

Virginia Board of Education Agenda Item



Agenda Item: C

Date: June 22, 2017

Title	Final Review of Proposed Amendments to the <i>Regulations Establishing the Standards for Accrediting Public Schools in Virginia</i> , Parts I-VIII (8VAC 20-131)(Proposed Stage)		
Presenter	Dr. Cynthia Cave, Assistant Superintendent for Policy and Communications		
E-mail	Cynthia.Cave@doe.virginia.gov	Phone	(804)225-2092

Purpose of Presentation:

Action required by state or federal law or regulation.

Previous Review or Action:

Previous review and action. Specify date and action taken below:

Date: September 22, 2016

Action: First Review of Parts I-VII only (Proposed Stage)

Date: November 17, 2016

Action: Second Review of Parts I-VII only (Proposed Stage)

Action: First Review of Proposed Concepts for Amendments to Part VIII (Proposed Stage)

Date: January 26, 2017

Action: Final Review of Parts I-VII only (Proposed Stage)

Date: May 25, 2017

Action: First Review of Parts I-VIII (Proposed Stage)

Action Requested:

Final review: Action requested at this meeting.

June 22, 2017

Alignment with Board of Education Goals: Please indicate (X) all that apply:

X	Goal 1: Accountability for Student Learning
	Goal 2: Rigorous Standards to Promote College and Career Readiness
X	Goal 3: Expanded Opportunities to Learn
	Goal 4: Nurturing Young Learners
	Goal 5: Highly Qualified and Effective Educators
X	Goal 6: Sound Policies for Student Success
	Goal 7: Safe and Secure Schools
	Other Priority or Initiative. Specify:

Background Information and Statutory Authority:

Goal 1: In promulgating these regulations, the Board of Education will establish the policies and standards necessary to ensure accountability of student learning by implementing a system of continuous school improvement.

Goal 3: The Board will have the ability to expand opportunities to learn by developing policies that promote a more flexible environment in which to create innovative instructional programs.

Goal 6: The regulations will provide the Board with the opportunity to develop and implement sound policies for student success by focusing on college and career readiness.

The following is a summary of the statutory authority for various provisions the *Regulations Establishing the Standards for Accrediting Public Schools in Virginia*:

The *Code of Virginia* requires the Board to prescribe standards for the accreditation of public elementary, middle and high schools. Section 22.1-19 of the *Code* provides, in part:

The Board shall provide for the accreditation of public elementary, middle, and high schools in accordance with standards prescribed by it...

The *Code* also requires the Board to establish regulations establishing standards for accreditation, to include certain elements. Section 22.1-253.13:3 of the *Code* provides, in part:

The Board of Education shall promulgate regulations establishing standards for accreditation pursuant to the Administrative Process Act (§ 2.2-4000 et seq.), which shall include, but not be limited to, student outcome measures, requirements and guidelines for instructional programs and for the integration of educational technology into such instructional programs, administrative and instructional staffing levels and positions, including staff positions for supporting educational technology, student services, auxiliary education programs such as library and media services, requirements for graduation from high school, community relations, and the philosophy, goals, and objectives of public education in Virginia...

...The Superintendent of Public Instruction shall develop and the Board of Education shall approve criteria for determining and recognizing educational performance in the Commonwealth's public school divisions and schools. Such criteria, when approved, shall become an integral part of the accreditation process and shall include student outcome measurements...

Summary of Important Issues:

The Board of Education's vision is to create a quality statewide system of public education that prepares all students for success in the twenty-first century workplace, for realization of personal goals, and for responsible contributions to the quality of civic life in our state, nation, and the world. The Board is committed to advancing its vision and examining the conditions and needs of public education, presenting them annually through a report to the General Assembly and the public. Through its adopted policies, the Board conveys high standards for student learning and achievement in preparation for graduation and life beyond high school. The Board's ongoing work is the further development and refinement of a system of accountability to define school quality and to support schools and school

divisions by promoting continuous improvement, providing assistance, and acknowledging progress. The system of accountability is reflected in the Standards of Learning, the School Quality Profile, and The *Regulations Establishing the Standards for Accrediting Public Schools in Virginia*, or more commonly referred to as the Standards of Accreditation (SOA).

The SOA is comprised of sections, or parts, which specify requirements for students' educational preparation and for school quality. Part I provides definitions of terms used in the regulations and statements of purpose for public education in Virginia and for the Standards of Accreditation. Part II provides the Board's philosophy, goals, and objectives, with the requirement that schools also have written goals and objectives. Part III presents student achievement expectations for graduation, including credits and requirements, and Part IV addresses instructional programs in elementary, middle, and high schools. Part V defines roles and expectations for principals and professional teaching staff aligned to Virginia standards and also staffing requirements for administrative and support staff, as well as teaching loads. Part VI provides criteria for school facilities and addresses school safety. Part VII provides requirements for school communications with parents and the community, and specifies requirements for the School Quality Profile. Part VIII provides the basis for school accreditation, school corrective actions, and school support.

In October, 2014, the Board held a work session to focus on an in-depth comprehensive examination of the SOA in its entirety. The following month, the Board withdrew pending amendments to the SOA, approved in 2013 and proceeding through the regulatory process, in favor of conducting a more extensive review and consideration of revisions. From that time, the Board has conducted a section-by-section evaluation of the regulations, including extensive public outreach and participation through public comment, roundtables, and public hearings. Discussions of issues and proposals have taken place, including the topics of the School Performance Report Card (renamed the School Quality Profile), graduation requirements and the expected knowledge, skills, and competencies of a Virginia graduate, assessments, and accreditation.

Formal actions the Board has taken to amend the SOA prior to these proposed amendments include the following: (1) Notice of Intended Regulatory Action (NOIRA) on June 27, 2013; (2) amendments to the regulations (Proposed Stage) addressing legislation from the 2012 and 2013 General Assembly on October 24, 2013; and (3) amendments to the regulations to comport with legislation passed by the General Assembly under the Fast Track provisions of the Administrative Process Act. The separate fast track regulatory action was taken for the sole purpose of addressing legislation that was approved by the General Assembly during the 1999, 2012, 2013, 2014, and 2015 sessions.

During the 2016 legislative session, the Governor and the General Assembly supported the development of a *Profile of a Virginia Graduate* through the introduction and adoption of legislation which directed the Board to redefine the expectations of high school graduates in the Commonwealth. HB 895 (Greason) and SB 336 (Miller) amended [§ 22.1-253.13:4.D](#) of the *Code* to require the Board to develop and implement, in consultation with stakeholders representing elementary and secondary education, higher education, and business and industry in the Commonwealth and including parents, policymakers, and community leaders in the Commonwealth, a *Profile of a Virginia Graduate* that identifies the knowledge and skills that students should attain during high school in order to be successful contributors to the economy of the Commonwealth, giving due consideration to critical thinking, creative thinking, collaboration, communication, and citizenship (known as the 5 Cs).

The *Profile* has been developed by the Board of Education to describe the knowledge, skills,

competencies, and experiences students should attain during their K-12 education to make them “life-ready.” The *Profile* presents and describes four overlapping areas for student learning and achievement considered essential to success beyond high school. These are knowledge of subject areas based on statewide standards and their application (content knowledge); demonstration of personal skills and behaviors required for productivity, effective relationships, and problem-solving within one’s workplace (workplace skills); understanding of the opportunities within civic organizations for service and decision-making and responsibility for respectful interaction with others (community engagement and civic responsibility); and individual participation in career exploration, planning, and preparation, based on understanding of personal interests, skills, and abilities and the needs of the economy (career exploration). Foundational skills for students to acquire and use in each of these areas are critical thinking, creative thinking, collaboration, communication, and citizenship.

Parts I-VII. The proposed revisions to Parts I through VII are based on decisions the Board has made throughout the comprehensive review, including concepts to implement the *Profile*. The Board received the revisions for first review on September 20, 2016, for second review on November 17, 2016, and approved the revisions to Parts I through VII of the SOA on final review at its January 26, 2017 meeting.

On May 23, 2017, the Board’s Committee on School and Division Accountability reviewed its approved revisions Parts I through VII, and suggested additional revisions regarding the civic readiness domain of the *Profile of a Graduate*, requirements to earn an English verified credit in both reading and writing, and incorporation of knowledge of regional workforce needs and opportunities into career and technical education. Such revisions have been incorporated into the proposed regulations.

Part VIII. The Board considered revisions to Part VIII separately, to allow additional time for the Board to review approaches to measuring school quality, including alignment with new requirements for state accountability systems established by the new federal *Every Student Succeeds Act (ESSA)*, the reauthorization of the *Elementary and Secondary Education Act of 1965*. The Board’s Committee on School and Division Accountability initiated discussions regarding potential changes to the accountability system in July 2016 and has continued these discussions in 2017. The following is a summary of the Committee’s discussions, which have led to the development of the proposed revisions to Part VIII:

- July 27, 2016: The indicators used in the existing accreditation system were reviewed, and the need to incorporate additional indicators of school quality to provide a more comprehensive picture of school quality was discussed.
- September 21, 2016: The purpose and philosophy of school accountability were reviewed. Criteria to be used in selecting indicators of school quality were presented, and a conceptual “matrix” that could be used to demonstrate levels of performance for each school quality indicator for each school was reviewed. Examples of school quality indicators presented included those required by *ESSA* (student achievement and progress, achievement gaps, English learner progress, and a graduation indicator), and additional indicators such as the college and career readiness index, chronic absenteeism rates, and student discipline rates.
- October 26, 2016: A standard process to determine the benchmarks that would define performance levels for each school quality indicator was presented. The suggested process would first consider whether the proposed benchmarks reflect the Board’s values and expectations. Setting benchmarks would be accomplished by reviewing scientific research,

benchmarks used in other states, and the impact on Virginia's schools.

- November 16, 2016: Staff presented six concepts for a revised accreditation system, which were received by the Board for first review on the following day. The six concepts are:
 - The accreditation system should focus on driving continuous improvement rather than requiring schools to meet minimum levels of performance.
 - Multiple indicators of school quality should be selected using Board-established criteria to ensure that the indicator is an appropriate and effective measure of school quality.
 - One of four performance levels would be assigned for each school quality indicator for every school, based upon demonstrated performance or improvement. (The number of performance levels was later reduced from four to three.)
 - Benchmarks would form the upper and lower limits for each performance level in each school quality indicator, and such benchmarks would be determined following a standard process to ensure they are appropriate, are research-based, and accurately reflect the Board's expectations.
 - Levels of support, technical assistance, actions, and state intervention for lower-performing schools and school divisions would be based upon performance levels in individual school quality indicators.
 - Transition from the existing accreditation system to a system with additional indicators should allow school administrators to have sufficient time to examine areas of strengths and weaknesses, underlying causes, and potential actions.
- Beginning with the Committee's January 2017 meeting, the Committee reviewed and discussed the selection of school quality indicators for accreditation and compliance with *ESSA* requirements. The indicators discussed during each month's meetings were:
 - January 25, 2017: Graduation and Completion Index and dropout rate;
 - February 22, 2017: Chronic absenteeism rate;
 - March 22, 2017: Academic achievement indicators for English, mathematics and science; and
 - April 26, 2017: College and career readiness index, and achievement gap indicators.
- April 26, 2017: The Committee reviewed a detailed outline of proposed amendments that would implement the concepts and incorporate them into Part VIII. The revised Part VIII:
 - Establishes expectations for school accountability and accreditation, and provides that schools are to be accredited based upon meeting minimum standards for continuous improvement on multiple school quality indicators.
 - Provides that school quality for accreditation purposes will be measured using multiple school quality indicators, and that schools will be held accountable for performance on each of the adopted indicators.
 - Establishes three performance levels which will be used to describe whether a school's performance in a given school quality indicator meets or exceeds standards or demonstrates adequate improvement.
 - Establishes a process for determining appropriate benchmarks to form the upper and lower limits for each performance level.
 - Lists the school quality indicators that will be used, and establishes criteria for the Board to consider when adding new school quality indicators in the future.
 - Establishes school accreditation ratings of "Accredited," "Accredited with Conditions," and "Accreditation Denied," which will be designated based upon performance levels in school quality indicators, and the school's completion of

- required improvement actions. A three-year accreditation cycle is established for schools that are accredited consecutively for the three prior years.
- Establishes actions required of schools and school divisions based upon performance levels for each school quality indicator, and provides that At-Risk Add-On funds may be withheld if a school fails or refuses to implement required corrective actions.
- Provides recognition for schools that demonstrate exemplary performance on the school quality indicators.
- Relocates and revises provisions allowing Board approval of alternative accreditation plans for schools with special circumstances.
- Relocates and revises provisions allowing the Board to approve waivers from certain regulations.
- Provides effective dates for the revised SOA.
- May 24, 2017: The Board reviewed draft language for Part VIII during a special work session, and suggested several revisions, including:
 - Incorporating a measure of civic readiness, and successful completion of work-based learning into the college and career readiness index.
 - Articulating the actions and tiered levels of support that are available to the Board, VDOE, and school divisions before and after a school is rated “Accreditation Denied.”
 - Clarifying how a school would exit “Accreditation Denied” status.

Subsequently, VDOE staff made these changes and additional technical edits to Parts VIII.

This summer, the Board of Education will conduct five statewide public hearings to solicit comments from the public related to proposed changes to the Standards of Accreditation.

Sections in Parts I-VIII of the SOA are proposed to be amended as described in the chart below. Changes to Parts I through VII since the Board’s May meeting and the revisions to Part VIII are highlighted.

Section	Proposed Changes
Part I: Definitions and Purpose	
8VAC20-131-5 Definitions	Definition of the term <i>Board of Education</i> or <i>board</i> added, as prescribed in the <i>Constitution of Virginia</i> and the <i>Code of Virginia</i> , and the term <i>board</i> replaced Board of Education, as appropriate, throughout the document Definition of “class period” revised for clarity Definition of “combined school” is removed Definition of the term “eligible student” is removed Definition of the term <i>English Learner</i> has been added and the term <i>English Language Learner</i> has been replaced throughout the document with the term <i>English Learner</i> as now referenced in the Elementary and Secondary Education Act

Section	Proposed Changes
	<p>Reference to “limited English proficient” replaced with “English Learner” in definition of “eligible students” (and replaced throughout document)</p> <p>Definition of “instructional day” added</p> <p>Definition of “instructional hours” added</p> <p>Definition of “locally developed authentic performance assessment” replaced with “authentic performance assessment”</p> <p>Definition of the term <i>planning period</i> revised to mean a segment of time in middle and secondary schools during the instructional day that is unencumbered of any teaching or supervisory duties, <u>is not less than 45 minutes or the equivalent of a class period, whichever is greater</u>, and which includes passing time for class changes.</p> <p>Definition of the term <i>planning time</i> for elementary teachers has been added in accordance with <i>Code</i></p> <p>Definition of “standard school year” revised to replace “teaching” hours with “instructional”</p> <p>Definition of “standard unit of credit” revised to reflect flexibility in Board of Education guidelines for local school board alternatives to 140 clock hour requirement</p> <p>“Limited English Proficiency” replaced with “for whom English is a second language” in definition of “student”</p> <p>Definition of “reconstitution” is removed</p> <p>Definition of “reporting group” added [p. 3]</p> <p>Definition of “student periods” deleted</p> <p>Definition of “verified units of credit” expanded to include locally awarded verified credits and authentic performance assessments. Language added to clarify that the associated course must be taken along with an authentic performance assessment. [p. 4]</p> <p>Definition of “Virginia assessment program” edited to replace “Standards of Learning” with “SOL” (and replaced throughout document)</p>
8VAC20-131-10 Purpose	Language added which shows that in addition to educating students so that they attain essential knowledge and skills related to citizenship, the mission of the public education system is to educate students so that they will be equipped for an informed and successful private life

Section	Proposed Changes
	<p>Language struck which referenced a high quality education and revised to indicate that the SOA will provide the foundation for the provision of a quality public education</p> <p>Expanded to add objectives of continual improvement within accountability system; promotion and recognition of school quality and achievement in multiple areas; mastery of learning by graduating students in multiple areas to include academics, workplace skills, career planning, and civic and community responsibility; inclusion of multiple areas affecting the determination of effectiveness of schools</p> <p>Reference added regarding citation in the Standards of Quality (Standard 3)</p>
Part II: Philosophy, Goals, and Objectives	
8VAC20-131-20	<p>Language added regarding factors affecting school quality and continual improvement. Language added addressing overall goals and objectives for student learning, achievement, and preparation</p> <p>Reference to <i>personnel</i> development replaced with professional staff development</p> <p>Language added regarding preparation of graduates who have explored and understand what opportunities exist for them after high school and who have the knowledge and abilities necessary for the next phase of their lives as adults</p> <p>Amended expectation for students to be equipped “for citizenship” to “to be responsible citizens” [p. 6]</p> <p>Language added to show that the philosophy, goals, and objectives of individual schools should reflect and encompass the means by which both the Standards of Learning and Standards of Accreditation are to be achieved</p> <p>Language added to clarify the Board’s objective in promulgating these revised regulations: to provide an education foundation that ensures students are ready to be successful in a global economy, which includes a changing and growing technology and social transformation. Language added to show that the Board is redesigning the public school experience so that students will be adequately prepared for future challenges.</p> <p>Eliminated reference to social transformation. [p. 6]</p> <p>Language added which clarifies that the college-and career-ready student will be expected to achieve and apply appropriate academic and technical knowledge; attain and demonstrate age-appropriate productive workplace skills, qualities, and behavior; align knowledge, skills, and personal interests with career opportunities; and build connections for interactions with diverse</p>

Section	Proposed Changes
	<p>communities</p> <p>Amended college- and career-ready student to include citizenship-ready students [p.7]</p> <p>Strengthened language related to civic readiness by referencing knowledge and skills needed for productive citizenship and participation in communities and governments. [p. 7]</p>
Part III: Student Achievement	
<p>8VAC20-131-30 Student achievement expectations</p>	<p>Edits provided to replace “Board of Education” with “board,” “Standards of Learning” with “SOL,” and “Reading” with “reading”</p> <p>Revision made to clarify that students who are accelerated shall only take the test aligned with the highest grade level, following instruction on the content</p> <p>Language added that expedited retakes of tests are an exemption to the prohibition of students taking more than one test in any content area in each year</p> <p>Language referencing “with such funds as may be appropriated by the General Assembly” deleted in referencing to criteria for eligibility for an expedited retake of any SOL test</p> <p>Language added to specify Standards of Quality (SOQ) requirement that any student failing all SOL assessments for the relevant grade level in grades three through eight or failing an end-of-course test required for verified credit shall be required to receive remediation</p> <p>Language added to require a division superintendent to certify that division policy prevents changes in students’ course schedules to avoid end-of-course SOL assessments</p> <p>Language added to state that students shall not be required to take an end-of-course SOL tests in a subject after they have earned the number of verified credits required for that academic content area for graduation, unless the test is necessary in order for the school to meet federal accountability requirements</p> <p>Clarifying language added to assessments taken for credit by foreign exchange students</p>
<p>8VAC20-131-50 Requirements for graduation (effective for students entering the ninth grade</p>	<p>Included 8VAC20-131-50 (requirements for graduation) in document for clarity, since the new requirements (8VAC20-131-51) will be effective with the ninth grade students who enter in the 2018-2019 school year</p> <p>Provides language which shows, per the Standards of Quality (§ 22.1-253.13:4), a computer science course credit earned by students may be</p>

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prior to the 2018-2019 school year)	considered a science, mathematics, or a career and technical education course credit for a Standard or Advanced Studies Diploma.
8VAC20-131-51 Requirements for graduation (effective with the students who enter the ninth grade in the 2018-2019 school year)	<p>Revised language to show that this section is effective with the students who enter the ninth grade in the 2018-2019 school year</p> <p>Revised and expanded language referencing meaningful and rigorous opportunities--<i>must be tied to instruction</i> to achieve workplace skills through internships, externships, credentialing, and <i>blended learning</i> in accordance with department work-based learning guidelines</p> <p>Language added to specify provisions in Standard and Advanced Studies Diplomas for multiple paths toward college and career readiness; opportunities for internships, externships, and credentialing, which may be offered for high school credit. Citizenship-readiness added to college and career readiness. [p. 17]</p> <p>Eliminated reference to “work-based learning” guidelines, as such guidelines may relate to additional areas. [p. 17]</p> <p>Deleted the language referencing “successful contributors to the economy of the Commonwealth” and added language “to be successful in the evolving global economy whether immediately entering the world of work or pursuing a post-secondary education”</p> <p>Reference made to ninth grade class of 2018-2019 for requirements for Standard and Advanced Studies Diplomas</p> <p>Provides language which shows, per the Standards of Quality (§ 22.1-253.13:4), a computer science course credit earned by students may be considered a science, mathematics, or a career and technical education course credit for a Standard or Advanced Studies Diploma.</p> <p>Moved the descriptions for “standard unit of credit” and “verified unit of credit” to the credit requirements for Standard and Advanced Studies diplomas.</p> <p>In the description of “standard unit of credit,” included information about the local board option to develop alternatives to the requirement for 140 clock hours of instruction as provided in 8VAC20-131-110 and in accordance with Board guidelines</p> <p>In the description of “verified unit of credit,” included each of the methods available to earn a verified credit. Language following the graduation requirements table permitting the award of locally awarded verified credits and authentic performance assessments is relocated into this description. Language added to clarify that the associated course must be taken along with an</p>

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	<p data-bbox="431 222 1078 256">authentic performance assessment. [pp. 18 and 22]</p> <p data-bbox="431 331 1414 436">Limited the number of verified credits that may be used to satisfy graduation requirements to no more than one, except for credit accommodations for students with disabilities seeking a Standard Diploma.</p> <p data-bbox="431 478 1450 621">Verified credits required for Standard Diploma reduced from 6 to 4, with elimination of the Student Selected test, and reduction of verified credits in English from 2 to 1. Number of verified credits in English returned to 2, one in reading, and one in writing. [p. 18]</p> <p data-bbox="431 663 1422 840">Verified credits required for Advanced Studies Diploma reduced from 9 to 4, with elimination of the Student Selected test, and reduction of verified credits in English, mathematics, laboratory science, and history and social science from 2 to 1 each. Number of verified credits in English returned to 2, one in reading, and one in writing. [p. 22]</p> <p data-bbox="431 882 1252 915">Edit to replace “Foreign” with “World” in reference to language</p> <p data-bbox="431 957 1393 991">Formatting changes made to delete footnotes and replace them with a chart</p> <p data-bbox="431 1033 1317 1100">Deleted repetitive language under Discipline Area/Specifications and summarized in one paragraph</p> <p data-bbox="431 1142 1430 1247">Under specifications for discipline areas for the revised specifications for laboratory science to include interdisciplinary courses which incorporate SOL content from multiple academic areas</p> <p data-bbox="431 1289 1317 1356">For Standard Diploma and the Advanced Studies Diploma, added the following:</p> <ul data-bbox="480 1398 1450 1726" style="list-style-type: none"> <li data-bbox="480 1398 1450 1541">• Students who do not pass SOL tests in English, mathematics, laboratory science, or history and social science may receive locally awarded verified credits from the local school board in accordance with criteria established in guidelines adopted by the Board <li data-bbox="480 1583 1450 1726">• Students may receive locally awarded verified credit in history and social science by demonstrating mastery of the content on locally developed authentic performance assessments. Such students shall not also be required to take the SOL tests in history and social science <p data-bbox="431 1768 1422 1864">Language added to reference requirements for Profile of a Virginia Graduate, including the 5 Cs of creative thinking, collaboration, critical thinking, communication, and citizenship</p> <p data-bbox="431 1894 1438 1927">Course requirement changes include: Elimination of requirement for Standard</p>

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	<p>diploma that selection of two different mathematics courses must include those above level of Algebra II and replacement with mathematics courses approved by the Board</p> <p>Language added to make specific references to SOQ requirements for student completion of advanced placement, honors, or International Baccalaureate course or for the earning of a career and technical education credential</p> <p>Language added to make specific reference to the acquisition and demonstration of 5 Cs as part of Standard and Advanced Diploma requirements</p> <p>Headings have been added referencing the Applied Studies Diploma and Certificate of Program Completion. A new section F. referencing the incorporation of General Achievement Diploma regulations in to the Adult High School Programs regulations has been added. Re-ordering the lettering of the sections follows.</p> <p>Under the requirements for an applied studies diploma, revised the language to show that these diplomas must be awarded in accordance with state and federal special education laws and regulations</p> <p>Deleted the language regarding the <i>Regulations Governing the General Achievement Diploma (F)</i> and incorporated it into another paragraph with information about <i>Regulations Governing Adult High School Programs</i> which indicates that students who do not qualify for diplomas may earn a high school equivalency credential</p> <p>Under requirements for awards for exemplary student performance, revised the sentence regarding the Governor’s Seal and the Board of Education Seal so that they are written in parallel with the other sentences in that subsection (H)</p> <p>Language added to establish and provide criteria for the Board of Education’s Seal for Excellence in Science and the Environment</p>
8VAC20-131-60 Transfer students	<p>Added language to subsection G to clarify that 8VAC20-131-51 shall apply to transfer students who enroll in a Virginia high school as (a) ninth-graders beginning in the 2018-19 school year; (b) tenth-graders beginning in the 2019-20 school year; (c) eleventh-graders beginning in the 2020-21 school year; or (d) twelfth-graders beginning in the 2021-22 school year; while 8VAC20-131-50 applies to those enrolling earlier.</p> <p>Subsection G expanded to include requirements for transfer students seeking an applied studies diploma and certificate of program completion.</p> <p>Language in subsections D, H, and J deleted, as it has been consolidated into Subsection G.</p>

