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November 9, 2017

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(Adoption)

**MINUTES OF THE
STATE BOARD OF EDUCATION MEETING**

Atlanta, Georgia
Mr. Mike Royal, Chairman

November 8-9, 2017
Mr. Richard Woods, Superintendent

On Wednesday, November 8, 2017, the State Board of Education assembled to consider its committee work, conduct its public hearings, and take action on official business.

Roll Call – Committee of the Whole
November 8, 2017

Mr. Mike Royal, Chairman
Mr. Mike Long
Mr. Mike Cheokas
Ms. Helen Rice

Ms. Barbara Hampton
Mr. Kevin Boyd
Ms. Lee Anne Cowart

Mr. Scott Johnson
Mr. Trey Allen
Mr. Larry Winter

On November 8, 2017, at 11:30 a.m., Chairman Mike Royal called the meeting to order.

At 11:30 a.m., by motion of Mr. Mike Long and a second by Mr. Mike Cheokas, a unanimous affirmative vote was given to enter into Executive Session for the purpose of discussing appeals, legal, and personnel matters.

At 10:00 a.m., Rules Committee convened to consider State Board items to be presented to the Committee of the Whole. At 1:00 p.m., District Flexibility and Charter Schools Committee met, Budget Committee met at 2:30 p.m., First Priority Act Committee met at 3:30 p.m. and State Schools Committee met at 4:00 p.m., to consider State Board items to be presented at the November 9, 2017, Board meeting. On Thursday, November 9, 2017, at 8:00 a.m., the Operations Committee met to consider items for the State Board of Education meeting agenda.

Roll Call – State Board Meeting
November 9, 2017

Mr. Mike Royal, Chairman
Mr. Scott Johnson
Mr. Mike Long
Mr. Mike Cheokas

Ms. Helen Rice
Ms. Barbara Hampton
Mr. Kevin Boyd

Ms. Lee Anne Cowart
Mr. Trey Allen
Mr. Larry Winter

At 9:30 a.m., on November 9, 2017, Chairman Mike Royal called the meeting to order.

At 9:30 a.m., by motion of Ms. Lisa Kinnemore and a second by Mr. Mike Long, an affirmative vote was given to adjourn from Executive Session.

Guest Recognition

Chairman Royal welcomed Martha Ann Todd, Governor's Office of Student Achievement, Dr. Eric Thomas, Chief Turnaround Officer, Ms. Dionne Johnigan, CTAE Director for Rockdale County Schools and several staff members of the Rockdale County Career Academy's Culinary Arts department, and Mr. Pierre Maalouf owner of Tiny Towne.

Invocation/Inspiration/Pledge of Allegiance

Mr. Trey Allen provided the Invocation.

Mr. Royal introduced Mr. Pierre Maalouf, owner of Tiny Towne, an interactive place for kids and aspiring drivers to have the opportunity to drive high-tech mini cars on realistic streets. Drivers must follow all the road signs and traffic signals and respect each other. To advance to more fun and higher-level tracks, young drivers must complete various educational activities including multiple choice quizzes and successful rounds in the simulators. Mr. Maalouf then led the Pledge of Allegiance.

Public Hearing

Pursuant to the public notice and posting of the agenda, the Chair asked if there were any comments from the public regarding State Board Rule - 160-3-1-.07 TESTING PROGRAMS – STUDENT ASSESSMENT. No one signed up to speak.

Superintendent's and Chair's Reports

The State Board of Education received the following reports:

Superintendent's Report to the Board:

- a) **Recognitions.** Superintendent Woods recognized the staff from the Rockdale Career Academy's Culinary Arts Program for receiving Exemplary Status with the American Culinary Federation this past year. This is the only Culinary Arts Program in Georgia that has earned this status.
- b) **Georgia Insights.** Matt Jones, Chief of Staff, provided information on the Georgia Insights, a new web-based dashboard on the Georgia Department of Education's website, highlighting important school and district information such as the Star Climate ratings and the Georgia Milestones assessments scores.

Chair's Report to the Board:

- a) **Technical College System of Georgia (TCSG) Meeting.** Mr. Mike Cheokas and Ms. Helen Rice reported on the recent TCSG annual conference they attended in Savannah, Georgia.
- b) **First Priority Act Update.** Barbara Hampton reported that Dr. Eric Thomas will begin his work at the GaDOE on November 16th. Dr. Thomas will identify the turnaround eligible schools that he will assess initially and will provide this list to the First Priority Act Committee in December.

- c) National Association of State Boards of Education (NASBE) Annual Conference Update. Mr. Scott Johnson provided an overview of the NASBE's annual conference held in Atlanta on November 1-4. He commented on the national speakers at the conference and expressed gratitude to the Governor and Mrs. Deal for the warm hospitality extended to the NASBE guests during the kick-off reception at the Governor's Mansion.
- d) December State Board Meeting Date Change. Chairman Royal announced that the two-day December 6-7, 2017, Board meeting will be changed to a one-day meeting on Wednesday, December 6, 2017.
- e) State Schools Update. Mr. Mike Long presented a video highlighting a musical Veteran's Day presentation from students at the Georgia Academy of the Blind.

(Please note that the items in their entirety, with backup material and attachments 1-7, can be found on the State Board of Education's Simbli website November 9, 2017, State Board meeting.)

ACTION ITEMS

AGENDA

By motion of Mr. Kevin Boyd and a second from Mr. Mike Cheokas, a unanimous affirmative vote was made to approve the Agenda for the November 9, 2017, State Board meeting.

CONSENT AGENDA

By motion of Ms. Helen Rice and a second by Ms. Lisa Kinnemore, a unanimous affirmative vote was made to approve the Consent Agenda for the November 9, 2017, State Board meeting.

1. TL – Contract – Certiport. The State Board of Education authorized the State School Superintendent to enter into a contract with Certiport at a cost not to exceed \$280,575 in Other Funds for certification practice exams for Microsoft Office Specialist (MOS) and Microsoft Technology Associate (MTA) in Georgia public high schools.
2. TL – Contract – Garrett Consulting, LLC. The State Board of Education authorized the State School Superintendent to enter into a contract with Garrett Consulting, LLC, at a cost not to exceed 80,000.00 in Federal Funds for external evaluation services.
3. AA - Contract Renewal - Kindergarten Entry Profile (Readiness Check) Contract Renewal. The State Board of Education authorized the State School Superintendent to renew a contract with NCS Pearson at a cost not to exceed \$42,091.00 in Federal Funds for the continued development of a Kindergarten Entry Profile (Readiness Check) as a component of the Georgia Kindergarten Inventory of Developing Skills (GKIDS).
4. EAP – Grant – Charter Schools State Facilities Grant Award Amendment. The State Board of Education authorized the State School Superintendent to award a grant to Charles R. Drew Charter School at a cost not to exceed \$75,000 in State Funds for charter school facilities grants. (Appendix 8)

