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HOUSE BILL NO. 1793

Offered January 12, 2011

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A BILL to amend and reenact § 22.1-253.13:4 of the Code of Virginia, relating to diploma seals.

Patron—Tata

Referred to Committee on Education

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, shall be identified in the Academic and Career Plan as described in Board of Education regulations, and shall be developed by the school

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59 division, consistent with Board of Education guidelines and as approved by the local school board.

60 3. Establish the requirements for a technical diploma. This diploma shall meet or exceed the
61 requirements of a standard diploma and will include a concentration in career and technical education, as
62 established in Board regulations. A student who meets the requirement for the advanced studies diploma
63 who also fulfills a concentration in career and technical education shall receive an advanced technical
64 diploma, or if he chooses, he shall receive an advanced studies diploma. The Board may develop or
65 designate assessments in career and technical education for the purposes of awarding verified credit
66 pursuant to subdivision 6.

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

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

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

82 School boards shall report annually to the Board of Education the number of Board-approved
83 industry certifications obtained, state licensure examinations passed, national occupational competency
84 assessments passed, Virginia workplace readiness skills assessments passed, and the number of career
85 and technical education completers who graduated. These numbers shall be reported as separate
86 categories on the School Performance Report Card.

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

90 In addition, the Board may:

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

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

102 7. Provide for the waiver of certain graduation requirements (i) upon the Board's initiative or (ii) at
103 the request of a local school board. Such waivers shall be granted only for good cause and shall be
104 considered on a case-by-case basis.

105 E. In the exercise of its authority to recognize exemplary academic performance by providing for
106 diploma seals, the Board of Education shall develop criteria for recognizing exemplary performance in
107 career and technical education programs by students who have completed the requirements for a
108 standard ~~or~~, *standard technical*, advanced studies, *or advanced technical* diploma and shall award seals
109 on the diplomas of students meeting such criteria.

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

115 The Board shall also establish criteria for awarding a diploma seal for excellence in civics education
116 and understanding of our state and federal constitutions and the democratic model of government for the
117 *modified standard*, standard ~~and~~, *standard technical*, advanced studies, *and advanced technical* diplomas.
118 The Board shall consider including criteria for (i) successful completion of history, government, and
119 civics courses, including courses that incorporate character education; (ii) voluntary participation in
120 community service or extracurricular activities that includes the types of activities that shall qualify as

121 community service and the number of hours required; and (iii) related requirements as it deems
122 appropriate.

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

127 G. To ensure the uniform assessment of high school graduation rates, the Board shall collect,
128 analyze, and report high school graduation and dropout data using a formula prescribed by the Board.

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