Section	Proposed Changes
	<p>Language added to reference verified credits listed in section required for transferred students to earn and to specify the tests to be accepted by school divisions from a sending state, country, private school or Department of Defense Educational Activity school for the award of verified credit in courses previously completed at another school or program of study, according to specified criteria</p> <p>Language added to provide that any substitute test approved by the Board for verified credit shall be accepted in lieu of the applicable SOL if the applicable standard credit has been earned by the student</p> <p>Unnecessary language deleted with addition of changes in F</p> <p>For a Standard Diploma, language amended to state that transfer students entering a Virginia high school for the first time during the eleventh grade or at the beginning of the twelfth grade must earn two verified credits instead of four: one each in English, one of the student’s own choosing, or one earned through required participation in mathematics testing as determined by federal law.</p>
Part IV: School Instructional Program	
<p>8VAC20-131-70 Program of instruction and learning objectives</p>	<p>Edits provided to replace “Board of Education” with “board;” “foreign” with “world” when used with language; “sciences” with “science” after “History and Social Sciences”</p> <p>New section is added to provide for the instruction and educational objectives in the Standards of Quality, Standard 1</p> <p>New section is added to provide for the instructional program and learning objectives provided through the Profile of a Virginia Graduate. Added language to:</p> <ul style="list-style-type: none"> • Clarify that consistent with the Profile of a Virginia Graduate, the instructional program and learning objectives shall ensure, as age appropriate, during the kindergarten through grade 12 experience, students achieve and apply appropriate career development and technical knowledge. Amended proposal to reference global economy • Clarify that students in elementary and middle school will explore personal interests, be exposed to different types of careers, and plan for career development • Clarify that in the later school years students are to attain and demonstrate productive workplace skills, qualities and behaviors; align knowledge, skills, and personal interests with career opportunities; and understand and demonstrate civic responsibility and community engagement

Section	Proposed Changes
<p>8VAC20-131-80 Instructional program in elementary schools</p>	<p>Language is added to reference the requirement for elementary schools to provide instruction and information concerning career exploration according to 8 VAC20-131-140 (College and career readiness; career exposure, exploration, and planning)</p> <p>Language is added to reference the requirements in the Standards of Quality that local school boards provide for early identification of reading and mathematics problems of students and provide instructional strategies for assistance and developments of reading and mathematics skills</p> <p>Language is added to reference the requirements in the Standards of Quality that reading intervention services should be provided by school divisions to students in kindergarten through grade three who demonstrate deficiencies in reading</p>
<p>8VAC20-131-90 Instructional program in middle schools</p>	<p>Revised language to show that each middle school shall provide instruction in career investigation in accordance with 8VAC20-131-140 and deleted “for seventh grade students” (only)</p> <p>Language added to clarify that if the career investigation course is delivered through alternate means, it must provide the foundation for students to develop their Academic and Career Plans. Examples of such alternate means are provided. [p. 36]</p> <p>Language added to permit school divisions to seek alternate means of delivering the career investigation course, provided that it is equivalent in content and rigor.</p> <p>Reference to provision of 140 clock hours in each of the four academic disciplines is replaced with “a total of 560 instructional” hours per year in the four academic disciplines. Language regarding an alternative schedule of instruction for sixth-grade students is deleted</p> <p>After revision, retained original language for middle school provision of four electives in eighth grade</p> <p>Section F. is added to require each school to ensure that students who need targeted mathematics remediation and intervention receive additional instruction. Added language that schools are required to provide students in grades six through eight who are at risk of failing the Algebra I end-of-course test with algebra readiness intervention services</p>
<p>8VAC20-131-100 Instructional program in secondary schools</p>	<p>Language is added to require the provision of program of instruction which encompasses the requirements of the Profile of Virginia Graduate, including student knowledge, skills, and competencies; the acquisition and demonstration of the 5Cs; and the offering of opportunities for internships, externships, and work-based experiences, and credentialing</p>

Section	Proposed Changes
	<p>Removed repetitive language from the list of opportunities that a secondary school is required to provide.</p> <p>Language is added to require incorporation of knowledge of regional workforce needs and opportunities into career and technical education. [p. 38]</p> <p>Language is added to reference student success in the “evolving global economy, whether immediately entering the world of work or pursuing a post-secondary education... in accordance with 8VAC20-131-70 and the Profile of a Virginia Graduate.”</p> <p>Added language as follows: “The secondary school shall provide each student a program of instruction in the four core academic areas of English, mathematics, science, and history and social science that identify the knowledge and skills that students should attain, giving due consideration to critical thinking, creative thinking, collaboration, communication, and citizenship...”</p> <p>Clarifying language is added to define class period in equivalent minutes</p> <p>Language is added to align with the requirement in the Standards of Quality that each school shall ensure targeted mathematics remediation and intervention for those students who demonstrate deficiencies. Added language to require that students in grade nine who are at-risk of failing the Algebra I end-of-course test (based on any diagnostic test approved by the department) shall be provided algebra readiness intervention services in accordance with the Standards of Quality</p>
<p>8VAC20-131-110 Standard and verified units of credit</p>	<p>Revised language regarding the 140-clock-hour requirement to show more flexibility</p> <p>Revised language to provide that a school division may waive the 140-clock-hour requirement for instruction to earn a standard credit as prescribed in the <i>Code of Virginia</i> and Board guidelines, effective with students enrolled in the 2015-2016 school year</p> <p>Made descriptions of “standard unit of credit” and “verified unit of credit” parallel to the descriptions that are used in the definitions section and graduation requirements.</p> <p>Language added to clarify that the expanded use of locally awarded verified credits for English and mathematics shall only be available to students impacted by the revised graduation requirements.</p> <p>Language is added so students who do not pass SOL tests in English and mathematics and who meet Board criteria may receive locally awarded verified credits according to Board guidelines.</p>

Section	Proposed Changes
	<p>Language is added to specify that students may receive verified credit in history and social science by demonstrating mastery of content on authentic performance assessments. Language added to clarify that the associated course must be taken along with such authentic performance assessment. [p. 40]</p> <p>Revised language to show the criteria for additional tests approved by the Board must be “administered on a statewide, multistate or international basis, or administered as part of another state’s accountability assessment program”</p>
8VAC20-131-120 Summer School	“B” is deleted, and the remainder of the section re-ordered
8VAC20-131-140 College and career readiness; career exposure, exploration, and planning; and opportunities for postsecondary credit	<p>Language has been added to specify the requirements for implementation of career exposure, exploration, and planning in elementary, middle, and high school as framed in the Profile of a Virginia Graduate. This includes identification by all students of personal interests and abilities to support planning for postsecondary opportunities and career preparation; provision of information about career cluster areas in elementary grades; course information and planning for college preparation programs in middle grades; and opportunities for internships and work-based learning. Provisions for the Academic and Career Plan have been expanded and rewritten</p> <p>Addition of requirement for elementary school career exploration, beginning with the Academic and Career Plan Portfolio; middle school development of the Academic and Career Plan through completion of a career investigation course, including workplace readiness skills; expansion of monitoring and use of Academic and Career Plan in high school</p> <p>International Baccalaureate or Cambridge courses have been added to opportunities for middle school students to begin postsecondary education</p> <p>Included current language effective for Academic and Career Plan (ACP) until 2018-2019</p> <p>Added language which clarified that, beginning in the 2018-2019 academic year, support to students shall include provision of information concerning exploration of career cluster areas in elementary schools, and course information and planning for college preparation programs, opportunities for educational and academic experiences in and outside the classroom, including internships and work-based learning, and the multiple pathways to college and career readiness in middle and high school</p> <p>Added language to describe values such as dependability and responsibility with reference to information to be included in the elementary student’s Academic and Career Plan Portfolio</p>

Section	Proposed Changes
	<p>Language amended to provide equal emphasis on career readiness and post-secondary education.</p> <p>Academic and career plan language is split into two subsections (A and B) to clarify when existing and proposed requirements are applicable.</p> <p>Language added to clarify that the career investigations course may be provided by alternative means. [pp. 43 and 44]</p>
8VAC20-131-150 Standard school year and school day	Language has been added to include 990 instructional hours in the standard school year and to specify that the standard school day includes passing time for class changes.
8VAC20-131-180 Off-site instruction	<p>Language regarding alternative means of instruction and language regarding virtual courses combined into one section. Clarifying language regarding standard and verified credits also added. Language regarding correspondence courses deleted and replaced with “virtual courses.”</p> <p>Clarifying language has been added to this section on homebound instruction to specify a Virginia “teaching” license is to be held by the supervising teacher and that verified units of credit may be earned when the student passes the SOL test associated with the completed course.</p>
8VAC20-131-190 Library, media, materials and equipment	The word “resources” has been added to the list of supports for the instructional program
Part V: School and Instructional Leadership	
8VAC20-131-200 Extracurricular and other school activities, recess	Language added regarding legislative requirements for current physical fitness program which shall be available to all students with a goal of at least 150 minutes per week on average during the regular school year. A program of physical activity is required, effective with the 2018-2019 school year. At that time local school boards must provide a program of physical activity for all students in grades kindergarten through five consisting of at least 20 minutes per day or an average of 100 minutes per week during the regular school year and available to all students in grades six through twelve with a goal of at least 150 minutes per week on average during the regular school year
8VAC20-131-210 Role of the principal	<p>Revision of and expansion of section to reflect and align with standards provided in Board’s <i>Advancing Virginia’s Leadership Agenda</i> guidance document</p> <p>Repetitive introductory paragraph deleted</p>
8VAC20-131-220 Role of professional teaching staff	<p>Language added to replace the words “language and spelling” with “the use of Standard English”</p> <p>Closure of the achievement gap among groups of students added as area of aspiration and strengthening of student skills</p>

Section	Proposed Changes
8VAC20-131-240 Administrative and support staff; staffing requirements	<p>Language added to replace “guidance” with “school” in reference to counseling. Language added to require staffing of school counselors as prescribed in the Standards of Quality</p> <p>Sections revised to redefine a middle school classroom teacher’s standard load and a secondary classroom teacher’s standard load, including no more than the instructional day minus one planning period per day or the equivalent; to delete references to student periods; and to require appropriate contractual arrangements and compensation for more than 150 students or 25 class periods per week</p> <p>Revised to eliminate references to student periods and specify that middle or secondary school teachers shall teach no more than 150 students per week, with physical education and music teachers able to teach 200 students per week without additional contractual arrangements and compensation</p> <p>Revised to clarify and reference definition of planning period and update terminology. Language added to specify that each elementary classroom teacher shall be provided at least an average of 30 minutes per day during the students' school week as planning time</p>
Part VI: School Facilities and Safety	
8VAC20-131-260 School facilities and safety	<p>Language revised to require a fire drill at least twice during the first 20 school days and two additional fire drills during the remainder of the school term.</p> <p>Language removed to require two simulated lock down drills and crisis emergency evacuation activities each school year in September and January and replaced with requirement to conduct a lock-down drill at least twice during the first 20 school days of school and at least two additional lock-down drills during the remainder of the school term</p>
Part VII: School and Community Communications	
8VAC20-131-270 School and community communications	<p>Revisions made to reference the School Quality Profile and delete School “Performance Report Card”</p> <p>Language added to specify categories of indicators and information required by the board to be included in the School Quality Profile</p> <p>Change made from the September draft to delete language regarding notification to parents about sexually explicit instructional materials and parental options. This language has been moved to the <i>Regulations Governing Local School Boards and School Divisions</i>.</p>
Part VIII: School Accreditation	
8VAC20-131-280 through 8VAC20-131-360	All existing sections are repealed and replaced with sections 8VAC20-131-370 through 430.
8VAC20-131-370 Expectations for	Establishes the principles and purpose of school accountability and accreditation systems, and describes the components of such systems.

Section	Proposed Changes
<p>school accountability and accreditation (New Section)</p>	<p>Provides that schools are to be accredited based upon meeting certain minimum standards and on continuous improvement of performance levels on school quality indicators.</p>
<p>8VAC20-131-380 Measurement of school quality for accreditation (New Section)</p>	<p>Provides that school quality is to be measured for each school using multiple school quality indicators including student academic outcome measures and other factors associated with student learning, such as graduation and completion, and college and career readiness.</p> <p>Provides that schools will be held accountable on each of the adopted school quality indicators, based on its measurement against performance benchmarks for a given school quality indicator.</p> <p>Three performance levels are established:</p> <ul style="list-style-type: none"> • Level One: At or Above Standard (Green) • Level Two: Near Standard or Improvement from Level Three (Yellow) • Level Three: Below Standard (Red) <p>Colors eliminated from descriptions of performance levels to provide flexibility in how the levels will be communicated. [p. 74]</p> <p>“Improvement from Level Three” eliminated from description of Level Two [p. 74]</p> <p>Provides that benchmarks establish the upper and lower limits for each performance level. Performance levels are used to describe whether a school’s performance in a given school quality indicator meets standards or demonstrates adequate improvement.</p> <p>Provides that a performance level will be assigned for each applicable school quality indicator for each school.</p> <p>Specifies the criteria the Board is to consider when selecting school quality indicators and the process that the Board is to follow in determining the benchmarks that will form the upper and lower limits for each performance level.</p> <p>Describes the school quality indicators that are to be used, with references to calculations and benchmarks which will be defined in guidelines.</p> <p>Relocates and reorganizes school quality indicator descriptions and performance level benchmarks into a table, eliminating the proposed guidance document. [pp. 75-80]</p> <p>Level Two benchmarks for each of the three academic achievement indicators</p>

Section	Proposed Changes
	<p>amended to include a floor for recognizing growth. Growth in a Level Three school in such indicator will only be recognized when the baseline rate is at least 50 percent. [pp. 75-76]</p> <p>Chronic absenteeism indicator amended to exempt from the calculation any students who received homebound instruction. [p. 77]</p> <p>Descriptions of each performance level is revised to only provide the lower bound of performance, which may be adjusted to focus on continuous improvement, with adequate notice provided to school boards. [p. 75-78]</p> <p>Language added to permit the board to adopt special provisions, inclusions, and exclusions for any indicator. [p.78]</p> <p>Language added to permit the board to add or remove assessments, adopt special provisions for school quality indicators when any assessments are revised or phased in [p. 78]</p> <p>Language added to permit school boards to appeal performance level designations in limited circumstances that would warrant special consideration [p. 78]</p> <p>Provides that effective with the 2018-2019 school year, performance levels will be applied to school quality indicators for accreditation purposes, except for the college and career readiness index, which will not be applied until the 2021-2022 school year.</p> <p>Provides that the 2018-2019 school year will be a transition year, meaning that full accreditation may be achieved using the current accreditation standards or the revised standards, whichever benefits the school the most.</p> <p>Provides that if a school has a grade configuration where no state assessments are required to be administered, such schools shall be paired with another school for accreditation purposes.</p> <p>Relocates and revises the provisions for when assessments for English learner and transfer students apply to a school’s academic performance calculations. These provisions are currently set out in 8VAC20-131-280.D. Provisions for transfer students further revised to permit exclusion of scores of students who transfer into middle and high schools from another Virginia school division. Clarified that certain EL students may only be removed from school quality indicators related to academic achievement [p.73].</p>
8VAC20-131-390 Accreditation (New Section)	Provides that schools shall be accredited provided that actions required by 8VAC20-131-400 are completed, and that compliance with certain SOA requirements has been documented by the principal and school superintendent.

Section	Proposed Changes
	<p>Establishes school accreditation ratings which will be assigned for the academic year 2018-2019:</p> <ul style="list-style-type: none"> • “Accredited” • “Accredited with Conditions” • “Accreditation Denied” <p>Language added to articulate how a school would exit “Accreditation Denied” status. [p. 82]</p> <p>Provides that performance levels for school quality indicators will be reviewed on an annual basis, and that the resulting actions required by 8VAC20-131-400 must be taken.</p> <p>Establishes a triennial accreditation cycle for schools that meet the requirements for “Accredited” status for a consecutive three-year period.</p> <p>Relocates language related to board authority to seek compliance with school laws to 8VAC20-131-400 [p. 82]</p>
<p>8VAC20-131-400 Application of the school quality indicator performance levels to actions (New Section)</p>	<p>Requires all schools to develop comprehensive plans as required by the Standards of Quality, and that all improvement plans and corrective action plans shall be incorporated into the comprehensive plan. [p.82]</p> <p>Establishes actions required of schools and school divisions based upon performance levels in each school quality indicator and other factors.</p> <p>Clarifies that superintendents are to provide VDOE with confirmation of completion of any actions required to be taken as a part of the pre-accreditation process. [p. 83]</p> <p>Provides that superintendents and superintendents are to lead school divisions and schools in pursuing the required actions. [p. 83]</p> <p>Eliminates requirement for Level One and Level Two improvement plans to be submitted to VDOE; however, provides that VDOE may select schools for plan review. [p. 83]</p> <p>Language related to Level Three interventions reorganized so that all actions are outlined, generally in the level of severity. [pp. 84-87]</p> <p>Language added to permit an agreement between the state superintendent to local superintendent if warranted. [p. 85]</p> <p>Language added to specify when a school could be “Accreditation Denied” following a Level Three performance level designation. Language also is included to specify how a school would exit such designation [p. 86]</p>

Section	Proposed Changes
	<p data-bbox="431 256 1455 365">Additional remedies available to the Board, including enforcement of school laws, and court intervention for failure to comply with the Standards of Quality, are set out as potential actions for Level Three performance. [p. 87]</p> <p data-bbox="431 403 1438 512">Provides that the Superintendent of Public Instruction shall report to the Board whether school boards have met their obligations to develop and implement corrective action plans.</p> <p data-bbox="431 550 1432 693">Provides that when a school board has failed or refused to meet its obligations identified through a state academic review process, the payment of At-Risk Add-On funds shall be withheld to the school division until it corrects its failures.</p>
8VAC20-131-410 Recognitions and rewards for school and division accountability performance (New Section)	<p data-bbox="431 735 1354 844">Relocates the provisions for the existing Virginia Index of Performance program for recognizing high performing schools. These provisions are currently set out in 8VAC20-131-325.</p> <p data-bbox="431 882 1406 953">Establishes recognition for schools demonstrating exemplar performance on school quality indicators.</p>
8VAC20-131-420 Waivers and alternative accreditation plans (New Section)	<p data-bbox="431 1029 1409 1176">Relocates and revises provisions permitting the Board to approve alternative accreditation plans and to waive certain provisions of the SOA. These provisions are currently set out in 8VAC20-131-280.C and F, 8VAC20-131-290.D, and 8VAC20-131-350.</p> <p data-bbox="431 1213 1448 1285">Provisions related to school quality indicators and assessments, are relocated to 8VAC20-131-380, as they have statewide application [p. 89]</p>
8VAC20-131-430 Effective dates (New Section)	<p data-bbox="431 1289 1396 1360">Establishes that the revised SOA will be effective for the 2018-2019 school year.</p> <p data-bbox="431 1398 1451 1537">Clarifies the effective dates for phasing in revisions to graduation requirements, locally awarded verified credit provisions, academic and career planning requirements, and application of the career and college readiness indicator as a school quality indicator.</p>

Impact on Fiscal and Human Resources: The administrative impact required in promulgating these regulations will be absorbed within existing resources.

Timetable for Further Review/Action: The timetable for further action shall be governed by the requirements of the Administrative Process Act.

Superintendent's Recommendation: The Superintendent of Public Instruction recommends that the Board of Education approve the proposed revisions to the *Regulations Establishing Standards for Accrediting Public Schools in Virginia*, Parts I-VIII, for final review and for further action as governed

by the requirements of the Administrative process Act.

Rationale for Action: The draft revisions to the *Regulations Establishing Standards for Accrediting Public Schools in Virginia* represents the careful review and consideration of the existing language, current educational needs, *Code of Virginia* requirements, and stakeholder participation.

**Working document: Summary of Standards of Accreditation changes since May 2017,
based on Board discussion and staff review**

PARTS I-VII

8VAC20-131-5. Definitions

- Reporting group: Added definition of reporting group, as that term is applied to the achievement gap school quality indicator used for accreditation purposes. (p.3)
- Verified unit of credit: added “of the associated course” to clarify that the associated history or social science course must be taken along with the authentic performance assessment. (p.4)

8VAC20-131-20. Philosophy, goals and objectives (all page 6)

- Amended the expectation for students to be equipped “for citizenship” to “to be responsible citizens.”
- Eliminated reference to “social transformation” from board’s objectives.
- Amended “college and career ready” to “college, career, and citizenship ready.”
- Amended language to expand civic readiness by expecting students to attain and demonstrate knowledge and skills necessary for productive citizenship and participation in communities and governments.

8VAC20-131-51. Requirements for Graduation

- 8VAC20-131-51.A -- Amended “college and career readiness” to “college, career, and citizenship readiness.” (P.17)
- 8VAC20-131-51.A. -- Amended requirements for graduation pathways to include workplace skills to also include citizenship skills. (p.17)
- 8VAC20-131-51.A -- Eliminated “work-based learning” from guidelines, as such guidelines also may include service-based learning. (p.17)
- 8VAC20-131-51.B.2 and C.2 – Language added to clarify that the content of the associated course in history or social science course must be mastered along with the authentic performance assessment used to earn a verified credit. (pages 18 and 22)
- 8VAC20-131-51.B.2 and C.2 – Verified credits required for English increased from one to two - so that a verified credit must be earned in both reading and writing. All references to “English” verified credits changed to “English (reading and writing).” (pages 18, 19, 22, and 23)

8VAC20-131-90. Instructional program in middle schools

- 8VAC20-131-90.A – Language added to clarify that the alternative means to deliver the career investigation course must also provide the foundation for students to develop

Academic and Career plans. Examples of potential alternative means are also described: online courses, incorporation into exploratory and weaving course content into to other courses. (p.36)

8VAC20-131-100. Instructional Program in Secondary Schools

- 8VAC20-131-100.A.1 – Language added to require career and technical education choices to incorporate knowledge of regional workforce needs and opportunities. (p.38)

8VAC20-131-110. Standard and Verified Units of Credit

- 8VAC20-131-110.B.4 -- Language added to clarify that the content of the associated course in history or social science course must be mastered along with the authentic performance assessment used to earn a verified credit. (p.40)

8VAC20-131-140. College and career readiness; career exposure, exploration, and planning; and opportunities for postsecondary credit

- 8VAC20-131-140.B.2 – Language added to clarify that the career investigation course may be delivered through alternate means. (p.43)

PART VIII

8VAC20-131-370. Expectations for School Accountability and Accreditation

- 8VAC20-131-370.A.2.-- wording edit (p.70)
- 8VAC20-131-370.B.3. -- Added reference to the Individuals with Disabilities Act (p.71)

8VAC20-131-380. Measurement of School Quality for Accreditation

- 8VAC20-131-380.A – Removed specific descriptions from the general list of school quality indicators and relocated specific descriptions to the table of school quality indicators at subsection E.1. (p.72)
- 8VAC20-131-380.A and E.1 – Added civic readiness to the college and career readiness indicator. (p.72)
- 8VAC20-131-380.B – Clarified that EL students with fewer than 11 semesters may only be removed from school quality indicators related to academic achievement. (p.72)
- 8VAC20-131-380.B.3 – Deleted references to passing rates, as the new academic indicators are based upon a combination of passing students and students demonstrating growth. (p.73)
- 8VAC20-131-380.D – Deleted references to guidelines for establishing performance level benchmarks, as benchmarks will be established through regulations. (p.73)
- 8VAC20-131-380.D and D.2 – Removed “Improvement from Level Three” from the name of Level Two for consistency. (p.74)

- 8VAC20-131-380.D.1, D.2, and D.3 – Eliminated all references to colors associated to performance levels to provide flexibility to determine how to display performance in the future. (p.74)
- 8VAC20-131-380.E.1 – School quality indicators and performance levels reorganized and described in table, as guidelines are no longer proposed. Each individual indicator and performance level is now described in a single row in the table. (p.75)
- 8VAC20-131-380.E.1 a-c – Academic achievement indicator benchmarks for Level Two now include a floor level of performance to recognize Level Three growth. Also referenced in D.2. (p.75)
- 8VAC20-131-380.E.1.h – Chronic absenteeism description revised to exempt students who are receiving homebound instruction from the calculation. (p.77)
- 8VAC20-131-380.E.1 and E.2 – Performance levels are described based on minimum levels of performance, which can be adjusted through board guidance as schools continuously improve, with adequate notice provided to school boards. (pages 75-78)
- 8VAC20-131-380.E.3 – Permits the board to adopt special provisions for any indicator. Previously, only dropout rate included language for special provisions. This language is relocated from 8VAC20-131-420.E. (p.78)
- 8VAC20-131-380.E.4 – Permits the board to add or remove assessments, and to adopt special provisions for school quality indicators when assessments are revised or phased in. Language moved from 8VAC20-131-420.E. (p.78)
- 8VAC20-131-380.E.5 – Added language permitting school boards to appeal performance level designations in limited circumstances that would warrant special consideration. (p.78)

8VAC20-131-390 – Accreditation

- 8VAC20-131-390.B.3 – Language added to articulate how a school would exit “Denied Accreditation” status. (pages 81-82)
- 8VAC 20-131-390.C.—Wording edits. (p. 82)
- 8VAC20-131-390.E – Enforcement language is relocated to 8VAC20-131-400. (pages 82 and 87)

8VAC20-131-400 Application of the School Quality Indicator Performance Levels to Actions

- 8VAC20-131-400 –Language added to link SOQ-required school-level comprehensive plans to comprehensive needs assessments, and multi-year improvement plans. (p.82)
- 8VAC20-131-400 – Clarified language regarding confirmation of actions required by plan. (p.83)
- 8VAC20-131-400 – Language added to articulate that actions required to be taken by schools and school divisions are to be led by principals and superintendents. (p.83)

- 8VAC20-131-400.A and B.2 – Plans would no longer be required to be submitted to VDOE, rather they would be reviewed through a department established process, which could include peer review, or random selection by VDOE for review. (p.83)
- 8VAC20-131-400.C – Level Three reorganized so that all actions under Level Three are outlined, generally in the level of department and board direction, oversight, and intervention. (pages 84-86)
- 8VAC20-131-400.C – Language added to provide for a state superintendent to local superintendent agreement process, depending on the level of direction and intervention. (p.85)
- 8VAC20-131-400.C.3 – Language added to provide that “Accreditation Denied” occurs following a board review for failure to implement corrective action plans with fidelity. Language added to specify that a school board shall be given an opportunity to correct failure to act on corrective action plan and if successful in a timely manner, may have the denied accreditation status rescinded. (p.86)
- 8VAC20-131-400.C.5 – Inserts language from existing SOA and SOQ related to board authority to pursue additional remedies including court action to seek compliance with school laws. (p.87)

8VAC20-121-410. Recognitions and Rewards for School and Division Accountability
Performance

- 8VAC20-131-410.B. Language added to provide examples of exemplar performance categories. (p.88)

8VAC20-131-420 E. – This language was relocated to 8VAC20-131-380.E.4 and 5 as it relates to the application of assessments and school quality indicators. (p.89)

Chapter 131. Regulations Establishing Standards for Accrediting Public Schools in Virginia

Part I

Definitions and Purpose

8VAC20-131-5. Definitions.