5. **FBO - \$50,000.01 - \$250,000 Recurring Contracts List-November 2017.** The State Board of Education authorized the State School Superintendent to enter into contracts with the vendors specified in the Attachments entitled \$50,000.01 - \$250,000 Recurring Contracts at a cost not to exceed the amounts provided in said Attachments. (Appendix 9)
6. **EAP – Charter Renewal – Tybee Island Maritime Academy.** The State Board of Education approved the renewal of a charter for Tybee Island Marine Academy, a grades K-5 start-up charter school approved by the Savannah-Chatham County Board of Education, for a 5-year term beginning July 1, 2018 and expiring June 30, 2023.
7. **EAP – Charter System Renewal – Coffee County Schools.** The State Board of Education approved the renewal of a system charter for Coffee County School System, a grade K-12 charter system, for a five-year term beginning July 1, 2018 and ending June 30, 2023.
8. **EAP – Charter System Renewal – Dublin City Schools.** The State Board of Education approved the renewal of a system charter for Dublin City School System, a grade K-12 charter system for a five-year term beginning July 1, 2018 and ending June 30, 2023.
9. **EAP – Strategic Waivers School System (SWSS) Contract Amendment – Bibb County Schools.** The State Board of Education approved a Strategic Waivers School System (SWSS) contract amendment for Bibb County Schools to include additional waivers from state law and rule.
10. **EAP – Strategic Waivers School System (SWSS) Contract Amendment – Cobb County Schools.** The State Board of Education approved a Strategic Waivers School System (SWSS) contract amendment for Cobb County Schools to include additional waivers from state law and rule.
11. **EAP – Strategic Waivers School System (SWSS) Contract Amendment – Treutlen County Schools.** The State Board of Education approved a Strategic Waivers School System (SWSS) contract amendment for Treutlen County Schools to include additional waivers from state law and rule.
12. **EAP – SWSS Termination – Taliaferro County Schools.** The State Board of Education terminated the Strategic Waivers Schools System contract for the Taliaferro County Schools System since they are now a charter system.
13. **EAP – Charter Amendment – Troup County College and Career Academy (THINC College and Career Academy).** The State Board of Education approved a charter amendment for Troup County College and Career Academy (THINC College and Career Academy), a 9-12 start-up charter school approved by the Troup County Board of Education, to revise its charter term, total student enrollment, mission statement, essential or innovative features, academic goals, organizational goals
14. **TL - Standards - World Language - Level 3 (Less Commonly Taught Language) Adoption.** The State Board of Education adopted the Georgia Standards of Excellence for World Language-Level 3 - Less Commonly Taught Language which will subsequently be added to the State-Funded List of K-8 Subjects and 9-12 Courses
15. **State Board Meeting Minutes – September 28, 2017.** The State Board of Education approved the minutes of the September 28, 2017, State Board meeting.

16. **Executive Session Minutes – September 27, 2017.** The State Board of Education approved the minutes of the September 27, 2017, Executive Session meeting.
17. **Called State Board Meeting Minutes – October 17, 2017.** The State Board of Education approved the minutes of the October 17, 2017, Called State Board meeting.
18. **Executive Session Minutes – October 17, 2017.** The State Board of Education approved the minutes of the October 17, 2017, Executive Session meeting during the Called State Board meeting.
19. **Called State Board Meeting Minutes – October 25, 2017.** The State Board of Education approved the minutes of the October 25, 2017, Called State Board meeting.
20. **Case Number 2017-45. T.J. v. Gwinnett County Board of Education.** The State Board of Education affirmed the decision of the local board.
21. **Case Number 2017-53. M.W. v. Cobb County Board of Education.** The State Board of Education affirmed the decision of the local board.
22. **Case Number 2018-03. O.G. v. Paulding County Board of Education.** The State Board of Education affirmed the dismissal of Case Number 2018-03.
23. **Personnel.** The State Board of Education approved the November 2017 Personnel Report as presented.
24. **EAP - Individual Student Waiver - Case # 17-0078.** The State Board of Education approved Individual Student Waiver Case #17-0078.
25. **EAP - Individual Student Waiver - Case # 17-0079.** The State Board of Education approved Individual Student Waiver Case #17-0079.
26. **EAP - Individual Student Waiver - Case # 17-0082.** The State Board of Education approved Individual Student Waiver Case #17-0082.
27. **EAP - Individual Student Waiver - Case # 17-0084.** The State Board of Education approved Individual Student Waiver Case #17-0084.

RULES COMMITTEE ITEMS

1. **AA- State Board Rule - 160-3-1-.07 TESTING PROGRAMS – STUDENT ASSESSMENT (Adoption).** Superintendent Richard Woods recommended adoption of the amendment to State Board Rule - 160-3-1-.07 Testing Programs – Student Assessment. Upon motion from Ms. Helen Rice, and a second from Mr. Mike Long, the State Board of Education adopted the amendment to State Board Rule - 160-3-1-.07 Testing Programs – Student Assessment. (Appendix 10)

The minutes of the Budget Committee, Rules Committee, District Flexibility and Charter Schools Committee, First Priority Act Committee, State Schools Committee, Operations Committee and Executive Session are located in the Appendices as 1-7.

ADJOURNMENT

At 11:45 a.m., by motion of Mr. Scott Johnson and a second by Mr. Kevin Boyd, a unanimous affirmative vote was given to adjourn the State Board meeting. The next meeting of the State Board of Education is scheduled for Wednesday, December 6, 2017, at 2:00 p.m.

Respectfully submitted,
Debbie Caputo
Recording Secretary



Richard Woods, Georgia's School Superintendent
"Educating Georgia's Future"

**GEORGIA STATE BOARD OF EDUCATION
 DISTRICT FLEXIBILITY AND CHARTER SCHOOLS COMMITTEE MEETING**

2070 Twin Towers East, 205 Jesse Hill Jr. Drive, SE, Atlanta, GA 30334

November 8, 2017

MINUTES

1. The meeting was called to order by Mr. Boyd at 12:42 P.M.
 - State Board of Education District Flexibility and Charter Schools Committee Co-Chair Kevin Boyd and Committee Member Lisa Kinnemore were present.
 - Georgia Department of Education staff present included Associate State Superintendent for Policy, Charter Schools, District Flexibility, and Governmental Affairs Louis Erste; District Flexibility and Charter Schools (DFCS) Division Director Allen Mueller; DFCS Division Attorney Francesca Black; Deputy Superintendent of Policy and External Affairs Dr. Garry McGiboney; and Policy Division Director Dr. Howard Hendley.
 - Chief Turnaround Officer Eric Thomas; State Charter Schools Commission Deputy Director and General Counsel Gregg Stevens; Governor's Office of Student Achievement (GOSA) Executive Director Mattha Ann Todd and Program Manager Pascael Beaudette; and Charter Advisory Committee (CAC) Chair Mark Whitlock were also present.
 - Baldwin County Schools Superintendent Dr. Noris Price, Coffee County Superintendent Morris Lee, Dublin City Schools Superintendent Fred Williams, and Tybee Island Maritime Academy governing board chair Carolyn Jurick and their teams, were also present.
 - Also present were school district, charter school, charter system, and media representatives.
2. Mr. Boyd welcomed the Committee, staff, guests, and others in attendance. He then read the Committee's Mission Statement.
3. At Mr. Boyd's request, Baldwin County Schools Superintendent Dr. Noris Price presented an accountability update for the school district including specific actions the district took and will

take to increase student achievement, organizational effectiveness and retain high performing staff. These actions included; reconfiguring the schools which comprised the district to include two primary schools, two elementary schools, one middle school, one high school, a Georgia College Early College, and a Montessori Academy; focusing on literacy at all grade levels; and providing various programs for professional development of faculty and staff. Baldwin County School District also implemented Performance Matters with the Statewide Longitudinal Data System to assist its teachers with making informed data-driven decisions. Follow-up questions were asked, and discussion ensued.

