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HOUSE BILL NO. 2619

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Education
on February 4, 2009)

(Patron Prior to Substitute—Delegate Barlow)

A *BILL to amend and reenact § 22.1-253.13:4 of the Code of Virginia, relating to credits for transfer students.*

Be it enacted by the General Assembly of Virginia:**1. That § 22.1-253.13:4 of the Code of Virginia is amended and reenacted as follows:**

§ 22.1-253.13:4. Standard 4. Student achievement and graduation requirements.

A. Each local school board shall award diplomas to all secondary school students, including students who transfer from nonpublic schools or from home instruction, who earn the units of credit prescribed by the Board of Education, pass the prescribed tests, and meet such other requirements as may be prescribed by the local school board and approved by the Board of Education. Provisions shall be made to facilitate the transfer and appropriate grade placement of students from other public secondary schools, from nonpublic schools, or from home instruction as outlined in the standards for accreditation. *Course credits earned for online courses taken in the Department of Education's Virtual Virginia program shall transfer to Virginia public schools in accordance with provisions of the standards for accreditation.* Further, reasonable accommodation to meet the requirements for diplomas shall be provided for otherwise qualified students with disabilities as needed.

In addition, each local school board may devise, vis-a-vis the award of diplomas to secondary school students, a mechanism for calculating class rankings that takes into consideration whether the student has taken a required class more than one time and has had any prior earned grade for such required class expunged.

Each local school board shall notify the parents of rising eleventh and twelfth grade students of (i) the number and subject area requirements of standard and verified units of credit required for graduation pursuant to the standards for accreditation and (ii) the remaining number and subject area requirements of such units of credit the individual student requires for graduation.

B. Students identified as disabled who complete the requirements of their individualized education programs shall be awarded special diplomas by local school boards.

Each local school board shall notify the parent of such students with disabilities who have an individualized education program and who fail to meet the requirements for a standard or advanced studies diploma of the student's right to a free and appropriate education to age 21, inclusive, pursuant to Article 2 (§ 22.1-213 et seq.) of Chapter 13 of this title.

C. Students who have completed a prescribed course of study as defined by the local school board shall be awarded certificates of program completion by local school boards if they are not eligible to receive a standard, advanced studies, modified standard, special, or general achievement diploma.

Each local school board shall provide notification of the right to a free public education for students who have not reached 20 years of age on or before August 1 of the school year, pursuant to Chapter 1 (§ 22.1-1 et seq.) of this title, to the parent of students who fail to graduate or who have failed to achieve the number of verified units of credit required for graduation as provided in the standards for accreditation. If such student who does not graduate or achieve such verified units of credit is a student for whom English is a second language, the local school board shall notify the parent of the student's opportunity for a free public education in accordance with § 22.1-5.

D. In establishing course and credit requirements for a high school diploma, the Board shall:

1. Provide for the selection of integrated learning courses meeting the Standards of Learning and approved by the Board to satisfy graduation credit requirements, which shall include Standards of Learning testing, as necessary;

2. Establish the requirements for a standard, modified standard, or advanced studies high school diploma, which shall include one credit in fine or performing arts or career and technical education and one credit in United States and Virginia history. The requirements for a standard high school diploma shall, however, include at least two sequential electives chosen from a concentration of courses selected from a variety of options that may be planned to ensure the completion of a focused sequence of elective courses. Students may take such focused sequence of elective courses in consecutive years or any two years of high school. Such focused sequence of elective courses shall provide a foundation for further education or training or preparation for employment and shall be developed by the school division, consistent with Board of Education guidelines and as approved by the local school board;

3. Establish the requirements for a technical diploma. This diploma shall meet or exceed the requirements of a standard diploma and will include a concentration in career and technical education, as

60 established in Board regulations. A student who meets the requirement for the advanced studies diploma
61 who also fulfills a concentration in career and technical education shall receive an advanced technical
62 diploma, or if he chooses, he shall receive an advanced studies diploma. The Board may develop or
63 designate assessments in career and technical education for the purposes of awarding verified credit
64 pursuant to subdivision 6;