The following words and terms apply only to these regulations and do not supersede those definitions used for federal reporting purposes or for the calculation of costs related to the Standards of Quality (§ 22.1-253.13:1 et seq. of the Code of Virginia). When used in these regulations, these words shall have the following meanings, unless the context clearly indicates otherwise:

"Accreditation" means a process used by the Virginia Department of Education (hereinafter "department") to evaluate the educational performance of public schools in accordance with these regulations.

"Additional test" means a test, including substitute tests approved by the **Board of Education board** that students may use in lieu of a Standards of Learning test to obtain verified credit.

"Authentic performance assessment" means a test that complies with guidelines adopted by the board that requires students to perform a task or create a product that is typically scored using a rubric. An authentic performance assessment may be used to confer verified credit in accordance with the provisions of 8VAC20-131-110.B.4.

"Board of Education" or "board" means the board responsible for the general supervision of Virginia's public schools as prescribed in the Constitution of Virginia at Article VIII, § 4 and § 22.1-8 of the Code of Virginia.

"Class period" means a segment of time ~~in~~ **during** the school ~~school~~ **instructional** day that is **allocated to lessons, courses, testing and assessments or other instructional activities and excludes homeroom** approximately 1/6 of the instructional day.

~~"Combined school" means a public school that contains any combination of or all of the grade levels from kindergarten through grade 12. This definition does not include those schools defined as elementary, middle, or secondary schools.~~

"Credit accommodations" means adjustments to meet the standard and verified credit requirements for earning a Standard Diploma for students with disabilities.

"Elementary school" means a public school with any grades kindergarten through five.

~~"Eligible students" means the total number of students of school age enrolled in the school at a grade or course for which a Standards of Learning test is required unless excluded under the~~

provisions of 8VAC20-131-30.G, and 8VAC20-131-280.D relative to **limited English proficient (LEP) English Language Learner (ELL) English Learner** students.

“English Learner” or “EL” means, as prescribed in the Elementary and Secondary Education Act, an individual (a) who is aged three through 21; (b) who is enrolled or preparing to enroll in an elementary school or secondary school; (c) who was not born in the United States or whose native language is a language other than English; (d) who is a Native American or Alaska native, or a native resident of the outlying areas; and (e) who comes from an environment where a language other than English has had a significant impact on the individual’s level of English language proficiency; or (f) who is migratory, whose native language is a language other than English, and who comes from an environment where a language other than English is dominant; and (g) whose difficulties in speaking, reading, writing, or understanding the English language may be sufficient to deny the individual the ability to meet the challenging state academic standards; the ability to successfully achieve in classrooms where the language of instruction is English; or the opportunity to participate fully in society.

"Enrollment" means the act of complying with state and local requirements relative to the registration or admission of a child for attendance in a school within a local school division. This term also means registration for courses within the student's home school or within related schools or programs.

"First time" means the student has not been enrolled in the school at any time during the current school year (for purposes of 8VAC20-131-60 with reference to students who transfer in during the school year).

"Four core areas" or "four core academic areas" means English, mathematics, science, and history and social science for purposes of testing for the Standards of Learning.

"Graduate" means a student who has earned a **Board of Education board** recognized diploma, which includes the Advanced Studies Diploma, the Standard Diploma, and the Applied Studies Diploma.

"Homebound instruction" means academic instruction provided to students who are confined at home or in a health care facility for periods that would prevent normal school attendance based upon certification of need by a licensed physician or a licensed clinical psychologist.

“Instructional day” means all the time in a standard school day, from the beginning of the first scheduled class period to the end of the last scheduled class period, including passing time for class changes and excluding breaks for meals and recess.

“Instructional hours” means the hours in a standard school day, from the beginning of the first scheduled class period to the end of the last scheduled class period, including passing time for class changes and excluding breaks for meals and recess.

"Locally awarded verified credit" means a verified unit of credit awarded by a local school board in accordance with 8VAC20-131-110.**B.3.**

“Locally developed authentic performance assessment” means a test developed by a local school board in accordance with Board of Education board guidelines that requires students to perform a task or create a product that is typically scored using a rubric. A locally developed authentic performance assessment may be used to award confer locally awarded verified credit in accordance with the provisions of 8VAC20-131-110.

"Middle school" means a public school with any grades 6 through 8.

"Planning period" means **a segment of time in middle and secondary schools during the instructional day that is unencumbered of any teaching or supervisory duties, equals one class period per day or the equivalent at least 550 540 minutes every two weeks and is provided in increments of not less than 55 45 minutes is not less than 45 minutes or the equivalent of a class period, whichever is greater, and which includes passing time for class changes.**

“Planning time” means a segment of time for elementary teachers which provides at least an average of 30 minutes per day for planning during the student’s school week as provided in § 22.1-291.1 of the Code of Virginia.

"Recess" means a segment of free time exclusive of time provided for meals during the standard school day in which students are given a break from instruction.

~~"Reconstitution" means a process that may be used to initiate a range of accountability actions to improve pupil performance, curriculum, and instruction to address deficiencies that caused a school to be rated Accreditation Denied that may include, but not be limited to, restructuring a school's governance, instructional program, staff, or student population.~~

“Reporting group” means a subgroup of students who identified as having common characteristics such as: students identified as belonging to major racial and ethnic groups, economically disadvantaged students, students with disabilities, and English language learners.

"School" means a publicly funded institution where students are enrolled for all or a majority of the instructional day and:

1. Those students are reported in fall membership at the institution; and

2. At a minimum, the institution meets the preaccreditation eligibility requirements of these regulations as adopted by the **Board of Education board**.

"Secondary school" means a public school with any grades 9 through 12.

"Standard school day" means a calendar day that averages at least five and one-half instructional hours for students in grades 1 through 12, excluding breaks for meals and recess, and a minimum of three instructional hours for students in kindergarten.

"Standard school year" means a school year of at least 180 teaching days or a total of at least 990 teaching **instructional** hours per year, **as specified in § 22.1-98 of the Code of Virginia**.

"Standard unit of credit" or "standard credit" means credit awarded for a course in which the student successfully completes 140 clock hours of instruction and the requirements of the course. Local school boards may develop alternatives to the requirement for 140 clock hours of instruction as provided for in 8VAC20-131-110 **and in accordance with Board of Education board** guidelines.

"Standards of Learning tests" or "SOL tests" means those criterion referenced assessments approved by the **Board of Education board** for use in the Virginia assessment program that measure attainment of knowledge and skills required by the Standards of Learning.

"Student" means a person of school age as defined by § 22.1-1 of the Code of Virginia, a child with disabilities as defined in § 22.1-213 of the Code of Virginia, and a person with limited English proficiency **for whom English is a second language** in accordance with § 22.1-5 of the Code of Virginia.

~~"Student periods" means the number of students a teacher instructs per class period multiplied by the number of class periods taught.~~

"Verified unit of credit" or "verified credit" means credit awarded for a course in which a student earns a standard unit of credit and: **(1) achieves a passing score on a corresponding end-of-course SOL test; or (2) achieves a passing score on an additional test approved by the Board of Education board as part of the Virginia assessment program; or (3) meets the criteria for the receipt of a locally awarded verified credit awarded conferred in accordance with Board of Education board criteria and guidelines as provided in 8VAC20-131-110.B.3 when the student has not passed a corresponding SOL test in English, mathematics, laboratory science or history and social science; or (4) meets the criteria for the receipt of a verified credit for history and social science by demonstrating mastery of the content of the associated course on authentic performance assessments, as provided in 8VAC20-131-110.B.4.**

"Virginia assessment program" means a system used to evaluate student achievement that includes Standards of Learning **SOL** tests and additional tests that may be approved from time to time by the **Board of Education board**.

8VAC20-131-10. Purpose.

The foremost purpose of public education in Virginia is to provide children with a quality education giving them opportunities to meet their fullest potential in life. The standards for the accreditation of public schools in Virginia are designed to ensure that an effective educational program is established and maintained in Virginia's public schools. The mission of the public education system is to educate students in the essential ~~academic~~ knowledge and skills in order that they may be equipped for citizenship, work, and *an informed and successful* private life ~~that is informed and free. The accreditation standards:~~

The Standards of Accreditation provide the foundation for the provision of an excellent a high quality public education within a system of accountability and continual improvement. They are intended to:

1. Provide an essential foundation of educational programs of high quality in all schools for all students.
2. Encourage *and promote school quality and acknowledge achievement and* continuous improvement *improvements* and appraisal of the school program for the purpose of raising student achievement *by schools and school divisions in multiple areas.*
3. Foster public confidence *that graduating students have mastered multiple areas of learning to include academic subjects, workplace skills, career exploration and planning, and civic and community responsibility.*
4. Assure recognition of Virginia's public schools by other institutions of learning.
5. Establish a *the* means of determining the effectiveness of schools *as prescribed in the Standards of Quality at § 22.1-253.13:3 of the Code of Virginia, including student learning, and progress and student outcomes in for multiple areas affecting school quality.*

Section 22.1-253.13:3.B of the Code of Virginia requires the *Virginia Board of Education (hereinafter "board") board* promulgate regulations establishing standards for accreditation, *which shall include, but not be limited to, student outcome measures, requirements and guidelines for instructional programs and for the integration of educational technology into such instructional programs, administrative and instructional staffing levels and positions, including staff positions for supporting educational technology, student services, auxiliary education programs such as library and media services, course and credit requirements for graduation from high school, community relations, and the philosophy, goals, and objectives of public education in Virginia.*

The statutory authority for these regulations is delineated in § 22.1-19 of the Code of Virginia, which includes the requirement that the board shall provide for the accreditation of public elementary, middle, and secondary schools in accordance with regulations prescribed by it.

These regulations govern public schools operated by local school boards providing instruction to students as defined in 8VAC20-131-5. Other schools licensed under other state statutes are exempt from these requirements.

Part II

Philosophy, Goals, and Objectives

8VAC20-131-20. Philosophy, goals, and objectives.

A. Achieving school quality and continuous improvement are accomplishments dependent upon multiple factors, including instruction, leadership, learning environment, personnel professional staff development, student supports, parent and community engagement, and continual evaluation of outcomes. Goals and objectives to be achieved through these and other areas include student opportunities for personalized learning, closure of achievement gaps, reduction of the dropout rate, increased graduation rates, and student mastery beyond minimum requirements.

Preparation of all students should result in graduates who have a purpose in mind, explored and understand what opportunities exist for them after high school and have the and knowledge and abilities in place for the next phases of their development as adults necessary for the next phase of their lives as adults. Students should attain essential knowledge and skills in order that they may be equipped for citizenship to be responsible citizens, understand and meet expectations for work, gain and apply knowledge, and plan and achieve personal life goals. In addition to academic and technical knowledge, their education should encompass mastery of creative and critical thinking, analysis and problem solving, and the development of personal attributes such as communication and collaboration skills, dependability, and persistence.

The philosophy, goals, and objectives of individual schools should reflect and encompass the means by which the statewide standards Standards of Learning (SOL) and Standards of Accreditation are to be achieved.

The board's objective is to provide an educational foundation that ensures students are ready to be successful in a global economy, which includes changing and growing technology and social transformation. Families, students, employers, representatives from institutions of higher education, and educators have all expressed concerns about adequate preparation of Virginia's students for the future. In addition to appropriate content knowledge, stakeholders have asked that graduates be prepared with skills and attributes such as critical thinking, creative thinking, communication, collaboration, and citizenship, in order to be prepared to be successful in life and competitive in the work world. In response, the board is redesigning the public school experience for Virginia's students so that they will be adequately prepared for the future challenges they face.

In Virginia, as a student progresses through elementary, middle, and secondary school, the college-, and career-, and citizenship- ready student will be expected to achieve and apply appropriate academic and technical knowledge; attain and demonstrate age-appropriate productive workplace skills, qualities, and behavior; align knowledge, skills, and personal interests with career and civic opportunities; and build connections for interactions with diverse communities attain and demonstrate knowledge and skills necessary for productive citizenship and participation in communities and governments.

~~A.~~ **B.** Each school shall have a current philosophy, goals, and objectives that shall serve as the basis for all policies and practices and shall be developed using the following criteria:

1. The philosophy, goals, and objectives shall be developed with the advice of professional and lay people who represent the various populations served by the school and in consideration of the needs of the community and shall serve as a basis for the creation and review of the biennial school plan.
2. The school's philosophy, goals, and objectives shall be consistent with the Standards of Quality.
3. The goals and objectives shall (i) be written in plain language so as to be understandable to noneducators, including parents; (ii) to the extent possible, be stated in measurable terms; and (iii) consist primarily of measurable objectives to raise student and school achievement in the core academic areas of the ~~Standards of Learning (SOL)~~ **SOL**, to improve student and staff attendance, to reduce student drop-out rates, to increase graduation rates, and to increase the quality of instruction through professional staff development and licensure.
4. The school staff and community representatives shall review annually the extent to which the school has met its prior goals and objectives, analyze the school's student performance data including data by grade level or academic department as necessary, and report these outcomes to the division superintendent and the community in accordance with local school board policy. This report shall be in addition to the school report card required by 8VAC20-131-270.B.

~~B.~~ **C.** Copies of the school's philosophy, goals, and objectives shall be available upon request.

Part III

Student Achievement

8VAC20-131-30. Student achievement expectations.

A. Each student should learn the relevant grade level/course subject matter before promotion to the next grade. The division superintendent shall certify to the Department of Education that the division's promotion/retention policy does not exclude students from membership in a grade, or participation in a course, in which SOL tests are to be administered. Each school shall have a

process, as appropriate, to identify and recommend strategies to address the learning, behavior, communication, or development of individual children who are having difficulty in the educational setting.

B. In kindergarten through eighth grade, where the administration of Virginia assessment program tests are required by the ~~Board of Education~~ **board**, each student shall be expected to take the tests ~~following instruction~~; ~~students~~ **Students** who are accelerated shall take the tests of the grade level enrolled or the tests for the grade level of the content received in instruction **test aligned with the highest grade level, following instruction in the content**. No student shall take more than one test in any content area in each year, **except in the case of expedited retake(s) as provided for in this section**. Schools shall use the Virginia assessment program test results in kindergarten through eighth grade as part of a set of multiple criteria for determining the promotion or retention of students. Students promoted to high school from eighth grade should have attained basic mastery of the ~~Standards of Learning~~ **SOL** in English, history and social science, mathematics, and science and should be prepared for high school work. Students shall not be required to retake the Virginia assessment program tests unless they are retained in grade and have not previously passed the related tests.

~~With such funds as may be appropriated by the General Assembly, the~~ **The** ~~Board of Education~~ **board** shall provide the same criteria for eligibility for an expedited retake of any ~~Standards of Learning~~ **SOL** test, with the exception of the writing ~~Standards of Learning~~ **SOL** tests, to each student regardless of grade level or course.

C. In kindergarten through grade 12, students may participate in a remediation recovery program as established by the board in English (~~Reading~~ **reading**) or mathematics or both.

D. The board recommends that students in kindergarten through grade 8 not be required to attend summer school or weekend remediation classes solely based on failing a SOL test in science or history ~~and~~ social science. **However, any student who fails to achieve a passing score on all SOL assessments for the relevant grade level in grades three through eight shall be required to attend a remediation program or to participate in another form of remediation. ~~or~~ Further, any student who fails an end-of-course test required for the award of a verified unit of credit shall be required to attend a remediation program or to participate in another form of remediation.**

E. Each student in middle and secondary schools shall take all applicable end-of-course SOL tests following course instruction. **The division superintendent shall certify to the Department of Education that the division's policy for dropping courses ensures that students' course schedules are not changed to avoid end-of-course SOL tests.** Students who achieve a passing score on an end-of-course SOL test shall be awarded a verified unit of credit in that course in accordance with the provisions of 8VAC20-131-110. Students may earn verified units of credit in any courses for which end-of-course SOL tests are available. **Students shall not be required to take an end-of-course SOL test in an academic subject after they have earned the number of**

verified credits required for that academic content area for graduation, unless such test is necessary in order for the school to meet federal accountability requirements. Middle and secondary schools may consider the student's end-of-course SOL test score in determining the student's final course grade. However, no student who has failed an end-of-course SOL test but passed the related course shall be prevented from taking any other course in a content area and from taking the applicable end-of-course SOL test. The board may approve additional tests to verify student achievement in accordance with guidelines adopted for verified units of credit described in 8VAC20-131-110.

F. Participation in the Virginia assessment program by students with disabilities shall be prescribed by provisions of their Individualized Education Program (IEP) or 504 Plan. All students with disabilities shall be assessed with appropriate accommodations and alternate assessments where necessary.

G. All students **Any student** identified as ~~limited English proficient (LEP)~~ **an English Language Learner (ELL) English Learner (EL)** shall participate in the Virginia assessment program. A school-based committee shall convene and make determinations regarding the participation level of ~~LEP~~ **ELL (EL)** students in the Virginia assessment program. In kindergarten through eighth grade, ~~limited English proficient~~ **ELL EL** students may be granted a one-time exemption from SOL testing in the areas of writing, ~~science,~~ and history and social science.

H. Students identified as foreign exchange students taking courses for credit shall be required to take the relevant Virginia assessment program tests, **as specified in subsection E of this section.** Foreign exchange students who are auditing courses and who will not receive a standard unit of credit for such courses shall not be required to take the ~~Standards of Learning~~ **SOL** tests for those courses.

8VAC20-131-40. [Repealed]

8VAC20-131-50. Requirements for Graduation. **(Effective until the for students entering the ninth grade prior to the 2018-2019 school year)**

A. The requirements for a student to earn a diploma and graduate from a Virginia high school shall be those in effect when that student enters the ninth grade for the first time. Students shall be awarded a diploma upon graduation from a Virginia high school.

The Advanced Studies Diploma shall be the recommended diploma for students pursuing baccalaureate study. Both the Standard Diploma and the Advanced Studies Diploma shall prepare students for postsecondary education and the career readiness required by the Commonwealth's economy.

When students below the ninth grade successfully complete courses offered for credit in grades 9 through 12, credit shall be counted toward meeting the standard units required for graduation

provided the courses are equivalent in content and academic rigor as those courses offered at the secondary level. To earn a verified unit of credit for these courses, students must meet the requirements of 8VAC20-131-110.

The following requirements shall be the only requirements for a diploma, unless a local school board has prescribed additional requirements that have been approved by the ~~Board of Education~~ **Board of Education board**. All additional requirements prescribed by local school boards that have been approved by the ~~Board of Education~~ **Board of Education board** remain in effect until such time as the local school board submits a request to the board to amend or discontinue them.

B. Requirements for a Standard Diploma.

1. Beginning with the ninth-grade class of 2013-2014 and beyond, students shall earn the required standard and verified units of credit described in subdivision **B.2** of this ~~subsection~~ **section**.

2. Credits required for graduation with a Standard Diploma.

Discipline Area	Standard Units of Credit Required	Verified Credits Required
English	4	2
Mathematics ¹	3	1
Laboratory Science ^{2,6}	3	1
History and Social Sciences ^{3,6}	3	1
Health and Physical Education	2	
Foreign Language, Fine Arts or Career and Technical Education ⁷	2	
Economics and Personal Finance	1	
Electives ⁴	4	
Student Selected Test ⁵		1
Career and Technical Education Credential ⁸		

Total ⁹	22	6
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¹Courses completed to satisfy this requirement shall include at least two different course selections from among: Algebra I, Geometry, Algebra, Functions, and Data Analysis, Algebra II, or other mathematics courses above the level of Algebra II. The board shall approve courses to satisfy this requirement. **Per the Standards of Quality, a computer science course credit earned by students may be considered a mathematics course credit.**

²Courses completed to satisfy this requirement shall include course selections from at least two different science disciplines: earth sciences, biology, chemistry, or physics, or completion of the sequence of science courses required for the International Baccalaureate Diploma. The board shall approve courses to satisfy this requirement. **Per the Standards of Quality, a computer science course credit earned by students may be considered a science course credit.**

³Courses completed to satisfy this requirement shall include U.S. and Virginia History, U.S. and Virginia Government, and one course in either world history or geography or both. The board shall approve courses to satisfy this requirement.

⁴Courses to satisfy this requirement shall include at least two sequential electives as required by the Standards of Quality.

⁵A student may utilize additional tests for earning verified credit in computer science, technology, career and technical education, economics or other areas as prescribed by the board in 8VAC20-131-110.

⁶Students who complete a career and technical education program sequence and pass an examination or occupational competency assessment in a career and technical education field that confers certification or an occupational competency credential from a recognized industry, or trade or professional association, or acquires a professional license in a career and technical education field from the Commonwealth of Virginia may substitute the certification, competency credential, or license for (i) the student-selected verified credit and (ii) either a science or history and social science verified credit when the certification, license, or credential confers more than one verified credit. The examination or occupational competency assessment must be approved by the Board of Education as an additional test to verify student achievement.

⁷Pursuant to § 22.1-253.13:4 of the Code of Virginia, credits earned for this requirement shall include one credit in fine or performing arts or career and technical education. **Per the Standards of Quality, a computer science course credit earned by students may be**

considered a career and technical education course credit.

⁸Students shall earn a career and technical education credential approved by the Board of Education, except when a career and technical education credential in a particular subject area is not readily available or appropriate or does not adequately measure student competency, in which case the student shall receive satisfactory competency-based instruction in the subject area to satisfy the standard diploma requirements. The career and technical education credential, when required, could include the successful completion of an industry certification, a state licensure examination, a national occupational competency assessment, or the Virginia workplace readiness assessment.

⁹Students shall successfully complete one virtual course, which may be a noncredit-bearing course or a required or elective credit-bearing course that is offered online.

Beginning with first-time ninth-grade students in the 2016-2017 school year, students shall be trained in emergency first aid, cardiopulmonary resuscitation, and the use of automated external defibrillators, including hands-on practice of the skills necessary to perform cardiopulmonary resuscitation. Students with an ~~Individualized Education Program (IEP)~~ **IEP** or 504 Plan which documents that they cannot successfully complete this training shall be granted a waiver from this graduation requirement, as provided in ~~8VAC20-131-350~~**8VAC20-131-420.B**.

3. ~~Board of Education~~ **The board** shall establish, through guidelines, credit accommodations to the standard and verified credit requirements for a Standard Diploma. Such credit accommodations for students with disabilities may include:

- a. Approval of alternative courses to meet the standard credit requirements;
- b. Modifications to the requirements for local school divisions to award locally awarded verified credits;
- c. Approval of additional tests to earn a verified credit;
- d. Adjusted cut scores required to earn verified credit; and
- e. Allowance of work-based learning experiences.

The student's ~~Individualized Education Program (IEP)~~ **IEP** or 504 Plan would specify any credit accommodations that would be applicable for the student.

Students completing the requirements for the Standard Diploma may be eligible to receive an honor deemed appropriate by the local school board as described in subsection H of this section.