4. At Mr. Boyd's request, Allen Mueller presented the Department's recommendation that the State Board of Education approve a renewal of Coffee County's charter contract for a five-year term beginning July 1, 2018 and ending on July 30, 2023. Mark Whitlock reported that the Charter School Advisory Committee voted unanimously to recommend Coffee County for renewal as a charter system on October 30, 2017. Coffee County Schools Superintendent Morris Lee presented on the system's request for charter renewal. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
5. At Mr. Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education approve a renewal of Dublin City School System's charter contract for a five-year term beginning on July 1, 2018 and ending on June 30, 2023. Mr. Whitlock reported that the CAC voted unanimously to recommend Dublin City Schools for renewal as a charter system on October 30, 2017. Mr. Fred Williams, Dublin City Schools superintendent, presented on the system's request for charter renewal. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
6. At Mr. Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education approve a renewal of Tybee Island Maritime Academy's charter contract for a five-year term beginning on July 1, 2018 and ending on June 30, 2023. Carolyn Jurick, governing board president of Tybee Island Maritime Academy, presented on the school's request for charter renewal. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
7. At Mr. Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education approve an amendment to the charter contract of THINK College and Career Academy. The charter amendment was approved by Troup County Board of Education to revise the charter term, total student enrollment, mission statement, essential or innovative features, academic goals, and organizational goals. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
8. At Mr. Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education approve an amendment to the Strategic Waiver School System Contract of

Bibb County Schools. The contract amendment is for flexibility with regards to waiver of the school day and school year for students and employees O.C.G.A. § 20-2-168(c), O.C.G.A. § 20-2-168(d) and SBOE Rule 160-5-1.02. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.

9. At Mr. Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education approve an amendment to the Strategic Waiver School System Contract of Cobb County Schools. The contract amendment is for flexibility with regards to waiver of school day and school year for students and employees O.C.G.A. § 20-2-168(c) and O.C.G.A. § 20-2-168(d). Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
10. At Mr. Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education approve an amendment to the Strategic Waiver School System Contract of Treutlen County Schools. The contract amendment is for flexibility with regards to waiver of scheduling, school day and school year for students and employees, and school councils O.C.G.A. § 20-2-168(c), O.C.G.A. § 20-2-151, O.C.G.A. §20-160(a), O.C.G.A. § 20-2-165, O.C.G.A. § 20-2-85 and O.C.G.A. § 20-2-86. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
11. At Mr. Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education terminate the strategic waiver school system contract of Taliaferro County Schools. Taliaferro County Schools converted from a strategic waiver school system to a charter system therefore the system no longer requires the strategic waiver school system contract. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
12. At Boyd's request, Mr. Mueller presented the Department's recommendation that the State Board of Education authorize the State School Superintendent to amend Charles R. Drew Charter School's Charter Schools State Facilities Grant. This amendment awards Charles R. Drew Charter School with a grant not to exceed \$75,000 in state funds for the Charter Schools State Facilities Grant. Follow-up questions were asked, and discussion ensued. Mr. Boyd requested and Ms. Kinnemore made a motion to move this Action Item onto the Consent Agenda pending SBOE Budget Committee approval. Mr. Boyd seconded the motion, which was unanimously approved 2-0.
13. At Mr. Boyd's request:
 - Pascael Beaudette shared that the Governor's Office for Student Achievement did not have any updates for the State Board of Education.
 - Gregg Stevens shared that State Charter School's Commission will be launching a new accountability tool on its website.

- Mark Whitlock shared that the Charter Advisory Committee will hold its next meeting on **December 1, 2017**.
- Allen Mueller also briefly reviewed the 2017-18 petition pipeline regarding upcoming renewals, letters of intent and amendments.

14. Mr. Boyd requested and Ms. Kinnemore made a motion to adjourn. Mr. Boyd seconded the motion, which was unanimously approved 2-0. Mr. Boyd adjourned the meeting at 2:30 P.M.



**State Board of Education Rules Committee
Mary Sue Murray Conference Room, 2056 Twin Towers East
November 8, 2017, 10:00 A.M.**

AGENDA

I. Action Items

1. (Adopt) State Board Rule 160-3-1-.07 Testing Program – Student Assessment

- a. The rule is being amended to address the flexibility offered by the Every Student Succeeds Act (ESSA) for newly arrived English Learners (EL).
- b. Newly-arrived ELs (i.e., those enrolling in a U.S. school for the first time) will participate in all mandated assessments, with appropriate accommodations as needed, during their first year of enrollment.
- c. The scores of newly-arrived ELs will be removed from all statewide accountability calculations based on coding in state-required data collections.
- d. During the second and all subsequent years of enrollment, the growth (i.e., progress) made by said students will be included in statewide accountability calculations. During the third and all subsequent years of enrollment, the achievement (i.e., content mastery) and growth (i.e., progress made by said students) will be included in statewide accountability calculations.
- e. It is recommended that the rule be adopted.

Dr. Garry McGiboney presented the item. Dr. McGiboney deferred to Dr. Melissa Fincher to provide additional details and there was no further discussion. This item will be placed on the Board agenda for a separate vote.

2. (Adopt) Georgia Standards of Excellence for World Language Level 3 – Less Commonly Taught Language

- a. Atlanta Public Schools (APS) submitted a World Language Level 3 course for the less commonly taught languages for review, which will be included in the State-funded 9th-12th grade courses as an extension of Levels 1 and 2.
- b. A World Language Level 3 is needed for students to complete a World Language Pathway.

- c. The World Language Level 3 course submitted by APS was reviewed by the World Language Advisory Committee. The Committee approved the course and recommended that it be submitted to the State Board of Education.
- d. It is recommended that the course be posted for public review for at least 30 days.

Dr. Garry McGiboney presented the item. Dr. McGiboney deferred to Patrick Wallace to provide additional details and edification. This item will be placed on the Consent Agenda.

II. Discussion Items

1. Dr. Caitlin Dooley provided the Rules Committee members a report on “Personalized Learning”.
2. Dr. McGiboney communicated to the Rules Committee that amendments to State Board Rule 160-4-8-.12, Alternative/Non-Traditional Education Program, and State Board Rule 160-4-8-.17 Case Management Consultation For Agency Placed Students would be presented at the December State Board Meeting seeking approval for initiation.
3. Federal Report – Dr. Hendley gave a brief report on the President’s proposed budget for education.

