specified by the state board;

16 (6) the annual percent of enrollment change, regardless of reason, and
 17 the annual percent of enrollment change due to student transfers into and out of the
 18 school district;

19 (7) if Native language education is provided, a summary and
 20 evaluation of the curriculum described in AS 14.30.420; [AND]

21 (8) the number and percentage of students in each school who take and
 22 who successfully complete an alternative assessment program in reading, English, or
 23 mathematics; and the number and percentage of pupils in each school who
 24 successfully complete the alternative assessment program but who do not reach the
 25 state performance standards at the competency exam level in reading, English, or
 26 mathematics; a school may not report results under this paragraph unless the school
 27 complies with the family educational rights and privacy requirements of 34 C.F.R. 99;

28 **(9) the performance designation assigned the school under**
 29 **AS 14.03.123 and the methodology used to assign the performance designation,**
 30 **including the measures used and their relative weights; and**

31 **(10) other information concerning school performance and the**

1 **performance of the school's students as required by the state board in regulation.**

2 * **Sec. 3.** AS 14.03.120(e) is amended to read:

3 (e) By a date set by the district, each public school in the district shall provide
4 the report described in (d) of this section to the district's governing body. Along with
5 the report, each public school shall submit a summary of comments made on the report
6 by parents, students, and community members. By July 1 of each year, [BEGINNING
7 IN 2000,] each district shall provide to the department a report on the performance of
8 each public school and the public school students in the district. The district's report
9 must

10 (1) be entitled "School District Report Card to the Public"; and

11 (2) include

12 (A) copies of the reports and summaries of comments
13 submitted under this section by each public school in the district; [AND]

14 (B) a compilation of the material described in (A) of this
15 paragraph by each public school in the district;

16 **(C) the designation assigned the district under AS 14.03.123**
17 **and the methodology used to assign the performance designation,**
18 **including the measures used and their relative weights; and**

19 **(D) other information concerning school performance and**
20 **the performance of the school's students as required by the state board in**
21 **regulation.**

22 * **Sec. 4.** AS 14.03.123 is repealed and reenacted to read:

23 **Sec. 14.03.123. School and district accountability.** (a) By September 1 of
24 each year, the department shall assign a performance designation to each public school
25 and school district and to the state public school system in accordance with (f) of this
26 section.

27 (b) The department shall inform the governing body of each district of the
28 performance designation assigned under (a) of this section.

29 (c) The state board shall adopt regulations implementing this section,
30 providing for a statewide student assessment system, and providing for the process of
31 assigning a designation under (a) of this section, including

1 (1) the methodology used to assign the performance designation,
2 including the measures used and their relative weights;

3 (2) high achievement and low achievement designations that are based
4 on the accountability system under this section;

5 (3) a procedure for appealing a designation that may be used by the
6 principal of a public school or by the superintendent of a public school district;

7 (4) additional measures that may be progressively implemented by the
8 commissioner to assist schools or districts to improve performance in accordance with
9 this section and with federal law; to the extent necessary to conform to federal law the
10 additional measures may be unique to a certain school or district if that school or
11 district receives federal funding that is not available to all schools or districts in the
12 state.

13 (d) A public school or district that receives a low achievement designation
14 under this section shall prepare and submit to the department a school or district
15 improvement plan, as applicable, in accordance with regulations adopted by the board.
16 The improvement plan must be prepared with the maximum feasible public
17 participation of the community including, as appropriate, interested individuals,
18 teachers, parents, parent organizations, students, tribal organizations, local government
19 representatives, and other community groups.

20 (e) The department shall establish a program of special recognition for those
21 public schools that receive a high achievement designation.

22 (f) In the accountability system for schools and districts required by this
23 section, the department shall

24 (1) implement 20 U.S.C. 6301 - 7941 (Elementary and Secondary
25 Education Act of 1965), as amended;

26 (2) implement state criteria and priorities for accountability including
27 the use of

28 (A) measures of student performance on standards-based
29 assessments in reading, writing, and mathematics, and including competency
30 tests required under AS 14.03.075;

31 (B) measures of student improvement; and

1 (C) other measures identified that are indicators of student
2 success and achievement; and

3 (3) to the extent practicable, minimize the administrative burden on
4 districts.

5 (g) In this section,

6 (1) "district" has the meaning given in AS 14.17.990;

7 (2) "state public school system" means the combination of all public
8 schools, public school districts, and state-operated schools.

9 * **Sec. 5.** AS 36.30.850(b)(40) is repealed.

10 * **Sec. 6.** The uncodified law of the State of Alaska is amended by adding a new section to
11 read:

12 TRANSITION: REGULATIONS. The Board of Education and Early Development
13 may proceed to adopt regulations to implement the changes made by this Act. The
14 regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the
15 effective date of the statutory change.

16 * **Sec. 7.** Section 6 of this Act takes effect immediately under AS 01.10.070(c).

17 * **Sec. 8.** Except as provided in sec. 7 of this Act, this Act takes effect July 1, 2004.