C. Requirements for an Advanced Studies Diploma.

1. Beginning with the ninth-grade class of 2013-2014 and beyond, students shall earn the required standard and verified units of credit described in subdivision C.2 of this subsection section.

2. Credits required for graduation with an Advanced Studies Diploma.

Discipline Area	Standard Units of Credit Required	Verified Credits Required
English	4	2
Mathematics ¹	4	2
Laboratory Science ²	4	2
History and Social Sciences ³	4	2
Foreign Language ⁴	3	
Health and Physical Education	2	
Fine Arts or Career and Technical Education ⁵	1	
Economics and Personal Finance	1	
Electives	3	
Student Selected Test ⁶		1
Total ^z	26	9

¹Courses completed to satisfy this requirement shall include at least three different course selections from among: Algebra I, Geometry, Algebra II, or other mathematics courses above the level of Algebra II. The board shall approve courses to satisfy this requirement.

Per the Standards of Quality, a computer science course credit earned by students may be considered a mathematics course credit.

²Courses completed to satisfy this requirement shall include course selections from at least three different science disciplines from among: earth sciences, biology, chemistry, or physics or completion of the sequence of science courses required for the International Baccalaureate Diploma. The board shall approve additional courses to satisfy this requirement. **Per the Standards of Quality, a computer science course credit earned by students may be considered a science course credit.**

³Courses completed to satisfy this requirement shall include U.S. and Virginia History, U.S. and Virginia Government, and two courses in either world history or geography or both. The board shall approve additional courses to satisfy this requirement.

⁴Courses completed to satisfy this requirement shall include three years of one language or two years of two languages.

⁵ Per the Standards of Quality, a computer science course credit earned by students may be considered a career and technical education course credit.

⁶A student may utilize additional tests for earning verified credit in computer science, technology, career and technical education, economics or other areas as prescribed by the board in 8VAC20-131-110.

⁷Students shall successfully complete one virtual course, which may be a noncredit-bearing course, or may be a course required to earn this diploma that is offered online.

Students completing the requirements for the Advanced Studies Diploma may be eligible to receive an honor deemed appropriate by the local school board as described in subsection H of this section.

Beginning with first-time ninth-grade students in the 2016-2017 school year, students shall be trained in emergency first aid, cardiopulmonary resuscitation, and the use of automated external defibrillators, including hands-on practice of the skills necessary to perform cardiopulmonary resuscitation. Students with an ~~Individualized Education Program (IEP)~~ **IEP** or 504 Plan which documents that they cannot successfully complete this training shall be granted a waiver from this graduation requirement, as provided in ~~8VAC20-131-350~~ **8VAC20-131-420.B**.

D. In accordance with the requirements of the Standards of Quality, students with disabilities who complete the requirements of their ~~Individualized Education Program (IEP)~~ **IEP** and do not meet the requirements for other diplomas shall be awarded Applied Studies Diplomas.

E. In accordance with the requirements of the Standards of Quality, students who complete prescribed programs of studies defined by the local school board but do not qualify for a

Standard Diploma, an Advanced Studies Diploma, or an Applied Studies Diploma shall be awarded Certificates of Program Completion. The requirements for Certificates of Program Completion are developed by local school boards in accordance with the Standards of Quality.

F. In accordance with the provisions of the compulsory attendance law and 8VAC20-30, Regulations Governing Adult High School Programs, students who do not qualify for diplomas may earn a high school equivalency credential.

G. At a student's request, the local school board shall communicate or otherwise make known to institutions of higher education, potential employers, or other applicable third parties, in a manner that the local school board deems appropriate, that a student has attained the state's academic expectations by earning a Virginia diploma and that the value of such a diploma is not affected in any way by the accreditation status of the student's school.

H. Awards for exemplary student performance. Students who demonstrate academic excellence and/or outstanding achievement may be eligible for one or more of the following awards:

1. The Governor's Seal will be awarded to students ~~Students~~ who complete the requirements for an Advanced Studies Diploma with an average grade of "B" or better, and successfully complete college-level coursework that will earn the student at least nine transferable college credits in Advanced Placement (AP), International Baccalaureate (IB), Cambridge, or dual enrollment courses shall receive the Governor's Seal on the diploma.

2. The Board of Education Seal will be awarded to ~~Students~~ students who complete the requirements for a Standard Diploma or an Advanced Studies Diploma with an average grade of "A" shall receive a Board of Education Seal on the diploma.

3. The Board of Education's Career and Technical Education Seal will be awarded to students who earn a Standard Diploma or an Advanced Studies Diploma and complete a prescribed sequence of courses in a career and technical education concentration or specialization that they choose and maintain a "B" or better average in those courses; or (i) pass an examination or an occupational competency assessment in a career and technical education concentration or specialization that confers certification or occupational competency credential from a recognized industry, trade or professional association or (ii) acquire a professional license in that career and technical education field from the Commonwealth of Virginia. The **Board of Education board** shall approve all professional licenses and examinations used to satisfy these requirements.

4. The Board of Education's Seal of Advanced Mathematics and Technology will be awarded to students who earn either a Standard Diploma or an Advanced Studies Diploma and (i) satisfy all of the mathematics requirements for the Advanced Studies Diploma (four units of

credit including Algebra II; two verified units of credit) with a "B" average or better; and (ii) either (a) pass an examination in a career and technical education field that confers certification from a recognized industry, or trade or professional association; (b) acquire a professional license in a career and technical education field from the Commonwealth of Virginia; or (c) pass an examination approved by the board that confers college-level credit in a technology or computer science area. The ~~Board of Education~~ board shall approve all professional licenses and examinations used to satisfy these requirements.

5. The Board of Education's Seal for Excellence in Civics Education will be awarded to students who earn either a Standard Diploma or an Advanced Studies Diploma and (i) complete Virginia and United States History and Virginia and United States Government courses with a grade of "B" or higher; (ii) have good attendance and no disciplinary infractions as determined by local school board policies; and (iii) complete 50 hours of voluntary participation in community service or extracurricular activities. Activities that would satisfy the requirements of clause (iii) of this subdivision include: (a) volunteering for a charitable or religious organization that provides services to the poor, sick, or less fortunate; (b) participating in Boy Scouts, Girl Scouts, or similar youth organizations; (c) participating in JROTC; (d) participating in political campaigns or government internships, or Boys State, Girls State, or Model General Assembly; or (e) participating in school-sponsored extracurricular activities that have a civics focus. Any student who enlists in the United States military prior to graduation will be deemed to have met this community service requirement.

6. The Board of Education's Seal of Biliteracy will be awarded to students who demonstrate proficiency in English and at least one other language and meet additional criteria established by the board. Such seal will be awarded to eligible students graduating from public high schools in the Commonwealth beginning in 2016.

7. Students may receive other seals or awards for exceptional academic, career and technical, citizenship, or other exemplary performance in accordance with criteria defined by the local school board.

I. Students completing graduation requirements in a summer school program shall be eligible for a diploma. The last school attended by the student during the regular session shall award the diploma unless otherwise agreed upon by the principals of the two schools.

J. Students who complete Advanced Placement courses, college-level courses, or courses required for an International Baccalaureate Diploma shall be deemed to have completed the requirements for graduation under these standards provided they have earned the standard units

of credit and earned verified units of credit in accordance with the requirements for the Standard Diploma and the Advanced Studies Diploma, as specified in subsections B and C of this section.

K. Students shall be counseled annually regarding the opportunities for using additional tests for earning verified credits, as provided in accordance with the provisions of 8VAC20-131-110, and the consequences of failing to fulfill the obligations to complete the requirements for verified units of credit.

8VAC20-131-51. Requirements for graduation. (Effective with the students who enter the ninth grade in the 2018-2019 school year)

A. The requirements for a student to earn a diploma and graduate from a Virginia high school shall be those in effect when that student enters the ninth grade for the first time. Students shall be awarded a diploma upon graduation from a Virginia high school.

Both the Standard Diploma and the Advanced Studies Diploma shall provide multiple paths toward college, and career, and citizenship readiness for students to follow in the later years of high school. Each such pathway shall include provide meaningful and rigorous opportunities tied to instruction to achieve workplace and citizenship skills for through internships, externships, and credentialing, and blended learning, which may be offered for credit toward high school graduation, in accordance with department work-based learning guidelines.

In accordance with the Profile of a Virginia Graduate approved by the board, the instructional program leading to a Standard Diploma or Advanced Studies Diploma shall ensure that students (i) attain the knowledge, skills, competencies, and experiences necessary to be successful contributors to the economy of the Commonwealth in the evolving global economy whether immediately entering the world of work or pursuing a post secondary education and (ii) acquire and be able to demonstrate foundational skills in critical thinking, creative thinking, collaboration, communication, and citizenship.

When students below the ninth grade successfully complete courses offered for credit in grades 9 through 12, credit shall be counted toward meeting the standard units required for graduation provided the courses are equivalent in content and academic rigor as those courses offered at the secondary level. To earn a verified unit of credit for these courses, students must meet the requirements of 8VAC20-131-110.

The following requirements shall be the only requirements for a diploma, unless a local school board has prescribed additional requirements that have been approved by the Board of Education board. All additional requirements prescribed by local school boards that have been approved by the Board of Education board remain in effect until such time as the local school board submits a request to the board to amend or discontinue them.

B. Requirements for a Standard Diploma.

1. Beginning with the ninth-grade class of 2018-2019 and beyond, students shall earn the required standard and verified units of credit described in subdivision B.2 of this subsection section. A "standard unit of credit" or "standard credit" is a credit awarded for a course in which the student successfully completes 140 clock hours of instruction and the requirements of the course. Local school boards may develop alternatives to the requirement for 140 clock hours of instruction as provided for in 8VAC20-131-110 and in accordance with board guidelines. A "verified unit of credit" or "verified credit" is a credit awarded for a course in which a student earns a standard unit of credit and achieves a passing score on a corresponding end-of-course SOL test or an additional test approved by the Board of Education board as part of the Virginia assessment program or a locally awarded verified credit conferred in accordance with Board of Education board guidelines.

2. Credits required for graduation with a Standard Diploma.

A "standard unit of credit" or "standard credit" is a credit awarded for a course in which the student successfully completes 140 clock hours of instruction and the requirements of the course. Local school boards may develop alternatives to the requirement for 140 clock hours of instruction as provided for in 8VAC20-131-110 and in accordance with board guidelines.

A "verified unit of credit" or "verified credit" is a credit awarded for a course in which a student earns a standard unit of credit and: (1) achieves a passing score on a corresponding end-of-course SOL test; or (2) achieves a passing score on an additional test approved by the board as part of the Virginia assessment program; or (3) meets the criteria for the receipt of a locally awarded verified credit conferred in accordance with board criteria and guidelines as provided in 8VAC20-131-110.B.3 when the student has not passed a corresponding SOL test in English, mathematics, laboratory science, or history and social science; or (4) meets the criteria for the receipt of a verified credit for history and social science by demonstrating mastery of the content of the associated course on authentic performance assessments, as provided in 8VAC20-131-110.B.4.

No more than one locally awarded verified credit may be used to satisfy these requirements, except as provided in subdivision B.3 of this section for credit accommodations for students with disabilities.

<u>Discipline Area</u>	<u>Standard Units of Credit Required</u>	<u>Verified Credits Required</u>
<u>English (reading and writing)</u>	<u>4</u>	<u>12</u>
<u>Mathematics</u>	<u>3</u>	<u>1</u>
<u>Laboratory Science</u>	<u>3</u>	<u>1</u>

<u>History and Social Science</u>	<u>3</u>	<u>1</u>
<u>Health and Physical Education</u>	<u>2</u>	
<u>World Language, Fine Arts or Career and Technical Education</u>	<u>2</u>	
<u>Economics and Personal Finance</u>	<u>1</u>	
<u>Electives</u>	<u>4</u>	
<u>Total</u>	<u>22</u>	45

<u>Discipline Area</u>	<u>Specifications</u>
<u>English (reading and writing)</u>	<u>The board shall approve courses to satisfy this requirement. In order to satisfy the verified credit requirement for English, students may earn a locally awarded verified credit in accordance with the provisions of VAC20-131-110 B.</u>
<u>Mathematics</u>	<u>Courses completed to satisfy this requirement shall include at least two different course selections from among: Algebra I, Geometry, Algebra, Functions, and Data Analysis, Algebra II, or other mathematics courses approved by the board to satisfy this requirement. In order to satisfy the verified credit requirement for mathematics, students may earn a locally awarded verified credit in accordance with the provisions of VAC20-131-110 B. Per the Standards of Quality, a computer science course credit earned by students may be considered a mathematics course credit.</u>
<u>Laboratory Science</u>	<u>Courses completed to satisfy this requirement shall include course selections from at least two different science disciplines: earth sciences, biology, chemistry, or physics, or completion of the sequence of science courses required for the International Baccalaureate Diploma and shall include interdisciplinary courses which incorporate SOL content from multiple academic areas. The board shall approve courses to satisfy this requirement. In order to satisfy the verified credit requirement for laboratory science, students may earn a locally awarded verified credit in accordance with the provisions of VAC20-131-110 B. Per the Standards of Quality, a computer science course credit earned by students may be considered a science course credit.</u>
<u>History and Social</u>	<u>Courses completed to satisfy this requirement shall include</u>

<u>Science</u>	<u>Virginia and U.S. History, Virginia and U.S. Government, and one course in either world history or geography or both. The board shall approve courses to satisfy this requirement. In order to satisfy the verified credit requirement for history and social sciences, students may earn a locally awarded verified credit in accordance with board guidelines. In addition, students may satisfy the verified credit requirement for history and social sciences by demonstrating mastery of the content on locally developed authentic performance assessments.</u>
<u>Laboratory Science and History and Social Science</u>	<u>Students who complete a career and technical education program sequence and pass an examination or occupational competency assessment in a career and technical education field that confers certification or an occupational competency credential from a recognized industry, or trade or professional association, or acquires a professional license in a career and technical education field from the Commonwealth of Virginia may substitute the certification, competency credential, or license for either a science or history and social science verified credit when the certification, license, or credential confers more than one verified credit. The examination or occupational competency assessment must be approved by the board as an additional test to verify student achievement.</u>
<u>World Language, Fine Arts or Career and Technical Education</u>	<u>Pursuant to § 22.1-253.13:4 of the Code of Virginia Per the Standards of Quality, credits earned for this requirement shall include one credit in fine or performing arts or career and technical education. Per the Standards of Quality, a computer science course credit earned by students may be considered a career and technical course credit.</u>
<u>Electives</u>	<u>Courses to satisfy this requirement shall include at least two sequential electives as required by the Standards of Quality.</u>

Students who do not pass SOL tests in English, mathematics, laboratory science or history and social science may receive locally awarded verified credits from the local school board in accordance with criteria established in guidelines adopted by the board.

Students may receive locally awarded verified credit in history and social science by demonstrating mastery of the content on locally developed authentic performance assessments. Such students shall not also be required to take the SOL tests in history and social science.

<u>Additional Requirements for Graduation</u>	
<u>Advanced Placement, Honors, or International Baccalaureate Course or Career and Technical Education Credential</u>	<u>In accordance with the Standards of Quality, students shall either (i) complete an Advanced Placement, honors, or International Baccalaureate course or (ii) earn a career and technical education credential approved by the board, except when a career and technical education credential in a particular subject area is not readily available or appropriate or does not adequately measure student competency, in which case the student shall receive satisfactory competency-based instruction in the subject area to satisfy the standard diploma requirements. The career and technical education credential, when required, could include the successful completion of an industry certification, a state licensure examination, a national occupational competency assessment, or the Virginia workplace readiness assessment.</u>
<u>Virtual Course</u>	<u>Students shall successfully complete one virtual course, which may be a noncredit-bearing course or a required or elective credit-bearing course that is offered online.</u>
<u>Training in emergency first aid, cardiopulmonary resuscitation (CPR), and the use of automated external defibrillators (AED).</u>	<u>Students shall be trained in emergency first aid, CPR, and the use of AED, including hands-on practice of the skills necessary to perform cardiopulmonary resuscitation. Students with an Individualized Education Program (IEP) IEP or 504 Plan which documents that they cannot successfully complete this training shall be granted a waiver from this graduation requirement, as provided in 8VAC20-131-3508VAC20-131-420.B.</u>
<u>Demonstration of the 5 Cs</u>	<u>Students shall acquire and demonstrate foundational skills in critical thinking, creative thinking, collaboration, communication, and citizenship in accordance with the Profile of a Virginia Graduate approved by the board.</u>

3. The board shall establish, through guidelines, credit accommodations to the standard and verified credit requirements for a Standard Diploma. Such credit accommodations for students with disabilities may include:

a. Approval of alternative courses to meet the standard credit requirements;

b. Modifications to the requirements for local school divisions to award locally awarded verified credits;

c. Approval of additional tests to earn a verified credit;

d. Adjusted cut scores required to earn verified credit; and

e. Allowance of work-based learning experiences.

The student's Individualized Education Program (IEP) or § 504 Plan would specify any credit accommodations that would be applicable for the student.

Students completing the requirements for the Standard Diploma may be eligible to receive an honor deemed appropriate by the local school board as described in subsection H of this section.

C. Requirements for an Advanced Studies Diploma.

1. Beginning with the ninth-grade class of 2018-2019 and beyond, students shall earn the required standard and verified units of credit described in subdivision C.2 of this subsection section.

2. Credits required for graduation with an Advanced Studies Diploma.

A "standard unit of credit" or "standard credit" is a credit awarded for a course in which the student successfully completes 140 clock hours of instruction and the requirements of the course. Local school boards may develop alternatives to the requirement for 140 clock hours of instruction as provided for in 8VAC20-131-110 and in accordance with board guidelines.

A "verified unit of credit" or "verified credit" is a credit awarded for a course in which a student earns a standard unit of credit and: (1) achieves a passing score on a corresponding end-of-course SOL test; or (2) achieves a passing score on an additional test approved by the board as part of the Virginia assessment program; or (3) meets the criteria for the receipt of a locally awarded verified credit conferred in accordance with board criteria and guidelines as provided in 8VAC20-131-110.B.3 when the student has not passed a corresponding SOL test in English, mathematics, laboratory science, or history and social science; or (4) meets the criteria for the receipt of a verified credit for history and social science by demonstrating mastery of the content of the associated course on authentic performance assessments, as provided in 8VAC20-131-110.B.4.

No more than one locally awarded verified credit may be used to satisfy these requirements.

<u>Discipline Area</u>	<u>Standard Units of Credit Required</u>	<u>Verified Credits Required</u>
<u>English (reading and writing)</u>	<u>4</u>	<u>12</u>
<u>Mathematics</u>	<u>4</u>	<u>1</u>

<u>Laboratory Science</u>	<u>4</u>	<u>1</u>
<u>History and Social Science</u>	<u>4</u>	<u>1</u>
<u>World Language</u>	<u>3</u>	
<u>Health and Physical Education</u>	<u>2</u>	
<u>Fine Arts or Career and Technical Education</u>	<u>1</u>	
<u>Economics and Personal Finance</u>	<u>1</u>	
<u>Electives</u>	<u>3</u>	
<u>Total</u>	<u>26</u>	<u>45</u>

<u>Discipline Area</u>	<u>Specifications</u>
<u>English (reading and writing)</u>	<u>The board shall approve courses to satisfy this requirement. In order to satisfy the verified credit requirement for English, students may earn a locally awarded verified credit in accordance with the provisions of VAC20-131-110-B.</u>
<u>Mathematics</u>	<u>Courses completed to satisfy this requirement shall include at least three different course selections from among: Algebra I, Geometry, Algebra II, or other mathematics courses above the level of Algebra II. The board shall approve courses to satisfy this requirement. In order to satisfy the verified credit requirement for mathematics, students may earn a locally awarded verified credit in accordance with the provisions of VAC20-131-110-B. Per the Standards of Quality, a computer science course credit earned by students may be considered a mathematics course credit.</u>
<u>Laboratory Science</u>	<u>Courses completed to satisfy this requirement shall include course selections from at least three different science disciplines from among: earth sciences, biology, chemistry, or physics or completion of the sequence of science courses required for the International Baccalaureate Diploma and shall include interdisciplinary courses which incorporate SOL content from multiple academic areas. The board shall approve additional courses to satisfy this requirement. In order to satisfy the verified credit requirement for laboratory science, students may earn a locally awarded verified credit in accordance with the provisions of VAC20-131-110-B. Per the Standards of Quality, a computer science course credit earned</u>

	<u>by students may be considered a science course credit.</u>
<u>History and Social Science</u>	<u>Courses completed to satisfy this requirement shall include Virginia and U.S. History, Virginia and U.S. Government, and two courses in either world history or geography or both. The board shall approve additional courses to satisfy this requirement. In order to satisfy the verified credit requirement for history and social science, students may earn a locally awarded verified credit in accordance with board guidelines. In addition, students may satisfy the verified credit requirement for history and social science by demonstrating mastery of the content on locally developed authentic performance assessments.</u>
<u>World Language</u>	<u>Courses completed to satisfy this requirement shall include three years of one language or two years of two languages.</u>
<u>Fine Arts or Career and Technical Education</u>	<u>Per the Standards of Quality, a computer science course credit earned by students may be considered a career and technical credit.</u>

Students who do not pass SOL tests in English, mathematics, laboratory science or history and social science may receive locally awarded verified credits from the local school board in accordance with criteria established in guidelines adopted by the board.

Students may receive locally awarded verified credit in history and social science by demonstrating mastery of the content on locally developed authentic performance assessments. Such students shall not also be required to take the SOL tests in history and social science.

<u>Additional Requirements for Graduation</u>	
<u>Advanced Placement, Honors, or International Baccalaureate Course or Career and Technical Education Credential</u>	<u>In accordance with the Standards of Quality, students shall either (i) complete an Advanced Placement, honors, or International Baccalaureate course or (ii) earn a career and technical education credential approved by the board, except when a career and technical education credential in a particular subject area is not readily available or appropriate or does not adequately measure student competency, in which case the student shall receive satisfactory competency-based instruction in the subject area to satisfy the advanced studies diploma requirements. The career and technical education credential, when required, could include the successful completion of an industry certification, a state licensure examination, a national occupational competency assessment,</u>

	<u>or the Virginia workplace readiness assessment.</u>
<u>Virtual Course</u>	<u>Students shall successfully complete one virtual course, which may be a noncredit-bearing course or a required or elective credit-bearing course that is offered online.</u>
<u>Training in emergency first aid, cardiopulmonary resuscitation (CPR), and the use of automated external defibrillators (AED).</u>	<u>Students shall be trained in emergency first aid, CPR, and the use of AED, including hands-on practice of the skills necessary to perform cardiopulmonary resuscitation. Students with an Individualized Education Program (IEP) IEP or 504 Plan which documents that they cannot successfully complete this training shall be granted a waiver from this graduation requirement, as provided in 8VAC20-131-3508VAC20-131-420.B.</u>
<u>Demonstration of the 5 Cs</u>	<u>Students shall acquire and demonstrate foundational skills in critical thinking, creative thinking, collaboration, communication, and citizenship in accordance with the Profile of a Virginia Graduate approved by the board.</u>

D. Requirements for an Applied Studies Diploma.

In accordance with the requirements of the Standards of Quality, students with disabilities who complete the requirements of their Individualized Education Program (IEP) IEP and do not meet the requirements for other diplomas shall be awarded Applied Studies Diplomas in accordance with state and federal laws and regulations regarding special education.

Students who pursue an Applied Studies Diploma shall be allowed to pursue a Standard Diploma or an Advanced Studies Diploma at any time during high school. Such students shall not be excluded from courses or tests required to earn these diplomas.

E. Requirements for Certificates of Program Completion.

In accordance with the requirements of the Standards of Quality, students who complete prescribed programs of studies defined by the local school board but do not qualify for a Standard Diploma, an Advanced Studies Diploma, or an Applied Studies Diploma shall be awarded Certificates of Program Completion. The requirements for Certificates of Program Completion are developed by local school boards in accordance with the Standards of Quality.

F. The Regulations Governing the General Achievement Diploma, 8VAC20-680, have been incorporated into the Regulations Governing Adult High School Programs, 8VAC20-30.

F. In accordance with the provisions of the compulsory attendance law and 8VAC20-30, Regulations Governing Adult High School Programs, students who do not qualify for diplomas may earn a high school equivalency credential. The Regulations Governing the

General Achievement Diploma, 8VAC20-680, have been incorporated into the Regulations Governing Adult High School Programs, 8VAC20-30.

H. G. At a student's request, the local school board shall communicate or otherwise make known to institutions of higher education, potential employers, or other applicable third parties, in a manner that the local school board deems appropriate, that a student has attained the state's academic expectations by earning a Virginia diploma and that the value of such a diploma is not affected in any way by the accreditation status of the student's school.

I. H. Awards for exemplary student performance. Students who demonstrate academic excellence and/or outstanding achievement may be eligible for one or more of the following awards:

1. The Governor's Seal will be awarded to students ~~Students~~ who complete the requirements for an Advanced Studies Diploma with an average grade of "B" or better, and successfully complete college-level coursework that will earn the student at least nine transferable college credits in Advanced Placement (AP), International Baccalaureate (IB), Cambridge, or dual enrollment courses shall receive the Governor's Seal on the diploma.