**STATE BOARD BUDGET COMMITTEE MEETING
GEORGIA DEPARTMENT OF EDUCATION
November 8, 2017 – 2:30 pm**

Attending:

Barbara Hampton
Mike Royal
Larry Winter
Ted Beck
Rusk Roam
Reggie Lampkin
Jon Cooper
Charles Queen
Amanda Gibson

Action Items

All items were unanimously approved and placed on the Consent Agenda.

1. TL – Contract - Certiport: Cheryl Clemons presented. Authorized to enter into a contract with Certiport at a cost not to exceed \$280,575 in Other Funds for certification practice exams for Microsoft Office Specialist and Microsoft Technology Associate in high schools.
2. TL – Contract – Garrett Consulting, LLC: Julie Morrill presented. Authorized to enter into a contract with Garrett Consulting, LLC, at a cost not to exceed \$80,000 in Federal Funds for external evaluation services.
3. AA – Contract Renewal – Kindergarten Entry Profile (Readiness Check): Melissa Fincher presented. Authorized to renew a contract with NCS Pearson at a cost not to exceed \$42,091 in Federal Funds for the continued development of a Kindergarten Entry Profile (Readiness Check) as a component of the Georgia Kindergarten Inventory of Developing Skills (GKIDS).
4. EAP – Grant – Charter Schools State Facilities Grant Award Amendment: Lou Erste presented. Authorized to award a grant to Charles R. Drew Charter School at a cost not to exceed \$75,000 in State Funds for the charter schools facilities grant.
5. FBO – \$50,000.01 - \$250,000 Recurring Contracts List November, 2017: Reggie Lampkin presented. Authorized to enter into contracts with the following:
 - PDB Worldwide
 - PDB Worldwide Amendment

Items for Information

1. FBO – Grant – FY2018 Direct Certification (DC) Improvement Grant: Jeanne Starr presented. The Georgia Department of Education is submitting a competitive grant application to the U.S. Department of Agriculture (USDA) to fund State Agency Activities in planning and implementing Direct Certification (DC) improvement projects that will help reach and maintain the mandated USDA DC rate. If awarded, the State Board of Education will be asked to authorize the State School Superintendent to receive the grant in the amount of up to \$250,000.00 in Federal Funds.
2. TL – Contract – Georgia Public Broadcasting Video Project: Dr. Barbara Wall presented. A Georgia Public Broadcasting video production services project to produce a video series was reported to the State Board for a cost not to exceed \$69,498.
3. FBO - \$50k and Under Report for September, 2017: Ted Beck/Reggie Lampkin presented. The State Board of Education authorized the State School Superintendent to approve the \$50,000 and Under Report for September, 2017.



First Priority Act Committee

2056 Twin Towers East, 205 Jesse Hill Jr. Drive, SE, Atlanta, GA 30334

November 8, 2017

Minutes

1. The meeting was called to order by Ms. Hampton at 3:20 P.M.
 - State Board of Education (SBOE) First Priority Act Committee Chair Barbara Hampton and Committee members Helen Rice, Scott Johnson, Kevin Boyd, Mike Royal and Larry Winter were present. SBOE members Lisa Kinnemore, Mike Long, Lee Anne Cowart, Trey Allen and Mike Cheokas were also present.
 - Georgia Department of Education staff present included Deputy Superintendent of Policy and External Affairs Dr. Garry McGiboney; Chief Financial Officer Ted Beck; Associate Superintendent for Policy, Charter Schools, District Flexibility, and Governmental Affairs Louis Erste; General Counsel Stacey Suber Drake; Director of Accountability Allison Timberlake; Interim Director of Communications Meghan Frick; and Assistant to the State Board of Education Debbie Caputo.
 - Governor's Office of Student Achievement Executive Director Martha Ann Todd was also present.
 - Education Turnaround Advisory Council Chairman, Dr. Jimmy Stokes, was also present.
 - Several members of the general public, including school district and charter school advocates and legal representatives were also present.
2. At Ms. Hampton's request, Mr. Lou Erste provide an update to the Committee on the First Priority Act Implementation Outline.
3. At Ms. Hampton's request Martha Ann Todd highlighted the schools noted on the turnaround eligible list which include 66 elementary schools, 28 middle schools, and 7 high schools. She also pointed out certain functions required for a school to be removed from the turnaround eligible list.
4. Ms. Hampton introduced Dr. Eric Thomas as the new Chief Turnaround Officer effective November 16, 2017. Dr. Thomas reviewed the 60 - 90 day plan and concurred with Ms. Hampton and other Committee members, that the five percent of turnaround eligible schools be presented at the December 6th committee meeting and adopted by the State Board.



5. Ms. Hampton asked Dr. Jimmy Stokes, Chairman of the Education Turnaround Advisory Council to provide an update on recent activities of the advisory council. Dr. Stokes noted that the advisory council will assist Dr. Thomas in hiring the turnaround coaches and the council has agreed to work with Dr. Stephanie Johnson in School Improvement.
6. Ms. Hampton adjourned the meeting at 3:54 p.m.



State Schools Sub-Committee Meeting Minutes
Wednesday, November 8, 2017
4:00 p.m.

Committee Members in Attendees:

Mr. Larry Winter
Mr. Mike Royal
Mr. Kevin Boyd
Ms. Lisa Kinnemore
Mr. Trey Allen
Ms. Lee Anne Cowart
Mr. Mike Cheokas
Ms. Barbara Hampton
Ms. Helen Rice

Others in Attendance:

Mr. Richard Woods
Dr. Kenney Moore
Ms. Jan Stevenson
Mr. Ted Beck
Mr. Mike Rowland

The meeting was called to order at 4:00 p.m. by Mr. Larry Winter.

- Roundtable Discussion – Mr. Mike Long discussed the possible need for a salary study for the teachers and staff at Georgia Academy for the Blind (GAB) in order to maintain continuity with the three state schools. Additionally, Mr. Long is working on a workbased learning or externship program at GAB.
- Facilities Plan Update - Mike Rowland provided a facilities update at GAB for certain repairs and remediation to the swimming pool. GFIC is working with a design firm.
- Position Report for Each School - Kenney Moore
- Poinsettias will be delivered on December 6, 2016.
- GAB vs. ASD Basketball game on January 9, 2017.

Adjournment:

The next meeting is scheduled on December 6, 2017.