65 4. Provide, in the requirements for the verified units of credit stipulated for obtaining the standard or
66 advanced studies diploma, that students completing elective classes into which the Standards of Learning
67 for any required course have been integrated may take the relevant Standards of Learning test for the
68 relevant required course and receive, upon achieving a satisfactory score on the specific Standards of
69 Learning assessment, a verified unit of credit for such elective class that shall be deemed to satisfy the
70 Board's requirement for verified credit for the required course;

71 5. Establish a procedure to facilitate the acceleration of students that allows qualified students, with
72 the recommendation of the division superintendent, without completing the 140-hour class, to obtain
73 credit for such class upon demonstration of mastery of the course content and objectives. Having
74 received credit for the course, the student shall be permitted to sit for the relevant Standards of Learning
75 assessment and, upon receiving a passing score, shall earn a verified credit. Nothing in this section shall
76 preclude relevant school division personnel from enforcing compulsory attendance in public schools; and

77 6. Provide for the award of verified units of credit for passing scores on industry certifications, state
78 licensure examinations, and national occupational competency assessments approved by the Board of
79 Education.

80 School boards shall report annually to the Board of Education the number of industry certifications
81 obtained, state licensure examinations passed, and the number of career and technical education
82 completers that graduated. These numbers shall be reported as categories on the School Performance
83 Report Card.

84 For the purposes of this subdivision, a "career and technical education completer" is a student who
85 has met the requirements for a career and technical concentration or specialization and all requirements
86 for high school graduation or an approved alternative education program.

87 In addition, the Board may:

88 a. For the purpose of awarding verified units of credit, approve the use of additional or substitute
89 tests for the correlated Standards of Learning assessment, such as academic achievement tests, industry
90 certifications or state licensure examinations; and

91 b. Permit students completing career and technical education programs designed to enable such
92 students to pass such industry certification examinations or state licensure examinations to be awarded,
93 upon obtaining satisfactory scores on such industry certification or licensure examinations, the
94 appropriate verified units of credit for one or more career and technical education classes into which
95 relevant Standards of Learning for various classes taught at the same level have been integrated. Such
96 industry certification and state licensure examinations may cover relevant Standards of Learning for
97 various required classes and may, at the discretion of the Board, address some Standards of Learning for
98 several required classes.

99 E. In the exercise of its authority to recognize exemplary academic performance by providing for
100 diploma seals, the Board of Education shall develop criteria for recognizing exemplary performance in
101 career and technical education programs by students who have completed the requirements for a
102 standard or advanced studies diploma and shall award seals on the diplomas of students meeting such
103 criteria.

104 In addition, the Board shall establish criteria for awarding a diploma seal for advanced mathematics
105 and technology for the standard and advanced studies diplomas. The Board shall consider including
106 criteria for (i) technology courses; (ii) technical writing, reading, and oral communication skills; (iii)
107 technology-related training; and (iv) industry, professional, and trade association national certifications.

108 The Board shall also establish criteria for awarding a diploma seal for excellence in civics education
109 and understanding of our state and federal constitutions and the democratic model of government for the
110 standard and advanced studies diplomas. The Board shall consider including criteria for (i) successful
111 completion of history, government, and civics courses, including courses that incorporate character
112 education; (ii) voluntary participation in community service or extracurricular activities that includes the
113 types of activities that shall qualify as community service and the number of hours required; and (iii)
114 related requirements as it deems appropriate.

115 F. The Board shall establish, by regulation, requirements for the award of a general achievement
116 diploma for those persons who have (i) achieved a passing score on the GED examination; (ii)
117 successfully completed an education and training program designated by the Board of Education; and
118 (iii) satisfied other requirements as may be established by the Board for the award of such diploma.

119 G. (Effective October 1, 2008) To ensure the uniform assessment of high school graduation rates, the
120 Board shall collect, analyze, and report high school graduation and dropout data using a formula
121 prescribed by the Board.

122 The Board may promulgate such regulations as may be necessary and appropriate for the collection,
123 analysis, and reporting of such data.