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HOUSE BILL NO. 975

Offered January 24, 2000

A BILL to amend and reenact § 22.1-199.2 of the Code of Virginia, as it is currently effective and as it shall become effective, and to repeal the second and third enactments of Chapter 537 of the Acts of Assembly of 1999, relating to remediation programs.

Patrons—Van Yahres, Christian, Darner, Dillard, Hamilton and Rhodes; Senators: Couric, Houck, Lambert and Miller, Y.B.

Referred to Committee on Education

Be it enacted by the General Assembly of Virginia:

1. That § 22.1-199.2, as it is currently effective and as it shall become effective, of the Code of Virginia is amended and reenacted as follows:

§ 22.1-199.2. (Effective until July 1, 2003) Regulations for establishing standards for remediation programs; reporting required.

A. The Board of Education shall promulgate regulations establishing standards for remediation programs *that receive state funding, without regard to state funding designations*, which shall be designed to strengthen and improve the effectiveness of such programs in increasing the scholastic achievement of students with academic deficiencies. Such regulations shall require (i) school divisions to evaluate remediation programs, annually, in terms of the pass rate on the Standards of Learning tests, and (ii) that school divisions report, on such forms as may be required by the Board for such purpose, data pertaining to the demographic and educational characteristics of students who have been identified for remediation pursuant to subsection C of § 22.1-253.13:1, or subsection A of § 22.1-254, and § 22.1-254.01. Data submitted to the Board shall include, but not be limited to, the number of students failing the Literacy Passport Test, any or all components, for each administration of the test; the number of students failing any Standards of Learning assessments for grades three, five, and eight; a demographic profile of the students attending such programs; the academic status of each such student; the types of instruction offered, the length of the program, and the local costs of the program; *and* the number of ungraded and disabled students; ~~and those with limited English proficiency (ESL); and~~ *School divisions shall also provide to the Board the number of students failing who fail the literacy tests or the Standards of Learning assessments for grades three, five, and eight who attend after attending remediation programs. The Board shall also establish in regulations, a formula for determining the level of funding necessary to assist school divisions in providing transportation services to students required to attend remediation programs.*

B. The Board of Education shall cause the collection, compilation, and analysis of the data required to be reported by local school divisions in subsection A of this section to accomplish a statewide review and evaluation of remediation programs. The Board shall report its analysis of the data submitted by school divisions and a statewide assessment of remediation programs, and any recommendations, to the Governor and the General Assembly annually, beginning on December 1, 2000.

§ 22.1-199.2. (Effective July 1, 2003) Standards for remediation programs established; reporting required.

A. The Board of Education shall promulgate regulations for establishing standards for remediation programs *that receive state funding, without regard to state funding designations*, which shall be designed to strengthen and improve the effectiveness of such programs in increasing the scholastic achievement of students with academic deficiencies. Such standards shall require (i) school divisions to evaluate remediation programs, annually, in terms of the pass rate on the Standards of Learning tests, and (ii) that school divisions report, on such forms as may be required by the Board for such purpose, data pertaining to the demographic and educational characteristics of students who have been identified for remediation pursuant to subsection C of § 22.1-253.13:1, or subsection A of § 22.1-254, and § 22.1-254.01. Data submitted to the Board shall include, but not be limited to, the number of students failing any Standards of Learning assessments for grades three, five, and eight; a demographic profile of the students attending such programs; the academic status of each such student; the types of instruction offered, the length of the program, and the local costs of the program; *and* the number of ungraded and disabled students; ~~and those with limited English proficiency (ESL); and~~ *School divisions shall also provide to the Board the number of students failing who fail the Standards of Learning assessments for grades three, five, and eight who attend after attending remediation programs.*

The Board shall also establish in regulations, a formula for determining the level of funding necessary to assist school divisions in providing transportation services to students required to attend

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60 *remediation programs.*

61 B. The Board of Education shall cause the collection, compilation, and analysis of the data required
62 to be reported by local school divisions in subsection A of this section to accomplish a statewide review
63 and evaluation of remediation programs. The Board shall report its analysis of the data submitted by
64 school divisions and a statewide assessment of remediation programs, and any recommendations, to the
65 Governor and the General Assembly annually.

66 **2. That the second and third enactments of Chapter 537 of the Acts of Assembly of 1999 are**
67 **repealed.**

68 **3. That the Board of Education shall promulgate all necessary regulations to implement the**
69 **provisions of this act by August 1, 2000.**