State Board of Education
Operations Committee Minutes
 November 9, 2017

Mr. Mike Royal, Chairman
 Mr. Mike Cheokas
 Ms. Lisa Kinnemore
 Ms. Barbara Hampton
 Ms. Helen Rice
 Mr. Larry Winter

Mr. Kevin Boyd
 Ms. Lee Anne Cowart
 Mr. Trey Allen
 Mr. Mike Long
 Mr. Richard Woods

Mr. Matt Jones
 Dr. Gary McGiboney
 Dr. Melissa Fincher
 Ms. Stacey Suber-Drake
 Ms. Meghan Frick
 Dr. Caitlin Dooley

I. Committee Agenda Items

- a. ***Budget Committee Recommendations*** – Requested that **Items #1-6** under Budget Committee Items be moved as action items to the Committee of the Whole.
- b. ***District Flexibility and Charter Schools Committee Recommendations*** – Requested that **Items #1-8** under District Flexibility and Charter Schools Committee be moved as action items to the Committee of the Whole agenda.
- c. ***Rules Committee Recommendations*** - Requested that **Item #1** under Rules Committee Items be moved as action items to the Committee of the Whole agenda. Requested that **Item #2** be pulled for a separate vote.
- d. ***Superintendent's Report to the Board:***
 - *School Improvement Strategic Plan – Dr. Stephanie Johnson*
 - *ELA/Literacy Dashboard – Georgia Insights – Matt Jones*
 - *Melissa Fincher's Retirement*
- e. ***Chair's Report to the Board:***
 - *First Priority Act Committee Update*
 - *NASBE Annual Conference Overview*
 - *State Board Retreat*
 - *Technical College of Georgia Conference*
- f. ***Other Business***
 - *Mr. Larry Winter noted that Dr. Kenney Moore will review parity in the staff salaries at the State Schools.*
 - *Dr. Caitlin Dooley discussed the Vision for Personalized Learning position paper.*
 - *Dr. Caitlin Dooley reported on a recent EdSurge article highlighting Georgia education, specifically computer science.*
 - *Dr. Dooley provided an update on the NSF Grant in partnership with Georgia State and Code.org*
 - *Dr. Melissa Fincher reported that the Milestones reading pilot went well and should help in identifying exemplifiers.*
 - *Dr. Fincher provided an update on the communications plan for Keenville for pre-K – 4th grade.*



**State Board of Education
Executive Session Minutes
November 8, 2017
11:30 a.m.**

Attendees

Mr. Mike Royal, Chairman
Mr. Mike Cheokas
Ms. Helen Rice
Ms. Barbara Hampton
Mr. Mike Long
Ms. Lisa Kinnemore

Mr. Kevin Boyd
Ms. Lee Anne Cowart
Mr. Scott Johnson
Mr. Trey Allen
Mr. Larry Winter

Mr. Richard Woods
Mr. Matt Jones
Ms. Stacey Suber-Drake
Ms. Susan Hayes

Agenda

1. **Personnel.** Denise Peterson presented the November personnel action items to the Committee for discussion. (Attachment A)
2. **Legal.** Stacey Suber-Drake briefed the committee members on certain pending litigation and appeals. Refer to Legal Memorandum dated November 9, 2017, for a summary of November legal matters.
3. **Other Business**
 - a) **Attorney-Client discussion occurred.**

Adjournment

The Executive Session adjourned at 12:40 p.m.



Georgia Department of Education

Richard Woods, Georgia's School Superintendent
"Educating Georgia's Future"

Recommended Personnel Actions – Appointments
State Board of Education Meeting
November 8-9, 2017

Summary of Appointment Recommendations

State Superintendent of Schools Richard Woods recommends the following Georgia Department of Education at-will appointments:

Name	Job Title	Organizational Unit
Dana Irwin-Golowich	Education Program Specialist, Title IIA	Teacher/Leader Effective
Filadelfo Alexander Mendez	Helpdesk Analyst I	Data Collections

\$50,000.01-\$250,000 Recurring Contract (November 2017)

Vendor	Term	Program Manager	Cost	Objective	Funding Source	Renewal # or number of years recurring	Program Name	Changes from Previous Year
PDB Worldwide	FY18	Benjamin Wood	\$232,000.00	To contract with a logistics and storage facility to distribute resources to Georgia's School districts. These resources support the National School Lunch and School Breakfast Programs and include books, kits, and training tools for statewide use.	Federal 20218	4	School Nutrition 4 Finance and Budget Operations	Additional programs in DOE are utilizing this contract. Virtual School and Curriculum will be adding additional request through the contract. Total cost reflects utilization for all three programs.
<u>Last Year Performance Criteria and Results:</u>	On an annual basis through this contract, the GaDoe School Nutrition Program, Virtual Schools and Curriculum will use PDB Worldwide to store, kit, ship, and provide resources, training tools, and materials to Georgia's Schools Districts in support of the National School Lunch and School Breakfast Programs. An online web portal system is used to capture, order history, shipping, and reporting. The services that PDB provides are an integral part of the value-added solutions that is integral to make sure that every school has necessary components to support their School Nutrition Programs and therefore Georgia's children's health and well-being. All deliverables and milestones have been met and this renewal allows GaDOE to seamlessly continue to provide the necessary support that our school districts need to order to be successful.							
<u>This Year Performance Criteria, Summary and Results:</u>	PDB has continued to perform well as a vendor with exceptional responsiveness to the needs of the GaDOE. They work well with all of our employees and have proven themselves to be an effective partner in ensuring that our School Nutrition Programs have the tools they need for success.							

\$50,000.01-\$250,000 Recurring Contract (November 2017)

Vendor	Term	Program Manager	Cost	Objective	Funding Source	Renewal # or number of years recurring	Program Name	Changes from Previous Year
PDB Worldwide	FY18	Benjamin Wood	\$250,000.00	To contract with a logistics and storage facility to distribute resources to Georgia's School districts. These resources support the National School Lunch and School Breakfast Programs and include books, kits, and training tools for statewide use.	Federal 2021B	4	School Nutrition Finance and Budget Operations	Additional programs in DOE are utilizing this contract. Virtual School and Curriculum will be adding additional request through the contract. Total cost reflects utilization for all three programs. Amending 25,000 to cover for October and November invoices.
<u>Last Year Performance Criteria and Results:</u>	<p>On an annual basis through this contract, the GaDoe School Nutrition Program, Virtual Schools and Curriculum will use PBD Worldwide to store, kit, ship, and provide resources, training tools, and materials to Georgia's Schools Districts in support of the National School Lunch and School Breakfast Programs. An online web portal system is used to capture, order history, shipping, and reporting. The services that PBD provides are an integral part of the value-added solutions that is integral to make sure that every school has necessary components to support their School Nutrition Programs and therefore Georgia's children's health and well-being. All deliverables and milestone have been met and this renewal allows GaDOE to seamlessly continue to provide the necessary support that our school districts need to order to be successful.</p>							
<u>This Year Performance Criteria, Summary and Results:</u>	<p>PBD has continued to perform well as a vendor with exceptional responsiveness to the needs of the GaDOE. They work well with all of our employees and have proven themselves to be an effective partner in ensuring that our School Nutrition Programs have the tools they need for success.</p>							

Code: II

160-3-1-.07 TESTING PROGRAMS - STUDENT ASSESSMENT.**(1) DEFINITIONS.**

(a) **Assessing Comprehension and Communication in English State to State for English Language Learners (ACCESS for ELLs)** – an English language proficiency test administered annually to all English learners (EL) in Georgia for the purposes of determining the English language proficiency level of students; providing districts with information that will help them evaluate the effectiveness of their ESOL programs; providing information that enhances instruction and learning in programs for English learners; assessing the annual English language proficiency gains using a standards-based assessment instrument; and providing data for meeting federal and state requirements with respect to student assessment.