2. The Board of Education Seal will be awarded to ~~Students~~ students who complete the requirements for a Standard Diploma or an Advanced Studies Diploma with an average grade of "A" shall receive a Board of Education Seal on the diploma.

3. The Board of Education's Career and Technical Education Seal will be awarded to students who earn a Standard Diploma or an Advanced Studies Diploma and complete a prescribed sequence of courses in a career and technical education concentration or specialization that they choose and maintain a "B" or better average in those courses; or (i) pass an examination or an occupational competency assessment in a career and technical education concentration or specialization that confers certification or occupational competency credential from a recognized industry, trade, or professional association or (ii) acquire a professional license in that career and technical education field from the Commonwealth of Virginia. The board shall approve all professional licenses and examinations used to satisfy these requirements.

4. The Board of Education's Seal of Advanced Mathematics and Technology will be awarded to students who earn either a Standard Diploma or an Advanced Studies Diploma and (i) satisfy all of the mathematics requirements for the Advanced Studies Diploma (four units of credit including Algebra II; two verified units of credit) with a "B" average or better; and (ii) either (a) pass an examination in a career and technical education field that confers certification from a recognized industry, or trade or professional association; (b) acquire a professional license in a career and technical education field from the Commonwealth of Virginia; or (c) pass an examination approved by the board that confers college-level credit in a technology or computer science area. ~~The Board of Education~~

board shall approve all professional licenses and examinations used to satisfy these requirements.

5. The Board of Education's Seal for Excellence in Civics Education will be awarded to students who earn either a Standard Diploma or an Advanced Studies Diploma and (i) complete Virginia and United States History and Virginia and United States Government courses with a grade of "B" or higher; (ii) have good attendance and no disciplinary infractions as determined by local school board policies; and (iii) complete 50 hours of voluntary participation in community service or extracurricular activities. Activities that would satisfy the requirements of clause (iii) of this subdivision include: (a) volunteering for a charitable or religious organization that provides services to the poor, sick, or less fortunate; (b) participating in Boy Scouts, Girl Scouts, or similar youth organizations; (c) participating in JROTC; (d) participating in political campaigns or government internships, or Boys State, Girls State, or Model General Assembly; or (e) participating in school-sponsored extracurricular activities that have a civics focus. Any student who enlists in the United States military prior to graduation will be deemed to have met this community service requirement.

6. The Board of Education's Seal of Biliteracy will be awarded to students who demonstrate proficiency in English and at least one other language and meet additional criteria established by the board. Such seal will be awarded to eligible students graduating from public high schools in the Commonwealth beginning in 2016.

7. The Board of Education's Seal for Excellence in Science and the Environment will be awarded to students who earn either a Standard Diploma or Advanced Studies Diploma, and (i) complete at least three different first-level board-approved laboratory science courses and at least one rigorous advanced- or postsecondary-level laboratory science, each with a grade of "B" or higher; (ii) complete laboratory or field-science research and present that research in a formal, juried setting; and (iii) complete at least 50 hours of voluntary participation in community service or extracurricular activities that involve the application of science such as environmental monitoring, protection, management, or restoration.

8. Students may receive other seals or awards for exceptional academic, career and technical, citizenship, or other exemplary performance in accordance with criteria defined by the local school board.

~~J. I. Students completing graduation requirements in a summer school program shall be eligible for a diploma. The last school attended by the student during the regular session shall award the diploma unless otherwise agreed upon by the principals of the two schools.~~

~~K. J. Students who complete Advanced Placement courses, college-level courses, or courses required for an International Baccalaureate Diploma shall be deemed to have completed the course requirements for graduation under these standards provided they have earned the total~~

number of standard units of credit and verified units of credit in each discipline area in accordance with the requirements for the Standard Diploma and the Advanced Studies Diploma, as specified in subsections B and C of this section.

L. K. Students shall be counseled annually regarding the opportunities for using additional tests for earning verified credits, as provided in accordance with the provisions of 8VAC20-131-110, and the consequences of failing to fulfill the obligations to complete the requirements for verified units of credit.

8VAC20-131-60. Transfer students.

A. The provisions of this section pertain generally to students who transfer into Virginia high schools. Students transferring in grades K-8 from Virginia public schools or nonpublic schools accredited by one of the approved accrediting constituent members of the Virginia Council for Private Education (**VCPE**) shall be given recognition for all grade-level work completed. The academic record of students transferring from all other schools shall be evaluated to determine appropriate grade placement in accordance with policies adopted by the local school board. The State Testing Identifier (STI) for students who transfer into a Virginia public school from another Virginia public school shall be retained by the receiving school.

B. For the purposes of this section, the term "beginning" means within the first 20 hours of instruction per course. The term "during" means after the first 20 hours of instruction per course.

C. Standard or verified units of credit earned by a student in a Virginia public school shall be transferable without limitation regardless of the accreditation status of the Virginia public school in which the credits were earned. Virginia public schools shall accept standard and verified units of credit from other Virginia public schools, Virginia's virtual learning program, Virtual Virginia, and state-operated programs. Standard units of credit also shall be accepted for courses satisfactorily completed in accredited colleges and universities when prior written approval of the principal has been granted or the student has been given credit by the previous school attended.

D. A secondary school shall accept credits toward graduation received from Virginia nonpublic schools accredited by one of the approved accrediting constituent members of the **Virginia Council for Private Education** (**VCPE**) **VCPE** . The **Board of Education board** will maintain contact with the VCPE and may periodically review its accrediting procedures and policies as part of its policies under this section.

Nothing in these standards shall prohibit a public school from accepting standard units of credit toward graduation awarded to students who transfer from all other schools when the courses for which the student receives credit generally match the description of or can be substituted for courses for which the receiving school gives standard credit, and the school from which the child

transfers certifies that the courses for which credit is given meet the requirements of 8VAC20-131-110.A.

Students transferring into a Virginia public school prior to the 2018-2019 school year shall be required to meet the requirements prescribed in 8VAC20-131-50 to receive a Standard

Diploma or an Advanced Studies Diploma, except as provided by subsection G of this section.

Students transferring into a Virginia public school ~~as of the 2018-2019 school year~~ shall be required to meet the requirements prescribed in 8VAC20-131-50 8VAC20-131-51 to receive a Standard Diploma or an Advanced Studies Diploma, except as provided by subsection G of this section. ~~To receive an Applied Studies Diploma or Certificate of Program Completion, a student must meet the requirements prescribed by the Standards of Quality.~~

E. The academic record of a student transferring from other Virginia public schools shall be sent directly to the school receiving the student upon request of the receiving school in accordance with the provisions of ~~the~~ 8VAC20-150, Management of the Student's Scholastic Record in the Public Schools of Virginia. The State Testing Identifier (STI) for students who transfer into a Virginia public school from another Virginia public school shall be retained by the receiving school.

F. The academic record of a student transferring into Virginia public schools from other than a Virginia public school shall be evaluated to determine the number of standard units of credit that have been earned, including credit from schools outside the United States, and the number of verified units of credit needed to graduate in accordance with subsection G of this section. Standard units of credit also shall be accepted for courses satisfactorily completed in accredited colleges and universities when the student has been given credit by the previous school attended.

Students transferring above the tenth grade from schools or other education programs that do not require or give credit for health and physical education shall not be required to take these courses to meet graduation requirements.

Students transferring into a Virginia public school from other than a Virginia public school shall earn no fewer than the number of verified units listed in subdivision G.1 or 2 in this section. The school division shall accept the following tests from the sending state, country, private school, or Department of Defense Educational Activity school for the purpose of awarding verified units of credit in courses previously completed at another school or program of study, for the purpose of awarding a Virginia high school diploma:- The sending state's test must include content in the subjects for which verified credit is awarded. The test does not have to be comparable to a Virginia SOL test, so long as the test includes some content in the subject area. If the test includes some content from more than one subject, verified credits shall be awarded for every subject area covered by the test.

1. **End-of-course tests required for graduation by the sending state;-**
2. **Exit tests required for graduation by the sending state; and-**

3. *National norm-referenced achievement tests. When students transfer to a Virginia public school from a state that requires a national norm-referenced achievement test, and that state education agency has set a “cut score” or passing score for the purpose of graduation, the school division shall accept the test for the purpose of awarding a verified credit if the test includes some content in a subject for which a verified credit may be awarded. If that state education agency has not set a cut score for the norm-referenced test, the test may not be used for the purpose of awarding a verified credit or earning a high school diploma.*

4.—

Any substitute test approved by the board for verified credit shall be accepted in lieu of the applicable SOL tests if the applicable standard credit has been earned by the student. The applicable standard credits for awarding a Virginia high school diploma must be earned by the students.

The sending state’s test must include content in the subjects for which verified credit is awarded. The test does not have to be comparable to a Virginia SOL test, so long as the test includes some content in the subject area. If the test includes some content from more than one subject, verified credits shall be awarded for every subject area covered by the test.

G. Students entering a Virginia public high school for the first time after the tenth grade shall earn as many credits as possible toward the *prescribed* graduation requirements, ~~prescribed in 8VAC20-131-50~~ *8VAC20-131-50 if they enter prior to the 2018-2019 school year and as prescribed in 8VAC20-131-51 if they enter in the 2018-2019 school year or thereafter.*

However, schools may substitute courses required in other states in the same content area if the student is unable to meet the specific content requirements of ~~8VAC20-131-50~~ *8VAC20-131-50* or *8VAC20-131-51, respectively,* without taking a heavier than normal course load in any semester, by taking summer school, or by taking courses after the time when he otherwise would have graduated. ~~In any event, no such student shall earn fewer than the following number of verified units, nor shall such students be required to take SOL tests or additional tests as defined in 8VAC20-131-110 for verified units of credit in courses previously completed at another school or program of study, unless necessary to meet the requirements listed in subdivisions 1 and 2 of this subsection.~~

The graduation requirements for students transferring into a Virginia high school for the first time shall be as follows:

1. For a Standard Diploma:

a. Students entering a Virginia high school for the first time at the *beginning of or* during the ninth grade *prior to the 2018-2019 school year,* or at the beginning of the tenth grade shall earn credit as *meet the graduation requirements* prescribed in ~~8VAC20-131-50~~ *8VAC20-131-50.* *Students entering a Virginia high school for the first time at the beginning of or during the ninth grade in the 2018-2019 school year or thereafter, shall meet the graduation*

requirements prescribed in 8VAC20-131-51. for those students entering prior to the 2018-2019 school year and ~~8VAC20-131-51 for those students entering in the 2018-2019 school year and thereafter;~~

b. Students entering a Virginia high school for the first time at the beginning of or during the tenth grade prior to the 2019-2020 school year or at the beginning of the eleventh grade prior to the 2020-2021 school year, shall meet the graduation requirements prescribed in 8VAC20-131-50, except that such students shall only be required to earn a minimum of four verified units of credit ~~as prescribed in 8VAC20-131-50: one each in English, mathematics, history, and science. Students entering a Virginia high school for the first time at the beginning of or during the tenth grade in the 2019-2020 or thereafter, or at the beginning of the eleventh grade in the 2020-2021 school year or thereafter, shall meet the graduation requirements prescribed in 8VAC20-131-51 if they enter prior to the 2018-2019 school year and~~ a minimum of four verified units of credit ~~as prescribed in 8VAC20-131-51: one each in English, mathematics, history, and science~~ for those students entering in the 2018-2019 school year or thereafter. Students who complete a career and technical education program sequence may substitute a certificate, occupational competency credential or license for either a science or history and social science verified credit pursuant to ~~8VAC20-131-50 as prescribed in 8VAC20-131-50 if they enter prior to the 2018-2019 school year and as prescribed in 8VAC20-131-51 for those students entering in the 2018-2019 school year or thereafter;~~ and

c. Students entering a Virginia high school for the first time during the eleventh grade prior to the 2020-2021 school year or at the beginning of the twelfth grade prior to the 2021-2022 school year shall meet the graduation requirements prescribed in 8VAC20-131-50, except that such students shall only be required to earn a minimum of two verified units of credit: one in English, and one in mathematics if participation in mathematics testing is required by federal law, otherwise, such verified credit may be of the student's own choosing. Students entering a Virginia high school for the first time during the eleventh grade in the 2020-2021 school year or thereafter, or at the beginning of twelfth grade in the 2021-2022 school year or thereafter, shall meet the graduation requirements prescribed in 8VAC20-131-51, except that such students shall only be required to earn a minimum of two verified units of credit: one in English and one in mathematics if participation in mathematics testing is required by federal law, otherwise, such verified credit may be of the student's own choosing. ~~or one earned through required participation in mathematics testing as determined by federal law.~~

d. Students transferring after 20 instructional hours per course of their senior or twelfth grade year shall be given every opportunity to earn a diploma following the graduation requirements prescribed in 8VAC20-131-50 for students entering prior to the 2021-2022 school year, or following the graduation requirements prescribed in 8VAC20-131-51 for students entering in the 2021-2022 school year or thereafter. If it is not possible for the student to meet the requirements for a diploma, arrangements should be made for the student's previous school to award the diploma. If these arrangements cannot be made, a waiver of the verified unit of credit requirements may be available to the student. The Department of Education may grant

such waivers upon request by the local school board in accordance with guidelines prescribed by the board.

2. For an Advanced Studies Diploma:

a. Students entering a Virginia high school for the first time at the beginning of or during the ninth grade prior to the 2018-2019 school year or at the beginning of the tenth grade shall earn credit as prescribed in 8VAC20-131-50. Students entering a Virginia high school for the first time at the beginning of or during the ninth grade in the 2018-2019 school year or thereafter, shall earn credit as prescribed in 8VAC20-131-51. if they enter prior to the 2018-2019 school year and as prescribed in 8VAC20-131-51 if they enter in the 2018-2019 school year or thereafter;

b. Students entering a Virginia high school for the first time at the beginning of or during the tenth grade prior to the 2019-2020 school year or at the beginning of the eleventh grade prior to the 2020-2021 school year shall meet the graduation requirements prescribed in 8VAC20-131-50, except that such students shall only be required to earn a minimum of six verified units of credit: two in English and one each in mathematics, history, and science and one of the student's own choosing. Students entering a Virginia high school for the first time during the tenth grade in the 2019-2020 school year or thereafter, or at the beginning of the eleventh grade in the 2020-2021 school year or thereafter, shall earn credit as prescribed in 8VAC20-131-51. as prescribed in 8VAC20-131-50 if they enter prior to the 2018-2019 school year and credit as prescribed in 8VAC20-131-51 if they enter in the 2018-2019 school year or thereafter; and

c. Students entering a Virginia high school for the first time during the eleventh grade prior to the 2020-2021 school year or at the beginning of the twelfth grade prior to the 2021-2022 school year shall meet the graduation requirements prescribed in 8VAC20-131-50, except that such students shall only be required to earn a minimum of four verified units of credit: one in English, one in mathematics if required participation in mathematics testing is required by federal law, otherwise such verified credit may be of the student's own choosing, and two additional verified credits and three of the student's own choosing. Students entering a Virginia high school for the first time during the eleventh grade in the 2020-2021 school year or thereafter, or at the beginning of the twelfth grade in the 2021-2022 school year or thereafter, shall meet the graduation requirements prescribed in 8VAC20-131-51, except that such students shall only be required to earn a minimum of two verified units of credit: one in English, and one in mathematics if required participation in mathematics testing is required by federal law, otherwise such verified credit may be of the student's own choosing. if they enter prior to the 2018-2019 school year, as prescribed by 8VAC20-131-50, and two verified units of credit: one in English and one of the student's own choosing if they enter in the 2018-2019 school year or thereafter.

d. Students transferring after 20 instructional hours per course of their senior or twelfth grade year shall be given every opportunity to earn a diploma following the graduation requirements prescribed in 8VAC20-131-50 for students entering prior to the 2021-2022 school year, or following the graduation requirements prescribed in 8VAC20-131-51 for students entering in the 2021-2022 school year or thereafter. If it is not possible for the student to meet the

requirements for a diploma, arrangements should be made for the student's previous school to award the diploma. If these arrangements cannot be made, a waiver of the verified unit of credit requirements may be available to the student. The Department of Education may grant such waivers upon request by the local school board in accordance with guidelines prescribed by the board.

3. For an Applied Studies Diploma:

In accordance with the requirements of the Standards of Quality, students with disabilities who complete the requirements of their IEP and do not meet the requirements for other diplomas shall be awarded Applied Studies Diplomas in accordance with state and federal laws and regulations regarding special education.

Students who pursue an Applied Studies Diploma shall be allowed to pursue a Standard Diploma or an Advanced Studies Diploma at any time during high school. Such students shall not be excluded from courses or tests required to earn these diplomas.

4. For a Certificate of Program Completion:

In accordance with the requirements of the Standards of Quality, students who complete prescribed programs of studies defined by the local school board, but do not qualify for a Standard Diploma, an Advanced Studies Diploma, or an Applied Studies Diploma shall be awarded Certificates of Program Completion. The requirements for Certificates of Program Completion are developed by local school boards in accordance with the Standards of Quality.

H. ~~Students entering a Virginia high school for the first time after the first semester of their eleventh grade year must meet the requirements of subdivision G 1 c or G 2 c of this section. Students transferring after 20 instructional hours per course of their senior or twelfth grade year shall be given every opportunity to earn a Standard Diploma or an Advanced Studies Diploma. If it is not possible for the student to meet the requirements for a diploma, arrangements should be made for the student's previous school to award the diploma. If these arrangements cannot be made, a waiver of the verified unit of credit requirements may be available to the student. The Department of Education may grant such waivers upon request by the local school board in accordance with guidelines prescribed by the Board of Education board.~~

I. Any local school division receiving approval to increase its course credit requirements for a diploma may not deny either the Standard Diploma or the Advanced Studies Diploma to any transfer student who has otherwise met the requirements contained in these standards if the transfer student can only meet the division's additional requirements by taking a heavier than normal course load in any semester, by taking summer school, or by taking courses after the time when he otherwise would have graduated.

~~J.I.~~ The transcript of a student who graduates or transfers from a Virginia secondary school shall conform to the requirements of 8VAC20-160, Regulations Governing Secondary School Transcripts.

~~K.J.~~ The accreditation status of a high school shall not be included on the student transcript provided to colleges, universities, or employers. The board expressly states that any student who has met the graduation requirements established in ~~8VAC20-131-50~~ as prescribed in 8VAC20-131-50 if he enters prior to the 2018-2019 school year and as prescribed in 8VAC20-131-51 if he enters in the 2018-2019 school year or thereafter 8VAC20-131-51 and has received a Virginia diploma holds a diploma that should be recognized as equal to any other Virginia diploma of the same type, regardless of the accreditation status of the student's high school. It is the express policy of the board that no student shall be affected by the accreditation status of the student's school. The board shall take appropriate action, from time to time, to ensure that no student is affected by the accreditation status of the student's school.

Part IV

School Instructional Program

8VAC20-131-70. Program of instruction and learning objectives.

A. As required by the Standards of Quality, each local school board shall develop and implement a program of instruction for grades K through 12 that is aligned to the Standards of Learning SOL and meets or exceeds the requirements of the Board of Education board. The program of instruction shall emphasize reading, writing, speaking, mathematical concepts and computations, proficiency in the use of computers and related technology, computer science and computational thinking, including computer coding, and scientific concepts and processes; essential skills and concepts of citizenship, including knowledge of Virginia history and world and United States history, economics, government, foreign languages, international cultures, health and physical education, environmental issues, and geography necessary for responsible participation in American society and in the international community; fine arts, which may include music and art, and practical arts; knowledge and skills needed to qualify for further education, gainful employment, or training in a career or technical field; and development of the ability to apply such skills and knowledge in preparation for eventual employment and lifelong learning and to achieve economic self-sufficiency.

B. As described in 8VAC20-131-51 and in accordance with the Profile of a Virginia Graduate approved by the board, the instructional program and learning objectives shall ensure that students (i) attain the knowledge, skills, competencies, and experiences necessary to be successful contributors to the economy of the Commonwealth in the evolving global economy whether immediately entering ~~the~~ world world of work or pursuing a post secondary education and (ii) acquire and be able to demonstrate foundational skills in critical thinking, creative thinking, collaboration, communication, and citizenship. Consistent with the Profile

of a Virginia Graduate, the instructional program and learning objectives shall ensure that, as age appropriate, during the kindergarten through grade 12 experience, students achieve and apply appropriate academic career development and technical knowledge. During the elementary and middle school years, students shall explore personal interests, be exposed to different types of careers, and plan for career development. In the later school years students are to attain and demonstrate productive workplace skills, qualities, and behaviors; align knowledge, skills, and personal interests with career opportunities; and understand and demonstrate civic responsibility and community engagement.

~~A. C.~~ Each school shall provide a program of instruction that promotes individual student academic achievement in the essential academic disciplines and shall provide additional instructional opportunities that meet the abilities, interests, and educational needs of students. Each school shall establish learning objectives to be achieved by students at successive grade levels that meet or exceed the knowledge and skills contained in the **Standards of Learning SOL** for English, mathematics, science, and history/ **and** social science adopted by the board and shall continually assess the progress of each student in relation to the objectives.

~~B. D.~~ Instruction shall be designed to accommodate all students, including those identified with disabilities in accordance with the Individuals with Disabilities Education Act or § 504 of the Rehabilitation Act, as amended, those identified as gifted/talented, and those who have limited English proficiency **are English Language Learners (ELs)ELs**. Each school shall provide students identified as gifted/talented with instructional programs taught by teachers with special training or experience in working with gifted/talented students. Students with disabilities shall have the opportunity to receive a full continuum of education services, in accordance with **8VAC20-8081**, Regulations Governing Special Education Programs for Children with Disabilities in Virginia and other pertinent federal and state **laws and** regulations.

8VAC20-131-80. Instructional program in elementary schools.

A. The elementary school shall provide each student a program of instruction that corresponds to the **Standards of Learning SOL** for English, mathematics, science, and history/ **and** social science. In addition, each school shall provide instruction in art, music, and physical education and health and require students to participate in a program of physical fitness during the regular school year in accordance with guidelines established by the Board of Education **board**. **In addition, each school shall provide instruction in career exploration in accordance with the provisions of 8VAC20-131-140.**

B. In kindergarten through grade 3, reading, writing, spelling, and mathematics shall be the focus of the instructional program. Schools shall maintain an early skills and knowledge achievement record in reading and mathematics for each student in grades kindergarten through grade 3 to monitor student progress and to promote successful achievement on the third grade SOL tests. This record shall be included with the student's records if the student transfers to a new school.

In accordance with the Standards of Quality, local school boards shall implement early identification, diagnosis, and assistance for students with reading and mathematics problems and provide instructional strategies and reading and mathematics practices that benefit the development of reading and mathematics skills for all students.

C. To provide students with sufficient opportunity to learn, a minimum of 75% of the annual instructional time of 990 hours shall be given to instruction in the disciplines of English, mathematics, science, and history/and social science. Students who are not successfully progressing in early reading proficiency or who are unable to read with comprehension the materials used for instruction shall receive additional instructional time in reading, which may include summer school.

In accordance with the Standards of Quality, local school divisions shall provide reading intervention services to students in kindergarten through grade three who demonstrate deficiencies based on their individual performance on the SOL reading test or any reading diagnostic test that meets criteria established by the Department of Education. The local school division, in its discretion, shall provide such reading intervention services prior to promoting a student from grade three to grade four.

D. Elementary schools are encouraged to provide instruction in foreign world languages.

8VAC20-131-90. Instructional program in middle schools.

A. The middle school shall provide each student a program of instruction which corresponds to the Standards of Learning SOL for English, mathematics, science, and history/and social science. In addition, each school shall provide instruction in art, music, foreign world language, physical education and health, and career and technical exploration and shall require students to participate in a program of physical fitness during the regular school year in accordance with guidelines established by the Board of Education board. **Each middle school shall provide a course in career investigation for seventh grade students in accordance with the provisions of 8VAC20-131-140. School divisions may seek alternate means of delivering the career investigation course provided it is equivalent in content and rigor and provides the foundation for a student to develop their Academic and Career Plans as described in 8VAC20-131-140.B.2. Possible alternative means to deliver the career investigation course could include, but not be limited to: online methods, middle school exploratory course options, and delivering the course content through other courses.**

B. The middle school shall provide a minimum of eight courses to students in the eighth grade. English, mathematics, science, and history/and social science shall be required. **A career investigation course shall be required in accordance with the provisions of 8VAC20-131-140. Four Three Four** elective courses shall be available: level one of a foreign world language, one in health and physical education, and one in fine arts, **and one in career and technical exploration and one in career and technical exploration.**

C. Level one of a ~~foreign~~ **world** language and an Algebra I course shall be available to all eighth grade students. For any high school credit-bearing course taken in middle school, parents may request that grades be omitted from the student's transcript and the student not earn high school credit for the course in accordance with policies adopted by the local school board. Notice of this provision must be provided to parents with a deadline and format for making such a request. Nothing in these regulations shall be construed to prevent a middle school from offering any other credit-bearing courses for graduation.

D. To provide students a sufficient opportunity to learn, each student shall be provided ~~140 clock~~ **a total of 560 instructional** hours per year of instruction in each of ~~in~~ the four **academic** disciplines of English, mathematics, science, and history/~~and~~ social science. ~~Sixth grade students may receive an alternative schedule of instruction provided each student receives at least 560 total clock hours of instruction in the four academic disciplines.~~

E. Each school shall ensure that students who are unable to read with comprehension the materials used for instruction receive additional instruction in reading, which may include summer school.

F. In accordance with the Standards of Quality Each school shall ensure that students in grades six through eight who need targeted mathematics remediation and intervention, including remediation or intervention for computational deficiencies as demonstrated by their individual performance on any diagnostic test or grade-level SOL mathematics test shall receive additional instruction in mathematics, which may include summer school. Students in grades six through eight who are at-risk of failing the Algebra I end-of-course test shall be provided algebra readiness intervention services.

8VAC20-131-100. Instructional program in secondary schools.

A. The secondary school, in accordance with the Profile of a Virginia Graduate approved by the board, shall provide a program of instruction to ensure that students (i) attain the knowledge, skills, competencies, and experiences necessary to be successful contributors to the economy of the Commonwealth in the evolving global economy whether immediately entering the world of work or pursuing a post secondary education and (ii) acquire and be able to demonstrate foundational skills in critical thinking, and creative thinking, collaboration, communication, and citizenship in accordance with 8VAC20-131-70 and the Profile of a Virginia Graduate.

The secondary school shall provide each student a program of instruction in the **four core** academic areas of English, mathematics, science, and history/~~and~~ social science that **emphasizes the development of core skill sets that identify the knowledge and skills that students should attain, giving due consideration to critical thinking, creative thinking collaboration, communication, and citizenship, in the early years of high school and** enables each student to meet the **prescribed** graduation requirements described in 8VAC20-131-50 ~~8VAC20-131-51~~ and.

The secondary school shall offer opportunities **for internships, externships, and credentialing** **and** for students **each student** to **include** pursue a program of studies in foreign **world** languages, fine arts, and career and technical areas including:

1. Career and technical education choices that **incorporate knowledge of regional workforce needs and opportunities;** prepare the student as a career and technical education program completer in one of three or more occupational areas; and that prepare the student for technical or preprofessional postsecondary programs;
2. Coursework and experiences that prepare the student for college-level studies including access to at least three Advanced Placement (AP) courses, college-level courses for degree credit, International Baccalaureate (IB) courses, Cambridge courses, or any combination thereof;
3. Preparation for college admissions tests; ~~and~~
4. Opportunities to study and explore **Study and exploration of** the fine arts and foreign **world** languages; **; and**
- 5. Opportunities for each student to participate Participation in internships, externships, and other work-based learning experiences and to obtain workforce and career readiness and industry credentials.**

B. Minimum course offerings for each secondary school shall provide opportunities for students to meet the graduation requirements stated in 8VAC20-131-50 **8VAC20-131-51 these regulations** and must include:

English	4
Mathematics	4
Science (Laboratory)	4
History and Social Sciences <u>Science</u>	4
Foreign <u>World</u> Language	3
Electives	4
Career and Technical Education	11
Fine Arts	2
Health and Physical Education	2

Economics and Personal Finance	1
Total Units	39

C. Classroom driver education may count for 36 class periods, or the equivalent in minutes, of health education. Students shall not be removed from classes other than health and physical education for the in-car phase of driver education.

D. Each school shall ensure that students who are unable to read with comprehension the materials used for instruction receive additional instruction in reading, which may include summer school.

E. In accordance with the Standards of Quality, each school shall ensure that students who need targeted mathematics remediation and intervention, including remediation or intervention for computational deficiencies as demonstrated by their individual performance on any diagnostic test or grade-level SOL mathematics test shall receive additional instruction in mathematics, which may include summer school. Students in grade nine who are at-risk of failing the Algebra I end-of-course test, as demonstrated by their individual performance on any diagnostic test that has been approved by the department, shall be provided algebra readiness intervention services.

8VAC20-131-110. Standard and verified units of credit.

A. ~~Although~~ **The standard unit of credit for graduation shall be is generally based on a minimum of 140 clock hours of instruction and successful completion of the requirements of the course. A “standard unit of credit” or “standard credit” is a credit awarded for a course in which the student successfully completes 140 clock hours of instruction and the requirements of a course. A school division may waive the requirement that a student receive 140 clock hours of instruction to earn a standard credit, effective with students enrolled in the 2015-2016 school year, as prescribed in the Code of Virginia Standards of Quality and board guidelines.** When credit is awarded in less than whole units, the increment awarded must be no greater than the fractional part of the 140 hours of instruction provided. If a school division elects to award credit on a basis other than the 140 clock hours of instruction required for a standard unit of credit defined in this subsection, the local school division shall provide the **Board of Education board** with satisfactory proof, based on board guidelines, that the students for whom the 140-clock-hour requirement is waived have learned the content and skills included in the relevant **Standards of Learning SOL**. In addition, the local school division shall develop a written policy approved by the superintendent and school board that ensures:

1. That the content of the course for which credit is awarded is comparable to 140 clock hours of instruction; and
2. That upon completion, the student will have met the aims and objectives of the course.

B. A “verified unit of credit” or “verified credit” is a credit awarded for a course in which a student earns a standard unit of credit and completes one of the following: A verified unit of credit for graduation shall be based on a minimum of 140 clock hours of instruction, successful completion of the requirements of the course, and the achievement by the student of a passing score on the end-of-course SOL test for that course or additional tests as described in this subsection. A student may also earn a verified unit of credit by the following methods:

1. **Achieves a passing score on a corresponding end-of-course SOL test.** In accordance with the provisions of the Standards of Quality, students may earn a standard and verified unit of credit for any elective course in which the core academic SOL course content has been integrated and the student passes the related end-of-course SOL test. Such course and test combinations must be approved by the Board of Education **board**.

2. Upon waiver of the 140-clock-hour requirement according to Board of Education **board** guidelines, qualified students who have received a standard unit of credit will be permitted to sit for the relevant SOL test to earn a verified credit without having to meet the 140-clock-hour requirement.

2. **Achieves a passing score on an additional test approved by the board as a part of the Virginia assessment program.**

3. **Meets the criteria for the receipt of a locally awarded verified credit when the student has not passed a corresponding SOL test.**

a. Students who enter the ninth grade for the first time prior to the 2018-2019 school year and do not pass Standards of Learning SOL tests in English, mathematics, laboratory science or history and social science may receive locally awarded verified credits from the local school board in accordance with criteria established in guidelines adopted by the Board of Education board. Credit accommodations for students with disabilities may be used to confer locally awarded verified credits as provided in 8VAC20-131-50.B.3.

b. Students who enter the ninth grade for the first time in the 2018-2019 school year or thereafter and do not pass SOL tests in English, mathematics, laboratory science, or history and social science may receive locally awarded verified credits from the local school board in accordance with criteria established in guidelines adopted by the board. No more than one locally awarded verified credit may be used to satisfy graduation requirements, except as provided in 8VAC20-131-51.B.3 for students with disabilities seeking a standard diploma.

4. Students may receive locally awarded Meets the criteria for the receipt of a verified credit in history and social science by demonstrating mastery of the content of the associated course on locally developed authentic performance assessments that comply with guidelines adopted by the board. Such students shall not also be required to take the SOL tests in history and social science.

C. The ~~Board of Education~~ **board** may from time to time approve additional tests for the purpose of awarding verified credit. Such additional tests, which enable students to earn verified units of credit, must, at a minimum, meet the following criteria:

1. The test must be standardized and graded independently of the school or school division in which the test is given;
2. The test must be knowledge based;
3. The test must be administered on a **statewide** multistate or international basis, or administered as part of another state's accountability assessment program; and
4. To be counted in a specific academic area, the test must measure content that incorporates or exceeds the SOL content in the course for which verified credit is given.

The ~~Board of Education~~ **board** will set the score that must be achieved to earn a verified unit of credit on the additional test options.

D. With such funds as are appropriated by the General Assembly, the ~~Board of Education~~ **board** will provide opportunities for students who meet criteria adopted by the board to have an expedited retake of a SOL test to earn verified credit.

8VAC20-131-120. Summer school.

A. The courses offered and the quality of instruction in the summer school program shall be comparable to that offered during the regular school term. At the middle and secondary school levels, credit for courses taken for credit toward graduation other than a repeat course shall be awarded in accordance with the requirements of 8VAC20-131-110. Students must also meet the requirements for SOL testing if appropriate.

~~B. At the middle and secondary school levels, credit for repeat courses ordinarily will be granted on the same basis as that for new courses; however, with prior approval of the principal, students may be allowed to enroll in repeat courses to be completed in no less than 70 clock hours of instruction per unit of credit. Students must also meet the requirements for SOL testing if appropriate.~~

~~C.~~ **B.** Summer school instruction at any level, which is provided as part of a state-funded remedial program, shall be designed to improve specific identified student deficiencies. Such programs shall be conducted in accordance with regulations adopted by the board.

8VAC20-131-130. Elective courses.

Locally developed elective courses offered for credit toward high school graduation shall be approved by the division superintendent and local school board.

8VAC20-131-140. College and career preparation programs readiness; career exposure, exploration, and planning; and opportunities for postsecondary credit.

Each middle and secondary school shall provide for the early identification and enrollment of students in a college preparation program with a range of educational and academic experiences in and outside the classroom, including an emphasis on experiences that will motivate disadvantaged and minority students to attend college.

Each middle and secondary school shall provide for the early identification and enrollment of students in a college preparation program with a range of educational and academic experiences related to college and career readiness in and outside the classroom, including an emphasis on experiences that will motivate disadvantaged and minority students to attend college to prepare for a career or post-secondary education.

A. Beginning with the 2013-2014 academic year and through the 2017-2018 school academic year: ,all

1. All schools shall begin development of a personal Academic and Career Plan (ACP) for each seventh-grade student with completion by the fall of the student's eighth-grade year. Students who transfer from other than a Virginia public school into the eighth grade shall have the Plan developed as soon as practicable following enrollment. Beginning with the 2014-2015 academic year, students who transfer into a Virginia public school after their eighth-grade year shall have an Academic and Career Plan ACP developed upon enrollment. The components of the Plan ACP shall include, but not be limited to, the student's program of study for high school graduation and a postsecondary career pathway based on the student's academic and career interests. The Academic and Career Plan ACP shall be developed in accordance with guidelines established by the Board of Education board and signed by the student, student's parent or guardian, and school official(s) designated by the principal. The Plan ACP shall be included in the student's record and shall be reviewed and updated, if necessary, before the student enters the ninth and eleventh grades. The school shall have met its obligation for parental involvement if it makes a good faith effort to notify the parent or guardian of the responsibility for the development and approval of the Plan ACP. Any personal academic and career plans ACPs prescribed by local school boards for students in grades 7 through 12 and in effect as of June 30, 2009, are approved to continue without further action by the board.

2. Beginning in the middle school years, students shall be counseled on opportunities for beginning postsecondary education and opportunities for obtaining industry certifications, occupational competency credentials, or professional licenses in a career and technical education field prior to high school graduation. Such opportunities shall include access to at least three Advanced Placement (AP), International Baccalaureate (IB), or Cambridge courses or three college-level courses for degree credit pursuant to 8VAC20-131-100. Students

taking advantage of such opportunities shall not be denied participation in school activities for which they are otherwise eligible. Wherever possible, students shall be encouraged and afforded opportunities to take college courses simultaneously for high school graduation and college degree credit (dual enrollment), under the following conditions:

1(i). Written approval of the high school principal prior to participation in dual enrollment must be obtained;

2(ii). The college must accept the student for admission to the course or courses; and

3(iii). The course or courses must be given by the college for degree credits (no remedial courses will be accepted).

Schools that comply with this standard shall not be penalized in receiving state appropriations.

B. Beginning with the 2018-2019 academic year, each

1. Each elementary, middle and secondary school shall provide for the identification by all students of personal interests and abilities to support planning for post-secondary opportunities and career preparation. Such support shall include provision of information concerning exploration of career cluster areas in elementary schools, and course information and planning for college preparation programs, opportunities for educational and academic experiences in and outside the classroom, including internships and work-based learning, and the multiple pathways to college and career readiness in middle and high school.

2. Beginning in the elementary school years, students are to explore the different occupations associated with career clusters and select an area or areas of interest. Students will begin the development of an Academic and Career Plan Portfolio (ACPP) in elementary grades to include information about interests, values such as dependability and responsibility, and skills supporting decisions about their future interests and goals. The portfolio-ACPP is a repository for planning notes, class projects, interest inventory results, awards and recognitions, and other information related to academic and career plans and preparation. The ACPP is student-led and updated and revised as the student continues to plan for his or her future throughout school years. The information contained in the ACPP will serve as the foundation for creating the Academic and Career Plan (ACP) ACP in grade seven.

In middle school, students are to complete a locally selected career interest inventory and select a career pathway. To support development of the ACP, students shall complete a Career Investigations course selected from the Career and Technical Education state approved list to support development of the ACP, or a school division-provided alternative means of delivering the Career Investigations course, provided that the alternative is equivalent in content and academic rigor. The course, or its alternative, shall address, at a minimum, planning for academic courses, work-based learning opportunities, completion of industry certifications, possible independent projects, and postsecondary education. The

course, or its alternative, shall include demonstration of personal, professional, and technical Workplace Readiness Skills (personal, professional, and technical).

All schools shall continue development of a personal Academic and Career Plan (ACP) ACP with each seventh-grade student with completion by the end of the student's seventh-grade year. Students who transfer from other than a Virginia public school into the eighth grade shall have the Plan ACP developed as soon as practicable following enrollment. Students who transfer into a Virginia public school after their eighth-grade year shall have an Academic and Career Plan (ACP) ACP developed upon enrollment. The components of the Plan ACP shall include, but not be limited to, the student's program of study for high school graduation and a postsecondary career pathway based on the student's academic and career interests. In high school, a career related learning experience will be chosen by the student and documented in the Academic and Career Plan Portfolio-ACPP.

3. The Academic and Career Plan (ACP) ACP shall be developed in accordance with guidelines established by the board and signed by the student, student's parent or guardian, and school official(s) designated by the principal. The Plan ACP shall be included in the student's record and shall be reviewed and updated annually.

Beginning in the middle school years, students shall be counseled on opportunities for beginning postsecondary education and opportunities for obtaining industry certifications, occupational competency credentials, or professional licenses in a career and technical education field prior to high school graduation. Such opportunities shall include access to at least three Advanced Placement courses or three college-level courses for degree credit pursuant to 8VAC20-131-100. Students taking advantage of such opportunities shall not be denied participation in school activities for which they are otherwise eligible. Wherever possible, students shall be encouraged and afforded opportunities to take college courses simultaneously for high school graduation and college degree credit (dual enrollment), under the following conditions:

1. Written approval of the high school principal prior to participation in dual enrollment must be obtained;
2. The college must accept the student for admission to the course or courses; and
3. The course or courses must be given by the college for degree credits (no remedial courses will be accepted).

Schools that comply with this standard shall not be penalized in receiving state appropriations.

Beginning with the 2013-2014 academic year, all schools shall begin development of a personal Academic and Career Plan for each seventh-grade student with completion by the fall of the student's eighth-grade year. Students who transfer from other than a Virginia public school into the eighth grade shall have the Plan developed as soon as practicable following enrollment.

~~Beginning with the 2014-2015 academic year, students who transfer into a Virginia public school after their eighth-grade year shall have an Academic and Career Plan developed upon enrollment. The components of the Plan shall include, but not be limited to, the student's program of study for high school graduation and a postsecondary career pathway based on the student's academic and career interests. The Academic and Career Plan shall be developed in accordance with guidelines established by the Board of Education and signed by the student, student's parent or guardian, and school official(s) designated by the principal. The Plan shall be included in the student's record and shall be reviewed and updated, if necessary, before the student enters the ninth and eleventh grades. The school shall have met its obligation for parental involvement if it makes a good faith effort to notify the parent or guardian of the responsibility for the development and approval of the Plan. Any personal academic and career plans prescribed by local school boards for students in grades 7 through 12 and in effect as of June 30, 2009, are approved to continue without further action by the board.~~

8VAC20-131-150. Standard school year and school day.

A. The standard school year shall be 180 instructional days ***or 990 instructional hours***. The standard school day for students in grades 1 through 12 shall average at least 5-1/2 instructional hours, ***including passing time for class changes and*** excluding breaks for meals and recess, and a minimum of three hours for kindergarten.

B. All students in grades 1 through 12 shall maintain a full day schedule of classes (5-1/2 hours), unless a waiver is granted in accordance with policies defined by the local school board.

8VAC20-131-160. [Repealed]

8VAC20-131-170. Family Life Education.

Each school may implement the Standards of Learning for the Family Life Education program promulgated by the ***Board of Education board*** or a Family Life Education program consistent with the guidelines developed by the board, which shall have the goals of reducing the incidence of pregnancy and sexually-transmitted diseases and substance abuse among teenagers.

8VAC20-131-180. Off-site instruction.

A. Homebound instruction shall be made available to students who are confined at home or in a health care facility for periods that would prevent normal school attendance based upon certification of need by a licensed physician or licensed clinical psychologist. For students eligible for special education or related services, the Individualized Education Program (IEP) IEP committee must revise the IEP, as appropriate. Credit for the work shall be awarded when it is done under the supervision of a licensed teacher, a person eligible to hold a Virginia teaching license, or other appropriately licensed professional employed by the local school board, and there is evidence that the instructional time requirements or alternative means of awarding credit adopted by the local school board in accordance with the provisions of

8VAC20-131-110 have been met. Verified units of credit may be earned when the student has passed the SOL test associated with the course completed.

A. B. Schools are encouraged to pursue alternative means to deliver instruction to accommodate student needs through virtual courses, emerging technologies, and other similar means. Standard units of credit shall be awarded for successful completion of such courses when the course is equivalent to that offered in the regular school program and the work is done under the supervision of a licensed teacher, or a person eligible to hold a Virginia teaching license and approved by the local school board. Verified units of credit may be earned when the student has successfully completed the requirements specified in 8VAC20-131-110. Students may enroll in and receive a standard and verified unit of credit for supervised virtual courses with prior approval of the principal. The local school board shall develop policies governing this method of delivery of instruction that shall include the provisions of 8VAC20-131-110 and the administration of required SOL tests prescribed by 8VAC20-131-30. For courses offered for possible high school credit, standard units of credit shall be awarded for successful completion of such courses when the course is equivalent to that offered in the regular school program and the work is done under the supervision of a licensed teacher, or a person eligible to hold a Virginia teaching license and approved by the local school board. A verified unit of credit may be earned when the student has successfully completed the requirements specified in 8VAC20-131-110 . A verified unit of credit may be earned when the student has passed the end-of-course SOL test associated with the completed course.

A. B. Homebound instruction shall be made available to students who are confined at home or in a health care facility for periods that would prevent normal school attendance based upon certification of need by a licensed physician or licensed clinical psychologist. For students eligible for special education or related services, the Individualized Education Program (IEP) committee must revise the IEP, as appropriate. Credit for the work shall be awarded when it is done under the supervision of a licensed teacher, a person eligible to hold a Virginia teaching license, or other appropriately licensed professional employed by the local school board, and there is evidence that the instructional time requirements or alternative means of awarding credit adopted by the local school board in accordance with the provisions of 8VAC20-131-110 have been met. Verified units of credit may be earned when the student has passed the SOL test associated with the course completed.

B. C. Students may enroll in and receive a standard and verified unit of credit for supervised correspondence virtual courses with prior approval of the principal. Standard units of credit shall be awarded for the successful completion of such courses when the course is equivalent to that offered in the regular school program and the work is done under the supervision of a licensed teacher, or a person eligible to hold a Virginia teaching license, and approved by the local school board. Verified units of credit may be earned when the student has passed the SOL test associated with the correspondence virtual course completed. The local school board shall

~~develop policies governing this method of instruction in accordance with the provisions of 8VAC 20-131-110 and the administration of required SOL tests prescribed by 8VAC20-131-30.~~

~~C. D. Schools are encouraged to pursue alternative means to deliver instruction to accommodate student needs through virtual courses, emerging technologies and other similar means. Standard units of credit shall be awarded for successful completion of such courses when the course is equivalent to that offered in the regular school program and the work is done under the supervision of a licensed teacher, or a person eligible to hold a Virginia teaching license and approved by the local school board. Verified units of credit may be earned when the student has successfully completed the requirements and passed the SOL test associated with the course. The local school board shall develop policies governing this method of delivery of instruction that shall include the provisions of 8VAC20-131-110 and the administration of required SOL tests prescribed by 8VAC20-131-30.~~

8VAC20-131-190. Library media, materials and equipment.

A. Each school shall maintain an organized library media center as the resource center of the school and provide a unified program of media services and activities for students and teachers before, during, and after school. The library media center shall contain hard copy, electronic technological resources, materials, and equipment that are sufficient to meet research, inquiry, and reading requirements of the instructional program and general student interest.

B. Each school shall provide a variety of materials, resources, and equipment to support the instructional program.

8VAC20-131-200. Extracurricular and other school activities; recess.

A. School sponsored extracurricular activities shall be under the direct supervision of the staff and shall contribute to the educational objectives of the school. Extracurricular activities must be organized to avoid interrupting the instructional program. Extracurricular activities shall not be permitted to interfere with the student's required instructional activities. Extracurricular activities and eligibility requirements shall be established and approved by the superintendent and the school board.

B. Competitive sports of a varsity nature (scheduled league games) shall be prohibited as a part of the elementary school program.

C. Each elementary school shall provide students with a daily recess during the regular school year as determined appropriate by the school.

D. A program of physical fitness shall be available to all students with a goal of at least 150 minutes per week on average during the regular school year. Effective beginning with the 2018-2019 school year, local school boards shall provide a program of physical activity for all students in grades kindergarten through five consisting of at least 20 minutes per day or an

average of 100 minutes per week during the regular school year and available to all students in grades six through twelve with a goal of at least 150 minutes per week on average during the regular school year .

Part V

School and Instructional Leadership

8VAC20-131-210. Role of the principal.

The principal is recognized as the instructional leader ~~and manager~~ of the school and is responsible for: ~~effective school management that promotes positive student achievement, a safe and secure environment in which to teach and learn, and efficient use of resources.~~

A. The principal **is recognized as** the instructional leader **and manager** of the school and is responsible for: ~~effective school management that promotes positive student achievement, a safe and secure environment in which to teach and learn, and efficient use of resources.~~

1. Fostering the success of all students by facilitating the development, communication, implementation, and evaluation of a shared vision of teaching and learning that leads to student academic progress and school improvement;

2. Fostering the success of all students by developing, advocating, and sustaining an academically rigorous, positive, and safe school climate for all stakeholders;

3. Fostering effective human resources management by assigning with the selection and induction, and by supporting, evaluating, and retaining quality instructional and support personnel;

4. Fostering the success of all students by supporting, managing, and overseeing the school's organization, operation, and use of resources;

5. Fostering the success of all students by communicating and collaborating effectively with stakeholders;

6. Fostering the success of all students by demonstrating professional standards and ethics, engaging in continuous professional development, and contributing to the profession;

7. Leadership that results in acceptable, measurable student academic progress based on established standards.

As a matter of policy, the board, through these standards, recognizes the critically important role of principals to the success of public schools and the students who attend those schools and recommends that local school boards provide principals with the maximum authority available under law in all matters affecting the school including, but not limited to, ~~instruction and personnel~~ **instructional leadership, school climate, human resources management,**

organizational management, communication and community relations, and student academic progress, in a manner that allows the principal to be held accountable in a fair and consistent manner for matters under his **the principal's** direct control.

B. As the instructional leader, the principal is responsible for ensuring that students are provided an opportunity to learn and shall:

1. Protect the academic instructional time from unnecessary interruptions and disruptions and enable the professional teaching staff to spend the maximum time possible in the teaching/learning process by keeping to a minimum clerical responsibility and the time students are out of class; **Lead the collaborative development and sustainment of a student-centered shared vision for educational improvement and work collaboratively with staff, students, parents and other stakeholders to develop a mission and programs for effective teaching and learning, consistent with the division's strategic plan and school's goals;**

2. Ensure that the school division's student code of conduct is enforced and seek to maintain a safe and secure school environment; **Collaboratively plan, implement, support, monitor, and evaluate instructional programs that enhance teaching and student academic progress, and lead to school improvement;**

3. Analyze the school's test scores annually **current academic achievement data and instructional strategies and monitor and evaluate the use of diagnostic, formative, and summative assessment**, by grade and by discipline, to:

a. Direct **Make appropriate educational decisions to improve classroom instruction, increase student achievement, and improve overall school effectiveness; provide timely and accurate feedback to students and parents, and to inform instructional practices; and direct** and require appropriate prevention, intervention, and/or remediation to those students performing below grade level or not **meeting expectations, including** passing the SOL tests;

b. Involve the staff of the school in identifying **and evaluating** the types of staff **professional development** needed to improve student achievement and **provide professional development opportunities and** ensure that the staff participate in those activities; ~~and~~

c. Analyze **Evaluate and improve** classroom practices and methods for improvement of instruction; **and**

d. Seek to ensure students' successful attainment of knowledge and skills set forth in the Standards of Learning SOL.