(b) **Accommodation** – an allowable alteration in the administration of an assessment that assists students with access to participate in an assessment and is clearly documented within a student’s Individualized Education Program (IEP), Section 504 Individual Accommodation Plan (IAP), or English Learner (EL) Testing Participation Plan. An accommodation is provided to a student during an assessment so that the assessment measures what the student knows and is able to do.

(c) **Conditional Accommodation** – a more expansive accommodation that provides access for students with more severe disabilities or limited English proficiency who would not be able to access the assessment to demonstrate their achievement without such assistance.

(d) **Conditional Administration** – a test administration in which a more expansive accommodation is utilized to provide access to an assessment for a small number of eligible students with more severe disabilities or more limited English proficiency and who, therefore, would not be able to access the assessment without such assistance.

(e) **English Learner (EL) Student** – a student whose primary or home language is one other than English and who is eligible for services based on the results of an English language placement assessment and, if warranted, additional assessments specified in Rule 160-4-5-.02 Language Assistance: Programs for English Learners (ELs).

(f) **English Learner Monitored (EL-M) Student** – a student whose primary or home language is not English and who, based on state English to Speakers of Languages (ESOL) program criteria, has exited the ESOL program or an alternative language assistance program in the past four years as provided for in State Board

Rule 160-4-5-.02 Language Assistance: Program for English Learners (ELs) (2)(a) 4(iv).

(g) **EL Testing Participation Committee** – a committee convened to make testing decisions for EL students. This committee can serve as part of the Language Assessment Conference as defined in 160-4-5-.02 Language Assistance: Programs for English Learners.

(h) **Georgia Alternate Assessment (GAA)** – an alternate assessment based on alternate achievement standards for students with significant cognitive disabilities identified and served in accordance with the Individuals with Disabilities Education Act (IDEA) and whose IEP team has determined the students are unable to reasonably participate in the regular assessment program. The purpose of the GAA is to ensure all students, including students with significant cognitive disabilities, are provided access to the state- adopted content standards and given the opportunity to demonstrate progress toward achievement of the state standards.

(i) **Georgia Department of Education (GaDOE)** – the state agency charged with the fiscal and administrative management of certain aspects of K-12 public education, including the implementation of federal and state mandates. Such management is subject to supervision and oversight by the State Board of Education.

(j) **Georgia Kindergarten Inventory of Developing Skills (GKIDS)** – a performance assessment designed to provide teachers with information about the level of instructional support needed by individual students enrolled in kindergarten and their readiness for first grade.

(k) **Georgia Milestones Assessment System (Georgia Milestones)** – a criterion-referenced test, administered in grades 3 – 8 at the end of each grade and high school at the end of each SBOE identified course designed to measure student mastery of the state’s content standards as an indicator of preparedness for the next grade, course, or educational endeavor, be that college or career. Georgia Milestones includes a norm-referenced component to provide national comparison data.

(l) **Grade-Level Student** – a student who is reported to the GaDOE at a grade level in accordance with Rule 160-5-1-.07 Student Data Collection.

(m) **Individualized Education Program (IEP)** – a written statement of special education, related services, and, as appropriate, transition services, that meets the unique needs of the student with a disability. An IEP also includes any specific test administration accommodations, needed instructional modifications, and supports for the student with a disability. The IEP is developed, reviewed, and revised by an appropriately staffed IEP team, including the student’s parent(s). (Rule 160-4-7-.21 Definitions).

(n) **Individuals with Disabilities Education Act (IDEA)** – the federal law that was enacted to ensure that all students with disabilities have available to them a free

appropriate public education that emphasizes special education and related services designed to meet their unique needs and prepare them for employment and independent living; to ensure that the rights of students with disabilities and their parents are protected; to assist states, localities, educational service agencies, and federal agencies to provide for the education of students with disabilities; and to assess and ensure the effectiveness of efforts to educate students with disabilities. (Rule 160-4-7-.21 Definitions).

(o) **Language Proficiency Assessment** – an assessment of an EL student's: (1) progress in the acquisition of the English language in the areas of listening, speaking, reading and writing; and (2) attainment of a prescribed level of performance in listening, speaking, reading, and writing to enable a student to communicate independently and effectively in both social and academic settings.

(p) **Modification** – an alteration in the administration of an assessment that results in a change in the content or construct being assessed, typically either through the addition or removal of content; modifications are strictly prohibited on state assessments.

(q) **National Assessment of Educational Progress (NAEP)** – a federally mandated and funded assessment program that is designed to collect information about what fourth, eighth, and twelfth grade students know and can do in a variety of key subject areas and is administered to a sample of students in all states.

(r) **Non-standard Administration** – a test administration in which the procedures and directions included in the administration manual are not followed exactly.

(s) **Norm-referenced Test (NRT)** – a test designed to provide information on how well students perform in comparison to an external reference group or norm group.

(t) **Section 504 Student** – a student who currently has an impairment that substantially limits one or more major life activities, who has a record of such impairment or who is regarded as having such an impairment, and who may not be eligible for services under IDEA.

(u) **Special Education** – specially designed instruction provided at no cost to parents that meets the unique needs of a student with a disability. Special education includes instruction in the classroom, in the home, in hospitals, institutions and other settings, physical education, travel training and vocational education. (Rule 160-4-7-.21 Definitions).

(v) **Standard Accommodation** – a test administration accommodation that provides access to the assessment without altering the construct measured by the assessment.

(w) **Standard Administration** – a test administration in which the procedures and directions included in the administration manual are followed exactly.

(x) **Standard Setting** – a research-based process that involves subject matter experts and stakeholders using both judgmental methods and performance data to determine the number correct scores (i.e., cut scores) required to achieve established performance levels.

(y) **State Board of Education (SBOE)** – the constitutional authority which defines education policy for the public K-12 education agencies in Georgia.

(z) **Student with Disabilities** – a student who is classified as disabled according to Rule 160-4-7-.21 Definitions (10) and/or according to Section 504 of the 1973 Rehabilitation Act [34 C.F.R. §104.33 (a)]

(2) GEORGIA STUDENT ASSESSMENT PROGRAM REQUIREMENTS.

Each local system shall assess all students using SBOE-designated assessment instruments, as required. An IEP team, under limited circumstances and in accordance with GaDOE and federal guidelines, may consider the SBOE-approved alternate assessment for a small number of students with significant cognitive disabilities (approximately 1%) who receive special education services and are unable to participate in the general assessment. The SBOE-approved alternate assessment based on alternate achievement standards shall be the Georgia Alternate Assessment (GAA) for students in grades K – 12 in language arts, mathematics, science, and social studies. All EL students must participate annually in the state-adopted English proficiency assessment.

(a) KINDERGARTEN ASSESSMENT.

1. Each local school system shall assure that the following requirements are met.

(i) All kindergarten students shall be assessed using the Georgia Kindergarten Inventory of Developing Skills (GKIDS) during their kindergarten year as the school readiness assessment for first grade, and

(ii) Only certified teachers of kindergarten or first grade students and who have been trained in the use of the GKIDS, shall administer the assessment.

2. The local school system shall use information obtained from the administration of the GKIDS to make placement decisions on an individual student basis. Documentation that supports an individual retention decision shall be on file in the student's permanent record. The information obtained by the GKIDS shall be used as part of the required written documentation. The student's parent/guardian shall be notified of the final placement decision. The local school system shall provide alternative, and developmentally appropriate instruction to students who spend a second year in kindergarten.