4. Ensure that students' records are maintained and that criteria used in making placement and promotion decisions, as well as any instructional interventions used to improve the student's performance, are included in the record;

5. Monitor and evaluate the quality of instruction, provide staff development, provide support that is designed to improve instruction, and seek to ensure the successful attainment of the knowledge and skills required for students by the SOL tests;

5. Protect the academic instructional time from unnecessary interruptions and disruptions and provide collaborative leadership for the design and implementation of effective and efficient schedules that protect and maximize instructional time;

6. Involve students, staff, parents, and the community to create and sustain a positive, safe, and healthy learning environment which enforces state, division, and local rules, policies, and procedures; and consistently model and collaboratively promote high expectations, mutual respect, care, and concern for students, staff, parents, and the community.

7. Create a culture of shared accountability and continuous school improvement;

8. Involve students, families, staff, and other stakeholders to promote community engagement;

6. **9.** Maintain records of students who drop out of school, including their reasons for dropping out and actions taken to prevent these students from dropping out;

7. **10.** Notify the parents of rising eleventh-grade and twelfth-grade students of:

a. The number of standard and verified units of credit required for graduation; and

b. The remaining number of such units of credit the individual student requires for graduation; and

8. **11.** Notify the parent or guardian of students removed from class for disciplinary reasons for two or more consecutive days in whole or in part. The school shall have met its obligation if it makes a good faith effort to notify the parent or guardian.

C. As the school manager, the principal shall:

1. Support, manage, and oversee the school's organization, operation, and use of resources;

2. Demonstrate and communicate a knowledge and understanding of Virginia public education rules, regulations, laws, and school division policies and procedures;

~~1-3.~~ **3.** Work with staff to create an atmosphere of mutual respect and courtesy and to facilitate constructive communication by establishing and maintaining a current handbook of personnel policies and procedures;

4. Ensure the use of data systems and technology to support goals;

~~2-5. Work~~ **5. Disseminate information to staff, parents, and other stakeholders in a timely manner through multiple channels and sources; and work**

6. Work with the community to involve parents and citizens in the educational program; ~~and~~ facilitate

7. Facilitate communication with parents by maintaining and disseminating a current student handbook of policies and procedures that includes the school division's standards of student conduct and procedures for enforcement, along with other matters of interest to parents and students;

6 8. Manage the supervision and research-based evaluation of staff in accordance with local and state requirements;

~~3. 7 9.~~ Maintain a current record of licensure, endorsement, **staff's licenses and endorsements to ensure compliance** and in-service training **professional development** completed by staff; ~~and~~

~~4. 8 10.~~ ~~Maintain~~ **Follow local and state laws and policies with regard to finances, and school accountability, and reporting; and maintain**

11. Maintain records of receipts and disbursements of all funds handled. ~~These records, which shall be audited annually by a professional accountant approved by the local school board.;~~ **and**

9 12. Ensure the security of all tests administered to students, including those required by the Board of Education board and the local school division. This includes, but shall not be limited to:

a. The requirement that all schools adhere to a policy that prohibits students' cell phones and other electronic devices with texting or camera capabilities to be in the room where a SOL test is being administered;

b. The requirement that, to the extent possible, the teacher should not administer the SOL test associated with the grade level content or class taught;

c. Notification to teachers of the penalties for breaching security on SOL tests, including actions against the teacher's license and civil penalties; and

d. Establishment of penalties for students who breach security on SOL tests.

8VAC20-131-220. Role of professional teaching staff.

The professional teaching staff shall be responsible for providing instruction that is educationally sound in an atmosphere of mutual respect and courtesy, which is conducive to learning, and in which all students are expected to achieve the objectives of the ~~Standards of Learning SOL~~ for the appropriate grade level or course. The staff shall:

1. Serve as role models for effective oral and written communication with special attention to ~~the correct use of language and spelling~~ **the use of Standard English;**

2. Strive to strengthen the basic skills of students in all subjects **and to close any achievement gaps among groups of students in the school**;

3. Establish teaching objectives to achieve the following:

a. Identify what students are expected to learn; and

b. Inform students of the achievement expected and keep them engaged in learning tasks;

4. Provide for individual differences of students through the use of differentiated instruction, varied materials, and activities suitable to their interests and abilities; and

5. Assess the progress of students and report promptly and constructively to them and their parents.

8VAC20-131-230. Role of support staff.

The school's support staff shall work with the principal and professional teaching staff to promote student achievement and successful attainment of the school's goals.

8VAC20-131-240. Administrative and support staff; staffing requirements.

A. Each school shall have at a minimum the staff as specified in the Standards of Quality with proper licenses and endorsements for the positions they hold.

B. The principal of each middle and secondary school shall be employed on a 12-month basis.

C. Each **elementary, middle and** secondary school ~~with 350 or more students and each middle school with 400 or more students~~ shall employ at least one member of the guidance **school counseling** staff for 11 months **as prescribed by the Standards of Quality**. ~~Guidance~~ **School counseling** shall be provided for students to ensure that a program of studies contributing to the student's academic achievement and meeting the graduation requirements specified in ~~8VAC20-131-50~~ **8VAC20-131-51** is being followed.

D. The counseling program for elementary, middle, and secondary schools shall provide a minimum of 60% of the time for each member of the ~~guidance~~ **school counseling** staff devoted to counseling of students.

E. ~~The middle school classroom teacher's standard load shall be based on teaching no more than 5/6 of the instructional day with no more than 150 student periods per day or 30 class periods per week.~~ A middle school classroom teacher's standard load shall be based on teaching no more than 5/6 of the instructional day **minus one planning period per day or the equivalent** with no more than 150 students ~~periods per day~~ or 25 class periods per week.

If a middle school classroom teacher teaches ~~30 class periods per week with more than 75 student periods per day~~, **more than 150 students or 25 class periods per week**, an appropriate contractual arrangement and compensation shall be provided.

F. The secondary classroom teacher's standard load shall be based on teaching no more than ~~5/6 of the instructional day~~ **minus one planning period per day or the equivalent** with no more than ~~more than 150 students periods per day or 25 class periods per week~~. Teachers of block programs that encompass more than one class period with no more than 120 student periods per day may teach 30 class periods per week. Teachers who teach very small classes may teach 30 class periods per week, provided the teaching load does not exceed 75 student periods per day.

If a **secondary** school classroom teacher teaches ~~30 class periods per week with more than 75 student periods per day~~, **more than 150 students or 25 class periods per week**, an appropriate contractual arrangement and compensation shall be provided.

G. Middle or secondary school teachers shall teach no more than ~~750 150~~ students periods per week; however, physical education and music teachers may teach ~~1,000 200~~ students periods per week.

If a middle or secondary school physical education or music teacher teaches more than 200 students per week, an appropriate contractual arrangement and compensation shall be provided.

H. Notwithstanding the provisions of subsections E, F, and G, each **Each elementary classroom teacher shall be provided at least an average of 30 minutes per day during the students' school week as planning time. Each** full-time middle and secondary classroom teacher shall be provided one planning period per day or the equivalent, **as specified in 8VAC20-131-5,** unencumbered of any teaching or supervisory duties.

I. Staff-student ratios in special **education** and career and technical education classrooms shall comply with regulations of the ~~Board of Education~~ **board**.

J. Student services personnel **support positions** as defined in the Standards of Quality shall be available as necessary to promote academic achievement and to provide support services to the **students in the** school.

8VAC20-131-250. [Repealed]

Part VI

School Facilities and Safety

8VAC20-131-260. School facilities and safety.

A. Each school shall be maintained in a manner ensuring compliance with the Virginia Statewide Building Code (13VAC5-63). In addition, the school administration shall:

1. Maintain a physical plant that is accessible, barrier free, safe, and clean;
2. Provide for the proper outdoor display of flags of the United States and of the Commonwealth of Virginia;
3. Provide suitable space for classrooms, administrative staff, pupil personnel services, library and media services, and for the needs and safety of physical education;
4. Provide adequate, safe, and properly-equipped laboratories to meet the needs of instruction in the sciences, technology, fine arts, and career and technical programs;
5. Provide facilities for the adequate and safe administration and storage of student medications; and
6. Carry out the duties of the threat assessment team established by the division superintendent and implement policies established by the local school board related to threat assessment, pursuant to § 22.1-79.4 of the Code of Virginia.

B. Each school shall maintain records of regular safety, health, and fire inspections that have been conducted and certified by local health and fire departments. The frequency of such inspections shall be determined by the local school board in consultation with the local health and fire departments. In addition, the school administration shall:

1. Equip all exit doors with panic hardware as required by the Virginia Statewide Building Code (13VAC5-63);
2. Conduct a fire drills-at least ~~once a week during the first month~~ ***twice during the first 20 school days*** of school and ***conduct*** at least ~~once each month for~~ ***two additional fire drills during*** the remainder of the school term. Evacuation routes for students shall be posted in each room; and
3. ***Conduct a lock-down drill at least twice during the first 20 school days of school and conduct at least two additional lock-down drills during the remainder of the school term*** at least ~~two simulated lock-down drills and crisis emergency evacuation activities each school year, one in September and one in January.~~

C. Each school shall have contingency plans for emergencies that include staff certified in cardiopulmonary resuscitation (CPR), the Heimlich maneuver, and emergency first aid.

Each school building with instructional or administrative staff of 10 or more shall have at least three employees with current certification or training in emergency first aid, cardiopulmonary resuscitation, and the use of an automated external defibrillator. If one or more students diagnosed as having diabetes attend such school, at least two employees shall have been trained in the administration of insulin and glucagon.

Each school building with instructional or administrative staff fewer than 10 shall have at least two employees with current certification or training in emergency first aid, cardiopulmonary resuscitation, and the use of an automated external defibrillator. If one or more students diagnosed as having diabetes attend such school, at least one employee shall have been trained in the administration of insulin and glucagon.

D. In addition, the school administration shall ensure that the school has:

1. Written procedures to follow in emergencies such as fire, injury, illness, allergic reactions, and violent or threatening behavior. This shall include school board policies for the possession and administration of epinephrine in every school, to be administered by any school nurse, employee of the school board, employee of a local governing body, or employee of a local health department who is authorized by a prescriber and trained in the administration of epinephrine to any student believed to be having an anaphylactic reaction. The plan shall be outlined in the student handbook and discussed with staff and students during the first week of each school year;
2. Space for the proper care of students who become ill;
3. A written procedure, in accordance with guidelines established by the local school board, for responding to violent, disruptive, or illegal activities by students on school property or during a school sponsored activity; and
4. Written procedures to follow for the safe evacuation of persons with special physical, medical, or language needs who may need assistance to exit a facility.

Part VII

School and Community Communications

8VAC20-131-270. School and community communications.

A. Each school shall promote communication and foster mutual understanding with parents and the community. Each school shall:

1. Involve parents, citizens, community agencies, and representatives from business and industry in developing, disseminating, and explaining the biennial school plan; on advisory committees; in curriculum studies; and in evaluating the educational program.
2. Provide annually to the parents and the community the School Performance Report Card ***Quality Profile*** in a manner prescribed by the board. The information contained therein will be for the most recent three-year period. Such information shall ***be designated by the board to include but not be limited to indicators of the following: accountability, assessments, enrollment and demographics, college and career readiness, finance, learning environment, and teacher quality. Specific indicators shall include, but not be limited to:***

- a. Virginia assessment program results by percentage of participation and proficiency and disaggregated by student ~~subgroups~~ reporting groups
 - b. ~~The accreditation rating earned by the school~~ Accreditation status.
 - c. Attendance ~~rates~~ and absenteeism for students.
 - d. Information related to school safety to include, but not limited to, incidents of crime and violence.
 - e. Information related to qualifications and educational attainment of the teaching staff.
 - f. In addition, secondary schools' ~~School Performance Report Cards~~ Quality Profiles shall include the following:
 - (1) Advanced Placement (AP) information to include percentage of students who take AP courses and percentage of students who take AP tests;
 - (2) International Baccalaureate (IB) and Cambridge course information to include percentage of students who are enrolled in IB or Cambridge programs and percentage of students who receive IB or Cambridge Diplomas;
 - (3) College-level course information to include percentage of students who take college-level courses including dual enrollment courses;
 - (4) Number and percentage of (i) graduates by diploma type as prescribed by the ~~Board of Education~~ board, (ii) certificates awarded to the senior class including high school equivalency preparation program credentials approved by the board, and (iii) students who do not complete high school;
 - (5) As a separate category on the ~~school report card~~ School Quality Profile, the number of students obtaining board-approved industry certifications, and passing state licensure examinations, national occupational competency assessments and Virginia workplace readiness skills assessments while still in high school and the number of career and technical education completers who graduated; and
 - (6) Number and percentage of drop-outs.
3. Cooperate with business and industry in formulating career and technical educational programs and conducting joint enterprises involving personnel, facilities, training programs, and other resources.
 4. Encourage and support the establishment and/or continuation of a parent-teacher association or other organization and work cooperatively with it.

B. At the beginning of each school year, each school shall provide to its students' parents or guardians information on the availability of and source for receiving:

1. The learning objectives developed in accordance with the provisions of 8VAC20-131-70 to be achieved at their child's grade level or, in high school, a copy of the syllabus for each of their child's courses, ~~including a notice to parents identifying any sexually explicit materials that may be included in the course, the textbook, or any supplemental instructional materials, a copy of the school division's policy on notification of parents or guardians of the assignment of instructional materials with sexually explicit content,~~ and a copy of the school division promotion, retention, and remediation policies-
2. The Standards of Learning SOL applicable to the child's grade or course requirements and the approximate date and potential impact of the child's next SOL testing; and
3. An annual notice to students in all grade levels of all requirements for Standard Diploma and Advanced Studies Diploma, and the board's policies on promotion and retention as outlined in 8VAC20-131-30.

The division superintendent shall report to the department compliance with this subsection through the preaccreditation eligibility procedures in 8VAC20-131-290 as required by 8VAC20-131-390.A.

Part VIII. School Accreditation

~~8VAC20-131-280. Expectations for School Accountability.~~

~~A. Schools will be accredited annually based on compliance with preaccreditation eligibility requirements and achievement of the school accountability requirements of 8VAC20-131-300 C.~~

~~B. Each school shall be accredited based, primarily, on achievement of the criteria established in 8VAC20-131-30 and in 8VAC20-131-50 as specified below:~~

- ~~1. The percentage of students passing the Virginia assessment program tests in the four core academic areas administered in the school with the accreditation rating calculated on a trailing three-year average that includes the current year scores and the scores from the two most recent years in each applicable academic area, or on the current year's scores, whichever is higher.~~
- ~~2. The percentage of students graduating from or completing high school based on a graduation and completion index prescribed by the Board of Education. The accreditation rating of any school with a twelfth grade shall be determined based on achievement of required SOL pass rates and percentage points on the board's graduation and completion index. School accreditation shall be determined by the school's current year index points or a~~

~~trailing three-year average of index points that includes the current year and the two most recent years, whichever is higher. The Board of Education's graduation and completion index shall include weighted points for diploma graduates (100 points), recipients of high school equivalency credentials approved by the board (75 points), students not graduating but still in school (70 points), and students earning certificates of program completion (25 points).~~

~~The graduation and completion index calculation for a school shall be increased by three points for each student who obtains both a diploma and an industry certification, industry pathway certification, a state licensure, or an occupational competency credential in a career and technical education program, when such certification, licensure, or credential is approved by the Board of Education as student-selected verified credit; however, the additional three points shall not be used to obtain a higher accreditation rating.~~

~~The Board of Education's graduation and completion index shall account for all students in the graduating class's ninth-grade cohort, plus students transferring in, minus students transferring out, deceased students, and students who fail to graduate because they are in the custody of the Department of Corrections, the Department of Juvenile Justice, or local law enforcement. Those students who are not included in one of the preceding categories will also be included in the index.~~

~~For the purposes of the Standards of Accreditation, the Board of Education shall use a graduation rate formula that excludes any student who fails to graduate because such student is in the custody of the Department of Corrections, the Department of Juvenile Justice, or local law enforcement.~~

~~3. The number of students who successfully complete a remediation recovery program.~~

~~4. Schools, with grade configurations that do not house a grade or offer courses for which SOL tests or additional tests approved by the Board of Education as outlined in 8VAC20-131-110 are administered, will be paired with another school in the division housing one or more of the grades in which SOL tests are administered. The pairing of such schools will be made upon the recommendation of the local superintendent. The schools should have a "feeder" relationship and the grades should be contiguous.~~

~~C. Subject to the provisions of 8VAC20-131-350, the governing school board of special purpose schools such as those provided for in § 22.1-26 of the Code of Virginia, Governor's schools, special education schools, alternative schools, or career and technical schools that serve as the student's school of principal enrollment may seek approval of an alternative accreditation plan from the Board of Education. Schools offering alternative education programs and schools with a graduation cohort of 50 or fewer students as defined by the graduation rate formula adopted by the board may request that the board approve an alternative accreditation plan to meet the graduation and completion index benchmark. Special purpose schools with alternative accreditation plans shall be evaluated on standards appropriate to the programs offered in the~~

~~school and approved by the board prior to August 1 of the school year for which approval is requested. Any student graduating from a special purpose school with a Standard Diploma or an Advanced Studies Diploma must meet the requirements prescribed in 8VAC20-131-50.~~

~~In addition, pursuant to § 22.1-253.13:3 of the Code of Virginia, any school board, on behalf of one or more of its schools, may request the Board of Education for approval of an Individual School Accreditation Plan for the evaluation of the performance of one or more of its schools as authorized for special purpose schools.~~

~~D. When calculating the passing rates on Virginia assessment program tests for the purpose of school accreditation, the following tolerances for limited English proficient (LEP) and transfer students will apply:~~

~~1. The scores of LEP students enrolled in Virginia public schools fewer than 11 semesters may be removed from the calculation used for the purpose of school accreditation required by subsection B of this section and 8VAC20-131-300 C. Completion of a semester shall be based on school membership days. Membership days are defined as the days the student is officially enrolled in a Virginia public school, regardless of days absent or present. For a semester to count as a completed semester, a student must have been in membership for a majority of the membership days of the semester. These semesters need not be consecutive.~~

~~2. In accordance with the provisions of 8VAC20-131-30, all students who transfer into Virginia public schools are expected to take and pass all applicable SOL tests in the content areas in which they receive instruction.~~

~~3. All students who transfer within a school division shall have their scores counted in the calculation of the school's accreditation rating. Students who transfer into a Virginia school from home instruction, or from another Virginia school division, another state, or another country, in grades kindergarten through 8 shall be expected to take all applicable SOL tests or additional tests approved by the board as outlined in 8VAC20-131-110. If the transfer takes place after the 20th instructional day following the opening of school, the scores on these tests may be used in calculating school accreditation ratings.~~

~~4. Students who transfer into a Virginia middle or high school from home instruction, or from another state or country, and enroll in a course for which there is an end-of-course SOL test, shall be expected to take the test or additional tests for that course approved by the board as outlined in 8VAC20-131-110. If the transfer takes place after 20 instructional hours per course have elapsed following the opening of school or beginning of the semester, if applicable, the scores on those tests may be used in calculating school accreditation ratings in the year the transfer occurs.~~

~~5. Students who enroll on the first day of school and subsequently transfer to a school outside of the division for a total amount of instructional time equal to or exceeding 50% of a current~~

~~school year or semester, whether the transfer was a singular or multiple occurrence, and return during the same school year shall be expected to take any applicable SOL test. The scores of those tests may be used in calculating the school accreditation rating in the year in which the transfers occur.~~

~~E. The Board of Education may adopt special provisions related to the administration and use of any Virginia assessment program test in a content area. The Board of Education may adopt special provisions related to the administration and use of the graduation and completion index, as prescribed by the board. The Board of Education may also alter the inclusions and exclusions from the accreditation calculations by providing adequate notice to local school boards. The board may add new tests or discontinue the use of existing tests in the Virginia Assessment Program by providing adequate notice to local school boards.~~

~~F. As a prerequisite to the awarding of an accreditation rating as defined in 8VAC20-131-300, each new or existing school shall document, in a manner prescribed by the board, the following: (i) the division's promotion/retention policies developed in accordance with the requirements of 8VAC20-131-30, (ii) compliance with the requirements to offer courses that will allow students to complete the graduation requirements in 8VAC20-131-50, (iii) the ability to offer the instructional program prescribed in 8VAC20-131-70 through 8VAC20-131-100, (iv) the leadership and staffing requirements of 8VAC20-131-210 through 8VAC20-131-240, and (v) the facilities and safety provisions of 8VAC20-131-260. The division superintendent shall report to the department compliance with this subsection through the preaccreditation eligibility procedures in 8VAC20-131-290.~~

~~8VAC20-131-290. Procedures for Certifying Accreditation Eligibility.~~

~~A. Schools will be accredited under these standards annually based, in part, on compliance with the preaccreditation eligibility requirements described in 8VAC20-131-280 F.~~

~~B. To be eligible for accreditation, the principal of each school and the division superintendent shall report to the Department of Education:~~

- ~~1. The extent to which each school continues to meet standards reported as met in the previous year described in 8VAC20-131-280 F.~~
- ~~2. That the SOL have been fully incorporated into the school division's curriculum in all accreditation-eligible schools and the SOL material is being taught to all students eligible to take the SOL tests. This shall be certified by each school division superintendent as part of the preaccreditation eligibility determination process.~~
- ~~3. Actions taken to correct any noncompliance issues cited in the previous year.~~
- ~~4. Compliance with 8VAC20-131-270 B.~~

The principal of each school and the division superintendent shall submit preaccreditation eligibility reports in a manner prescribed by the board to the Department of Education. Failure to submit the reports on time will constitute grounds for denying accreditation to the school.

~~C. In keeping with provisions of the Standards of Quality, and in conjunction with the long range comprehensive plan of the division, each school shall prepare and implement a biennial school plan which shall be available to students, parents, staff, and the public. Each biennial school plan shall be evaluated as part of the development of the next biennial plan. Schools may use other plans to satisfy the requirement for the biennial plan with prior written approval from the Department of Education.~~

~~D. With the approval of the local school board, local schools seeking to implement experimental or innovative programs, or both, that are not consistent with these standards shall submit a waiver request, on forms provided, to the board for evaluation and approval prior to implementation. The request must include the following:~~

- ~~1. Purpose and objectives of the experimental/innovative programs;~~
- ~~2. Description and duration of the programs;~~
- ~~3. Anticipated outcomes;~~
- ~~4. Number of students affected;~~
- ~~5. Evaluation procedures; and~~
- ~~6. Mechanisms for measuring goals, objectives, and student academic achievement.~~

~~Except as specified below, the board may grant, for a period up to five years, a waiver of these regulations that are not mandated by state or federal law or designed to promote health or safety. The board may grant all or a portion of the request. Waivers of requirements in 8VAC20-131-30, 8VAC20-131-50, 8VAC20-131-70, and 8VAC20-131-280 through 8VAC20-131-340 shall not be granted, and no waiver may be approved for a program which would violate the provisions of the Standards of Quality.~~

~~8VAC20-131-300. Application of the Standards.~~

~~A. Effective no later than the academic year 2016-2017, schools that meet the preaccreditation eligibility requirements prescribed in 8VAC20-131-280 F shall be assigned one of the following ratings as described in this section:~~

- ~~1. Fully Accredited~~
- ~~2. Conditionally Accredited: New School~~
- ~~3. Partially Accredited according to criteria in one or more of the following categories:~~

~~a. Approaching Benchmark within specified margins~~

~~(1) Graduation and Completion Index~~

~~(2) Pass Rate~~

~~b. Improving School meets criteria for improvement over previous year or for student growth~~

~~(1) Graduation and Completion Index~~

~~(2) Pass Rate~~

~~c. Warned School~~

~~(1) Graduation and Completion Index~~

~~(2) Pass Rate~~

~~d. Reconstituted School~~

~~4. Accreditation Denied~~

~~B. Compliance with the student academic achievement expectations shall be documented to the board directly through the reporting of the results of student performance on SOL tests and other alternative means of assessing student academic achievement as outlined in 8VAC20-131-110. To facilitate accurate reporting of the graduation and completion index, the State Testing Identifier (STI) for students who transfer into a Virginia public school from another Virginia public school shall be retained by the receiving school. Compliance with other provisions of these regulations will be documented in accordance with procedures prescribed by the Board of Education.~~

~~C. Accreditation ratings defined. Accreditation ratings awarded in an academic year are based upon Virginia assessment program scores from the academic year immediately prior to the year to which the accreditation rating applies and on graduation and completion indexes (for schools with twelfth grade) established for the current year. Effective no later than the academic year 2016-2017, accreditation ratings are defined as follows:~~

~~1. Fully Accredited.~~

~~a. A school will be rated Fully Accredited when its eligible students meet the pass rate of 75% in English and the pass rate of 70% in mathematics, science, and history and social science. Additionally, each school with a graduating class shall achieve a minimum of 85 percentage points on the Board of Education's graduation and completion index, as described in 8VAC20-131-280 B 2, to be rated Fully Accredited.~~

b. For accreditation purposes, the pass rate will be calculated as single rates for each of the four core academic areas by combining all scores of all tests administered in each subject area.

2. ~~Conditionally Accredited: New School.~~ New schools that are comprised of students from one or more existing schools in the division will be awarded a ~~Conditionally Accredited: New School~~ status for one year pending an evaluation of the school's eligible students' performance on SOL tests or additional tests approved by the Board of Education to be rated ~~Fully Accredited~~.