(b) FIRST-GRADE ASSESSMENT. Subject to appropriations, local systems shall administer a formative assessment with a cumulative component that is tied to performance indicators in reading and mathematics in grade one.

(c) **SECOND-GRADE ASSESSMENT.** Subject to appropriations, local systems shall administer a formative assessment with a cumulative component that is tied to performance indicators in reading and mathematics in grade two.

(d) **THIRD-GRADE ASSESSMENTS.** Local systems shall assess all third-grade students with the state-adopted English/language arts and mathematics tests annually according to a schedule established by the SBOE.

(e) **FOURTH-GRADE ASSESSMENT.** Local systems shall assess all fourth-grade students with the state-adopted English/language arts and mathematics tests annually according to a schedule established by the SBOE.

(f) **FIFTH-GRADE ASSESSMENTS.** Local systems shall assess all fifth-grade students with the state-adopted English/language arts, mathematics, science, and social studies tests annually according to a schedule established by the SBOE.

(g) **SIXTH-GRADE ASSESSMENT.** Local systems shall assess all sixth-grade students with the state-adopted English/language arts and mathematics tests annually according to a schedule established by the SBOE.

(h) **SEVENTH-GRADE ASSESSMENT.** Local systems shall assess all seventh-grade students with the state-adopted English/language arts and mathematics tests annually according to a schedule established by the SBOE.

(i) **EIGHTH-GRADE ASSESSMENTS.** Local systems shall assess all eighth-grade students with the state-adopted English/language arts, mathematics, science, and social studies tests annually according to a schedule established by the SBOE.

(j) **END-OF-COURSE (EOC) ASSESSMENTS.** Local school systems shall assess students at the completion of core high school courses specified by the SBOE, in accordance with O.C.G.A. 20-2-281 (a), to measure student achievement in the four content areas of English/Language Arts, Mathematics, Science, and Social Studies.

1. With the exception of the following courses, Ninth Grade Literature and Composition, Algebra I, Coordinate Algebra, and Biology, a student shall be exempt from taking the end-of-course assessment for a core subject course if he or she earns a post-secondary credit in that course through dual enrollment pursuant to O.C.G.A. 20-2-149.2 or 20-2-161.3. Postsecondary grades earned, in this situation, shall be used in the state accountability system. All students enrolled in Ninth Literature and Composition, Algebra I, Coordinate Algebra, and Biology must take the EOC.

2. Individuals no longer enrolled in a Georgia public school, who were not eligible for a diploma solely as a result of not achieving a passing score on the former graduation assessments (i.e., Basic Skills Test, Georgia High School Graduation Tests, Georgia High School Writing Test), may submit a petition to their local school

system to determine their eligibility for a diploma as provided for by O.C.G.A. 20-2-281.1.

(k) NATIONAL ASSESSMENT OF EDUCATIONAL PROGRESS (NAEP)
Local school systems shall participate in the NAEP assessment programs.

(3) STUDENT ASSESSMENT RESPONSIBILITIES FOR SPECIAL POPULATIONS.

(a) STUDENTS WITH DISABILITIES WHO RECEIVE EDUCATIONAL SERVICES DEFINED BY AN IEP OR SECTION 504 ACCOMMODATION PLAN. Local systems shall ensure that all students with IEPs or Section 504 Accommodation Plans participate in the state and local assessment programs. The IEP or Section 504 Accommodation Plans for these students shall identify the state-approved accommodations required to enable participation.

1. Decisions related to the participation in and identification of any needed accommodations in administration shall be made by the IEP team in the Individualized Education Program (IEP) review or by the Section 504 Individual Accommodation Plan (IAP) committee in its meeting.
2. All students with disabilities shall be coded according to the primary disability for each assessment in which they participate. Student participation in and performance on all assessments shall be accurately documented within each student's IEP or IAP so that state and federal reporting guidelines can be met and so that performance outcome measures can be monitored for compliance.
3. Accommodations must be provided for students with disabilities as identified in the IEP or Section 504 IAP. Accommodation decisions made by the appropriate IEP or Section 504 IAP committee shall take into account the accommodations that are currently used in the instructional or classroom assessment process and must be part of the usual instructional practice for the student. Additionally, these committees shall consider whether the accommodation is necessary for access to the assessment process, previous experience with and the usefulness of the recommended accommodation, and whether or not the recommended accommodation impacts the integrity of the assessment. Students shall receive the accommodations they need in order to meaningfully participate in the assessment, but should not be given more than is necessary to meaningfully participate. The majority of students are expected to participate in the regular assessments with only a small percentage requiring a conditional/nonstandard administration. Only state-approved accommodations may be included in an IEP or Section 504 IAP.
4. Accommodations can result in administrations of the assessment that are either standard or conditional. *Standard administration* refers to testing conditions in which the procedures and directions are administered exactly as described in the test administration manual and non-altering accommodations are used. *Conditional administration* refers to use of more expansive accommodations utilized to provide

access for a small percentage of students with more severe disabilities who would not be able to access the assessment without such assistance. Conditional accommodations shall be used sparingly as the majority of students requiring accommodations are able to successfully demonstrate their achievement with standard accommodations. The use of conditional accommodations must be required by the student to access the test because of his or her disability and documentation substantiating the need shall be included in the student's IEP along with specific instructional goals to address the need. Assessments differ in what results in standard and conditional administrations. Specific information concerning the standard or conditional nature of an accommodation is published annually in the *Student Assessment Handbook* and in the respective testing administration materials that accompany each assessment (e.g., Examiner's Manual and Directions for Administration). Should an individual student need an accommodation not on the approved list for a state test, approval must be granted by the Assessment and Accountability Division of the GaDOE before the accommodation may be used.

5. All students must be assessed annually using the appropriate state-mandated assessments listed in section (2) of this rule.

6. When an IEP team determines that a student at any grade level is not able to participate in an administration of any local or state-mandated assessment, even with reasonable accommodations, the IEP team will document the reasons and make the necessary alternate assessment decision for that student following the state-approved participation guidelines. For the state-mandated assessments listed in Paragraph (2) of this rule, the alternate assessment based on alternate achievement standards shall be the GAA. A relatively small percentage of students (approximately 1%) are expected to participate through an alternate assessment.

7. Students with significant cognitive disabilities participating in the GAA must be provided access to the state-adopted content standards. Educators may adjust the learning expectations for this group of unique students provided the instruction is based on and aligned to the grade-level content standards. Instruction may reflect pre-requisite skills but must be sufficiently challenging for the individual student.

8. Compliance standards, reporting and enforcement. All students are expected to participate in all state-mandated assessments including students pursuing a Special Education Diploma. Most students are expected to participate in standard administrations, with a small percentage (less than 3%) under conditional administrations and a small percent (approximately 1%) in the GAA.

(i) Student participation in and performance on all state-mandated assessments, including the GAA shall be accurately documented so that state and federal reporting guidelines can be met and so that performance outcome measures can be monitored for compliance.

(ii) All students with disabilities shall be included in the accountability reporting process.

(I) All participation data and results data shall be available to the Office of Student Achievement (OSA) for the process of evaluating and rating school systems.

(II) The results of the GAA shall be included as part of the state accountability system and system report cards.

(III) The local system and GaDOE shall monitor participation rates for each assessment program, including alternate assessments, and the usage of accommodations, including conditional accommodations.

(IV) The GaDOE shall automatically monitor/investigate any local system not meeting assessment participation rate requirements. All remaining local school systems will be monitored on a rotational basis as a part of the regular scheduled monitoring process. Failure to meet those requirements may result in sanctions ranging from imposition of corrective action plans to withholding of funds.

(V) The GaDOE will review results of all administrations and explore additional reporting formats to create meaningful and useful information from the results of standard and conditional/nonstandard administrations and the GAA.

(b) ENGLISH LEARNER STUDENTS

1. Students who have been defined as English Learner (EL) shall participate in all assessment programs. These students shall be coded EL on each test. If a student has exited the ESOL program or an alternative language assistance program in the past four years, the student shall be coded EL-M on each test. A student who has been exited for more than four years from the ESOL program shall not be coded as EL or EL-M on each test.

2. In certain situations, individual needs of EL and EL-M students may warrant accommodations. These accommodations shall be determined by and recorded during a documented meeting of the EL Testing Participation Committee. Those students identified as EL-M may receive, based on individual need, standard state-approved accommodations for a maximum of two years after exiting ESOL or an alternative language assistance program. At the end of the first two years of the monitoring period, EL-M students are no longer eligible for test administration accommodations. Testing accommodations shall be made only when appropriate documentation is on file for each eligible student. Administration of the assessments and use of test administration accommodations, including conditional accommodations for those students with very limited English proficiency, shall be according to established guidelines and procedures in the test administration manual(s), *Examiner's Manual* and the *Student Assessment Handbook*. Accommodation decisions made shall take into account the accommodations that are currently used in the instructional or classroom assessment process and must be part of the usual instructional practice for the student. Additionally the EL Testing Participation Committee shall consider experience with and utility of the accommodation and whether or not the recommended accommodation impacts the

integrity of the assessment. Conditional accommodations shall be used sparingly and shall not be assigned to EL-M students. The local system and DOE shall monitor participation rates for each assessment program, and the usage of accommodations, including conditional accommodations.

3. The EL Testing Participation Committee shall be composed of a minimum of three members, one of whom is a certified educator. The EL/ ESOL teacher/ paraprofessional/ aide currently serving the student with English language assistance is required to be a member of the committee. The remaining members shall be chosen from the following: regular language arts, reading or English teacher; student's parent or legal guardian or the student, if 18 years or older; school administrator; other content area teachers; counselor; school psychologist; and lead teacher. Documentation of each EL Testing Participation Committee shall be placed in the student's permanent record. These documents shall contain the following information: names of participants; date(s) of meeting(s); date of entry into U.S. schools; test scores proving eligibility for ESOL services; the dates of administration and the name of the tests to be administered; alternatives considered (i.e., regular administration, accommodations); final action including specific accommodations for each test/subtest consistent with current instructional accommodations; signatures of committee members, school administrator and, parent, legal guardian or student if 18 years or older. The list of tests to be administered must include all state assessments that are mandated for the student's grade level. In addition to these state assessments, students who are required to participate in language proficiency tests under Title III of the Elementary and Secondary Education Act must participate in the language proficiency test prescribed by the state.

4. EL students enrolling for the first time in a U.S. school must participate in all SBOE-designated assessments and must be coded as a first time in U.S. school enrollee in state-required data collections. All scores resulting from the administration of state assessments will be removed from any statewide accountability calculations for the first year of a newly-arrived EL student's enrollment in a US school. Though not used for statewide accountability purposes in the first year, such scores will serve as the baseline for student growth calculations and be included beginning in year two of such students' enrollment. Both achievement and growth will be included in statewide accountability calculations beginning in the third year of enrollment. .

(4) TESTING REGULATIONS AND PROCEDURES. Local school systems shall adhere to all written regulations and procedures relating to testing and test administration, including the distribution and collection of test materials, test security, use of test results and official testing dates established in the *Student Assessment Handbook*, test administration manuals such as *System Coordinator's Manual*, *School Test Coordinator's Manual*, and *Examiner's Manual*, and assessment supplements and correspondence.

(a) Assessment guidelines shall be reviewed annually.

(b) The local system shall ensure that individual student assessment scores become a part of students' records as soon as possible after testing and that records follow students to their new schools when requested as specified in Rule 160-5-1-.14 Transfer of Student Records.

(c) Scores for an individual student shall be made available only to said student, to the parent(s) or legal guardian(s) of said student, and to appropriate local, state, and federal governmental agencies as provided by state and federal law.

(d) Local school systems shall provide individual student score reports for all state-mandated assessments to the parent(s) or legal guardian(s) in a timely manner.

(e) Procedures shall be followed in compliance with O.C.G.A. § 19-7-5, Reporting of Child Abuse, and O.C.G.A. § 16-10-50, Hindering Apprehension and Punishment of a Criminal, for reporting individual writing assessments which fall under the designated situations.

(f) All assessments shall be administered by Georgia-certified educators.

(g) Local systems shall train and orient any persons involved directly or indirectly in the assessment process and procedures required for appropriate and secure administration of all state-mandated assessments.

(h) Allegations of failure to follow procedures required for appropriate and secure administration of state-mandated assessments shall be reported to the GaDOE and the Ethics Division of the Professional Standards Commission.

(i) All students shall be assessed in English.

(j) The GaDOE shall provide pre-printed student labels for all mandated tests listed in Paragraph (2) Georgia Student Assessment Program Requirements, and local systems must use these labels as directed in the *Student Assessment Handbook* and in the *Examiner's Manuals* for the various tests.

(k) In accordance with applicable state promotion and retention policies and laws, students who do not participate in state mandated tests shall not be promoted to the next grade. For EL students enrolled in their first year in a U. S. school placement decisions shall be made on an individual student basis by the EL Testing Participation Committee and be consistent with local school board policy.

(l) In cases where promotion and retention specifies the administration of an alternate test as a requirement for promotion to the next grade level in grades three, five, and eight, such assessment shall be an alternate version of the state-adopted test for that grade level.

(5) STAFF DEVELOPMENT.

160-3-1-.07 (Continued)

(a) Teachers in grades one through 12 shall be offered the opportunity to participate annually in a staff development program on the use of tests within the instructional program designed to improve students' academic achievement. This program shall instruct teachers in the effective utilization of test results and other appropriate applications as determined by the SBOE, and may be provided by either the GaDOE or the local unit of administration.

Authority O.C.G.A. § 16-10-50; 19-7-5; 20-2-131; 20-2-140; 20-2-142; 20-2-150(a); 20-2-151; 20-2-154(a); 20-2-240(a); 20-2-242; 20-2-281; 20-2-282; 50-18-70.

Adopted: November 3, 2016

Effective: November 23, 2016