3. ~~Partially Accredited:~~ A school which meets criteria as prescribed by the Board of Education will be designated as ~~Partially Accredited~~ according to the specific categories shown below.

a. ~~Approaching Benchmark (within specified margins):~~

(1) ~~Graduation and Completion Index.~~ Based on components of the graduation and completion index as described in 8VAC20-131-280 B 2, a school will be rated as ~~Partially Accredited: Approaching Benchmark-Graduation and Completion Index~~ when its eligible students meet pass rates required for full accreditation and its graduation and completion index is within a narrow margin of the minimum threshold as prescribed by the board. A school may remain in the ~~Partially Accredited: Approaching Benchmark-Graduation and Completion Index~~ status for no more than three consecutive years, unless an extension is granted based on criteria established by the board.

(2) ~~Pass Rate.~~ Based on tests administered in the previous academic year, a school will be rated as ~~Partially Accredited: Approaching Benchmark-Pass Rate~~ if the school does not meet the requirements for full accreditation in all of the four core academic subject areas but the pass rate in each subject area either (i) meets the pass rate required for full accreditation or (ii) is within a narrow margin of the pass rate required for full accreditation, as defined by the board. A school may remain in the ~~Partially Accredited: Approaching Benchmark-Pass Rate~~ status for no more than three consecutive years, unless an extension is granted based on criteria established by the board.

b. ~~Improving School (meets criteria for improvement or student growth, or both, over previous year):~~

(1) ~~Graduation and Completion Index.~~ Based on components of the graduation and completion index as described in 8VAC20-131-280 B 2, a school will be rated as ~~Partially Accredited: Improving School-Graduation and Completion Index~~ when its eligible students meet pass rates required for full accreditation, but its graduation and

~~completion index is not within the established narrow margin of the minimum threshold prescribed by the board; however it has achieved sufficient improvement in its graduation and completion index from the previous year, as prescribed by the board. A school may remain in the Partially Accredited: Improving School-Graduation and Completion Index status for no more than three consecutive years, unless an extension is granted based on criteria established by the board.~~

~~(2) Pass Rate. Based on tests administered in the previous academic year, a school will be rated as Partially Accredited: Improving School Pass Rate if the school does not meet the requirements for full accreditation or for Partially Accredited: Approaching Benchmark Pass Rate, but in each of the four core academic subject areas, one of the following criteria is met: (i) the pass rate meets the benchmark required for full accreditation; (ii) the pass rate is within a narrow margin of the benchmark required for full accreditation, as defined by the board; (iii) the school has demonstrated sufficient improvement in its pass rate from the previous year as defined by the board; or (iv) the school has demonstrated sufficient student growth, as defined by the board. A school may remain in the Partially Accredited: Improving School Pass Rate status for no more than three consecutive years, unless an extension is granted based on criteria established by the board.~~

~~e. Warned School:~~

~~(1) Graduation and Completion Index. A school will be designated as Partially Accredited: Warned School Graduation and Completion Index if it has failed to achieve Fully Accredited, Partially Accredited: Approaching Benchmark Graduation and Completion Index, or Partially Accredited: Improving School Graduation and Completion Index status. Such a school may remain in the Partially Accredited: Warned School Graduation and Completion Index status for no more than three consecutive years.~~

~~(2) Pass Rate. A school will be designated as Partially Accredited: Warned School Pass Rate if it has failed to achieve Fully Accredited, Partially Accredited: Approaching Benchmark Pass Rate, or Partially Accredited: Improving School Pass Rate status. Such a school may remain in the Partially Accredited: Warned School Pass Rate status for no more than three consecutive years.~~

~~d. Reconstituted School. A Partially Accredited: Reconstituted School rating may be awarded to a school that is being reconstituted in accordance with the provisions of [8VAC20-131-340](#) upon approval by the Board of Education. A school awarded this rating under those circumstances will revert to a status of Accreditation Denied if it fails to meet the requirements to be rated Fully Accredited by the end of the agreed upon term or if it fails to have its annual application for such rating renewed.~~

~~4. Accreditation Denied. Based on a school's academic performance or performance for the graduation and completion index, or both, a school shall be rated Accreditation Denied if it fails to meet the requirements to be rated Fully Accredited or Partially Accredited for the preceding three consecutive years or for three consecutive years anytime thereafter.~~

~~In any school division in which one-third or more of the schools have been rated Accreditation Denied, the superintendent shall be evaluated by the local school board with a copy of such evaluation submitted to the Board of Education no later than December 1 of each year in which such condition exists. In addition, the Board of Education may take action against the local school board as permitted by the Standards of Quality due to the failure of the local board to maintain accredited schools.~~

~~8VAC20-131-310. Action Requirements for Schools That Are Designated Partially Accredited in the Following Categories: (I) Improving School Pass Rate; (II) Improving School Graduation and Completion Index; and (III) Warned School.~~

~~A. With such funds as are appropriated by the General Assembly, the Department of Education shall develop a school academic review process and monitoring plan designed to assist schools rated Partially Accredited in the following categories: (i) Improving School Pass Rate; (ii) Improving School Graduation and Completion Index; and (iii) Warned School. All procedures and operations for the academic review process shall be approved and adopted by the board.~~

~~Schools rated Partially Accredited in the following categories: (i) Improving School Pass Rate; (ii) Improving School Graduation and Completion Index; and (iii) Warned School must undergo an academic review in accordance with guidelines adopted by the board and prepare a school improvement plan as required by subsection F of this section.~~

~~B. Any school that is rated Partially Accredited: Warned School Pass Rate because of pass rates in English or mathematics shall adopt a research-based instructional intervention that has a proven track record of success at raising student achievement in those areas as appropriate.~~

~~C. The superintendent and principal shall certify in writing to the Board of Education that such an intervention has been adopted and implemented.~~

~~D. The board shall publish a list of recommended instructional interventions, which may be amended from time to time.~~

~~E. Adoption of instructional interventions referenced in subsections B and D of this section shall be funded by eligible local, state, and federal funds.~~

~~F. A three-year School Improvement Plan must be developed and implemented, based on the results of an academic review of each school that is rated Partially Accredited in the following categories: (i) Improving School Pass Rate; (ii) Improving School Graduation and Completion~~

~~Index; and (iii) Warned School, upon receipt of notification of the awarding of this rating and receipt of the results of the academic review. The plan:~~

- ~~1. Shall be developed with the assistance of parents and teachers and made available to the public;~~
- ~~2. Must include the components outlined in subsection G of this section; and~~
- ~~3. Must be approved by the division superintendent and the local school board and be designed to assist the school in meeting the student achievement standard to be Fully Accredited as outlined in 8VAC20-131-300.~~

~~G. The improvement plan shall include the following:~~

- ~~1. A description of how the school will meet the requirements to be Fully Accredited, for each of the years covered by the plan;~~
- ~~2. Specific measures for achieving and documenting student academic improvement;~~
- ~~3. A description of the amount of time in the school day devoted to instruction in the core academic areas;~~
- ~~4. Instructional practices designed to remediate students who have not been successful on SOL tests;~~
- ~~5. Intervention strategies designed to prevent further declines in student performance and graduation rates;~~
- ~~6. Staff development needed;~~
- ~~7. Strategies to involve and assist parents in raising their child's academic performance;~~
- ~~8. The need for flexibility or waivers to state or local regulations to meet the objectives of the plan; and~~
- ~~9. A description of the manner in which local, state, and federal funds are used to support the implementation of the components of this plan.~~

~~As part of its approval of the school improvement plan, the board may grant a local school board a waiver from the requirements of any regulations promulgated by the board when such a waiver is available.~~

~~H. The school improvement plan and related annual reports submitted to the board shall provide documentation of the continuous efforts of the school to achieve the requirements to become rated Fully Accredited. The board shall adopt and approve all policies and formats for the~~

~~submission of annual reports under this section. The reports shall be due no later than October 1 of the school year.~~

~~8VAC20-131-315. Action Requirements for Schools That Are Denied Accreditation.~~

~~A. Any school rated Accreditation Denied in accordance with 8VAC20-131-300 shall be subject to actions prescribed by the Board of Education and shall provide parents of enrolled students and other interested parties with the following:~~

- ~~1. Written notice of the school's accreditation rating within 30 calendar days of the notification of the rating from the Department of Education;~~
- ~~2. A copy of the school division's proposed corrective action plan, including a timeline for implementation, to improve the school's accreditation rating; and~~
- ~~3. An opportunity to comment on the division's proposed corrective action plan. Such public comment shall be received and considered by the school division prior to finalizing the school's corrective action plan and a Board of Education memorandum of understanding with the local school board.~~

~~B. Any school rated Accreditation Denied in accordance with 8VAC20-131-300 shall be subject to actions prescribed by the Board of Education and affirmed through a memorandum of understanding between the Board of Education and the local school board. The local school board shall submit a corrective action plan to the Board of Education for its consideration in prescribing actions in the memorandum of understanding within 45 days of the notification of the rating. The memorandum of understanding shall be entered into no later than November 1 of the academic year in which the rating is awarded.~~

~~The local board shall submit status reports detailing implementation of actions prescribed by the memorandum of understanding to the Board of Education. The status reports shall be signed by the school principal, division superintendent, and the chair of the local school board. The school principal, division superintendent, and the chair of the local school board may be required to appear before the Board of Education to present status reports.~~

~~The memorandum of understanding may also include but not be limited to:~~

- ~~1. Undergoing an educational service delivery and management review. The Board of Education shall prescribe the content of such review and approve the reviewing authority retained by the school division.~~
- ~~2. Employing a turnaround specialist credentialed by the state to address those conditions at the school that may impede educational progress and effectiveness and academic success.~~

~~C. As an alternative to the memorandum of understanding outlined in subsection B of this section, a local school board may choose to reconstitute a school rated Accreditation Denied and~~

~~apply to the Board of Education for a rating of Partially Accredited: Reconstituted School. The application shall outline specific responses that address all areas of deficiency that resulted in the Accreditation Denied rating and may include any of the provisions of subsection B of this section.~~

~~If a local school board chooses to reconstitute a school, it may annually apply for an accreditation rating of Partially Accredited: Reconstituted School as provided for in 8VAC20-131-300 C 3 d. The Partially Accredited: Reconstituted School rating may be granted for a period not to exceed three years if the school is making progress toward a rating of Fully Accredited in accordance with the terms of the Board of Education's approval of the reconstitution application. The school will revert to a status of Accreditation Denied if it fails to meet the requirements to be rated Fully Accredited by the end of the three-year term or if it fails to have its annual application for such rating renewed.~~

~~D. The local school board may choose to close a school rated Accreditation Denied or to combine such school with a higher performing school in the division.~~

~~E. A local school board that has any school with the status of Accreditation Denied shall annually report each school's progress toward meeting the requirements to be rated Fully Accredited to the Board of Education. The local board shall submit such report in a manner prescribed by the Board of Education no later than October 1 of each year. Such reports on each school's progress shall be included in the Board of Education's annual report on the condition and needs of public education to the Governor and the General Assembly submitted on November 15 of each year.~~

8VAC20-131-320. [Repealed]

~~8VAC20-131-325. Recognitions and Rewards for School and Division Accountability Performance.~~

~~A. Schools and divisions may be recognized by the Board of Education in accordance with guidelines it shall establish for the Virginia Index of Performance (VIP) incentive program. In order to encourage school divisions to promote student achievement in science, technology, engineering, and mathematics (STEM), the board shall take into account in its guidelines a school division's increase in enrollments and elective course offerings in these STEM areas. Such recognition may include:~~

- ~~1. Public announcements recognizing individual schools and divisions;~~
- ~~2. Tangible rewards;~~
- ~~3. Waivers of certain board regulations;~~
- ~~4. Exemptions from certain reporting requirements; or~~

5. ~~Other commendations deemed appropriate to recognize high achievement.~~

~~In addition to board recognition, local school boards shall adopt policies to recognize individual schools through public announcements, media releases, participation in community activities for input purposes when setting policy relating to schools and budget development, as well as other appropriate recognition.~~

~~B. A school that maintains a passing rate on Virginia assessment program tests or additional tests approved by the board as outlined in 8VAC20-131-110 of 95% or above in each of the four core academic areas for two consecutive years may, upon application to the Department of Education, receive a waiver from annual accreditation. A school receiving such a waiver shall be Fully Accredited for a three-year period. However, such school shall continue to annually submit documentation in compliance with the preaccreditation eligibility requirements described in 8VAC20-131-280 F.~~

~~C. Schools may be eligible to receive the Governor's Award for Outstanding Achievement. This award will be given to schools rated Fully Accredited that significantly increase the achievement of students within student subgroups in accordance with guidelines prescribed by the Board of Education.~~

~~8VAC20-131-330. [Repealed]~~

~~8VAC20-131-340. Special Provisions and Sanctions.~~

~~A. Any school in violation of these regulations shall be subject to appropriate action by the Board of Education including, but not limited to, the withholding or denial of a school's accreditation.~~

~~B. A school's accreditation rating may be withheld by action of the Board of Education for any school found to be in violation of test security procedures pursuant to § 22.1-19.1 of the Code of Virginia. Withholding of a school's accreditation rating shall not be considered an interruption of the three-consecutive-year period for purposes of receiving an Accreditation Denied status pursuant to 8VAC20-131-300.~~

~~C. The Board of Education may exercise its authority to seek school division compliance with school laws pursuant to relevant provisions of the Code of Virginia when any school within a division is rated Accreditation Denied.~~

~~8VAC20-131-350. Waivers.~~

~~Waivers of some of the requirements of these regulations may be granted by the Board of Education based on submission of a request from the division superintendent and chairman of the local school board. The request shall include documentation of the need for the waiver. In no event shall waivers be granted to the requirements of Part III (8VAC20-131-30 et seq.) of these~~

regulations except that the Board of Education may provide for the waiver of certain graduation requirements in 8VAC20-131-50 (i) upon the board's initiative or (ii) at the request of a local school board on a case-by-case basis. The board shall develop guidelines for implementing these requirements.

~~8VAC20-131-360. Effective Date.~~

~~A. The provisions in 8VAC20-131-30 B relating to double testing and the provisions in 8VAC20-131-60 C relating to Virtual Virginia shall become effective July 31, 2009.~~

~~B. Graduation requirements prescribed in 8VAC20-131-50 B and C for the Standard Diploma and the Advanced Studies Diploma shall become effective with the ninth grade class of 2013-2014.~~

~~C. Schools with a graduating class shall meet prescribed thresholds on a graduation and completion rate index as prescribed in 8VAC20-131-280 and 8VAC20-131-300 for accreditation ratings earned in 2010-2011 and awarded in 2011-2012.~~

~~D. Accreditation ratings prescribed in 8VAC20-131-300 C 1 a shall become effective with tests administered in 2012-2013 for ratings awarded in 2013-2014 and beyond.~~

~~E. The Academic and Career Plan prescribed in 8VAC20-131-140 shall become effective in 2013-2014.~~

~~F. Unless otherwise specified, the remainder of these regulations shall be effective beginning with the 2011-2012 academic year.~~

~~G. The revision of the graduation rate formula, for purposes of the Standards of Accreditation, as described in 8VAC20-131-280 is effective as of July 1, 2016.~~

8VAC20-131-370. Expectations for School Accountability and Accreditation.

A. The system of school accountability and accreditation provides a means of determining the quality and effectiveness of schools for the purposes of:

1. Providing a comprehensive picture of school quality information to the public;

2. For all schools, driving ~~Driving~~ continuous improvement in school achievement for all schools;

3. Building on strengths in schools and addressing specific areas needing improvement;
and

4. Informing areas for technical assistance and the use of school improvement resources

B. Components of the accountability system, which present expectations and standards for schools and school divisions include:

- 1. The Code of Virginia's Standards of Quality, which provide the foundational education program to be offered by school divisions, including priorities for instructional programs supporting the Standards of Learning, and encompass requirements for assessments and school accreditation;**
- 2. The School Quality Profile, as referenced in 8VAC20-131-270.A.2., which provides information to parents, citizens, the community, businesses and other agencies, and the general public, about school characteristics and about a comprehensive range of school indicators;**
- 3. The federal accountability provisions required under the Every Student Succeeds Act of 2015 and the Individuals with Disabilities Education Act; and**
- 4. The state accreditation provisions for schools and school divisions, as presented in Part VIII of these regulations.**

C. Each school shall be accredited based on achievement of the conditions specified in 8VAC20-131-400 and on continuous improvement of performance levels on measures of selected school quality indicators as described in 8VAC 20-131-380.

8VAC20-131-380. Measurement of School Quality for Accreditation.

A. School quality for the purposes of accreditation shall be measured for each school using multiple indicators as provided for in Part VIII of this chapter. School quality indicators include student academic outcomes and other factors which are associated with student learning.

Designation of school quality indicators for accreditation purposes by the board is based on the following criteria:

- 1. Research demonstrates that the indicator is related to academic performance;**
- 2. Standardized procedures exist across schools and school divisions for collection of data used for the indicator;**
- 3. The data about the indicator is reliable and valid;**
- 4. Performance in the indicator is modifiable through division and school-level policies and procedures;**

5. The measure meaningfully differentiates among schools based on progress of all students and student reporting groups;

6. The indicator does not unfairly impact one type or group of schools or students; and

7. The indicator is moderately to strongly correlated with school-level pass rates on state assessments.

Specific indicators designated by the board for accreditation purposes and defined in subsection E include, but are not limited to, the following:

1. Academic achievement for all students in English (reading and writing), mathematics, and science as measured by passing rates on state through board-approved assessments from the Virginia Assessment Program and assessments used to determine English learner proficiency for English (reading and writing), mathematics, and science, student growth, and English Learner progress;

2. Academic achievement gaps in English (reading and writing) and mathematics for designated reporting groups, as determined through the performance of each reporting group against the state standard;

3. Graduation and school progress for schools with a graduating class as measured by the Graduation Completion Index; and dropouts in schools with a graduating class

4. Dropout rates in schools with a graduating class

5. Student participation and engagement as measured by chronic absenteeism in elementary and middle schools; and

6. College, and career, and civic readiness in schools with a graduating class.

B. When calculating the passing rates and student growth on Virginia assessment program tests to measure academic achievement school quality indicators for the purpose of school accreditation, the following tolerances for English Learners (EL) and transfer students will apply:

1. The scores of EL students enrolled in Virginia public schools fewer than 11 semesters may be removed from the calculation used to measure academic achievement school quality indicators indicator applied to accreditation. Completion of a semester shall be based on school membership days. Membership days are defined as the days the student is officially enrolled in a Virginia public school, regardless of days absent or present. For a semester to count as a completed semester, a student must have been in membership for a majority of the membership days of the semester. These semesters need not be consecutive.

2. In accordance with the provisions of 8VAC20-131-30, all students who transfer into Virginia public schools are expected to take and pass all applicable SOL tests in the content areas in which they receive instruction.

3. All students who transfer within a school division shall have their scores counted in the calculation of the school's ~~passing rates used for measuring the~~ academic achievement school quality ~~indicator~~ indicators. Students who transfer into a Virginia school from home instruction, or from another Virginia school division, another state, or another country, in grades kindergarten through 8 shall be expected to take all applicable SOL tests or additional tests approved by the board as outlined in 8VAC20-131-110. If the transfer takes place after the 20th instructional day following the opening of school, the scores on these tests may be used in calculating ~~school accreditation ratings~~ academic achievement school quality indicators applied to school accreditation.

4. Students who transfer into a Virginia middle or high school from home instruction, or from ~~another Virginia school division~~, another state or country, and enroll in a course for which there is an end-of-course SOL test, shall be expected to take the test or additional tests for that course approved by the board as outlined in ~~820VAC131-30~~ 8VAC20-131-30 and 8VAC20-131-110. If the transfer takes place after 20 instructional hours per course have elapsed following the opening of school or beginning of the semester, if applicable, the scores on those tests may be used in calculating ~~school accreditation ratings~~ academic achievement school quality indicators applied to school accreditation in the year the transfer occurs.

5. Students who enroll on the first day of school and subsequently transfer to a school outside of the division for a total amount of instructional time equal to or exceeding 50 percent of a current school year or semester, whether the transfer was a singular or multiple occurrence, and return during the same school year shall be expected to take any applicable SOL test. The scores of those tests may be used in measuring the school academic indicator in the year in which the transfers occur.

C. Performance Benchmarks. Each school shall be held accountable for attainment on each of the school quality indicators adopted by the board for accreditation purposes, based on measurement against performance benchmarks ~~as defined in board guidelines~~. Benchmarks measure actual performance or improvement or decline in performance over time, or a combination of the two, for each school quality indicator used for accreditation.

In establishing performance benchmarks, the board shall use standard analytic protocols to assess the impact on schools. Consideration is to be given to whether a proposed benchmark reflects the board's values and expectations, or if the proposed benchmark results in consequences that were not anticipated which could adversely affect schools.

The board may incorporate additional indicators of school quality used for accreditation into these regulations according to the criteria in subsection A, provided that when the board incorporates additional indicators, the board shall also establish performance benchmarks to assign performance levels.

D. Performance Levels. Performance levels on school quality indicators are determined through the definition and application of benchmarks according to board-established benchmarks. Performance levels will be designated for each indicator as one of the following: (a) Level One: At or Above Standard; (b) Level Two: Near Standard or Improvement from Level Three; or (c) Level Three: Below Standard.

The performance levels are described as follows:

1. Level One: At or Above Standard, represented by the color Green. A school's achievement on the specific indicator demonstrates acceptable performance or performance above the benchmark, or adequate improvement in the indicator.

2. Level Two: Near Standard or Improvement from Level Three, represented by the color Yellow. A school's achievement on the specific indicator, although below Level One: At or Above Standard, is within specified ranges of performance which represent either: (1) achievement near Level One; or (2) improvement from Level Three: Below Standard within a specified range.

A school quality indicator within the Level Two: Near Standard or Improvement from Level Three-range which does not improve to the Level One: At or Above Standard, at the end of four years, with progress evaluated by the end of the second year as specified in 8VAC20-131-400.B.5, shall be designated as Level Three: Below Standard, at the end of the four-year period.

3. Level Three: Below Standard, represented by the color Red. A school's achievement on the specific indicator is below the performance benchmarks for Level One and Level Two.

Performance levels illustrate a school's standing for each school quality indicator. Displaying accountability information in this manner provides a comprehensive picture of a school's areas of strength, as well as specific areas where improvement is needed. Areas needing improvement shall be addressed through a multi-year school improvement plan or corrective action plan as provided in 8VAC20-131-400.C, which will include specific interventions and strategies.

E. School Quality Indicators for Accreditation Purposes. Effective with the 2018-2019 school year, the board will measure performance levels on the school quality indicators described below and apply them to accreditation. As described in 8VAC20-131-390.B, the year 2018-

2019 will be considered a transition year, with school accreditation designations evaluated using both the 2017-2018 criteria and the application of performance levels to school quality indicators according to board guidelines. For 2018-2019 only, a school may achieve accreditation by meeting the criteria of either the 2017-2018 year or the criteria effective 2018-2019, whichever benefits it the most.

1. The school quality indicators and performance levels for each are described below:

<u>School Quality Indicator</u>	<u>Performance Levels</u>
<u>a. Academic Achievement Indicator for all students for English (reading and writing): the academic indicator will be calculated based on of the rate of students who passed board-approved assessments, any additional students who showed growth on board-approved assessments, and any additional students who are English learners who showed growth toward English proficiency on board-approved assessments.</u>	<p><u>Level One: Schools with a current year or three-year average rate of at least 75 percent, or schools that were at Level Two the prior year and decrease the failure rate by ten percent or more.</u></p> <p><u>Level Two: Schools not meeting Level One performance with a current year or three-year average rate of at least 66 percent, or schools with a prior year rate of at least 50 percent that decrease the failure rate by ten percent or more. A school shall not receive a Level Two performance designation for more than four consecutive years.</u></p> <p><u>Level Three: Schools not meeting Level One or Level Two performance.</u></p>
<u>b. Academic Achievement Indicator for all students for Mathematics: the academic indicator will be calculated based on the rate of students who passed board-approved assessments, and any additional students who showed growth on board-approved assessments.</u>	<p><u>Level One: Schools with a current year or three-year average rate of at least 70 percent, or schools that were at Level Two the prior year and decrease the failure rate by ten percent or more.</u></p> <p><u>Level Two: Schools not meeting Level One performance with a current year or three-year average rate of at least 66 percent, or schools with a prior year rate of at least 50 percent that decrease the failure rate by ten percent or more. A school shall not receive a Level Two performance designation for more than four consecutive years.</u></p> <p><u>Level Three: Schools not meeting Level One or Level Two performance.</u></p>
<u>c. Academic Achievement Indicator for all students for Science: the academic indicator will be calculated based on the rate of students who</u>	<u>Level One: Schools with a current year or three-year average rate of at least 70 percent, or schools that were at Level Two the prior year and decrease the failure rate by ten percent or more.</u>

<p><u>passed board-approved assessments.</u></p>	<p><u>Level Two: Schools not meeting Level One performance with a current year or three-year average rate of at least 66 percent, or schools with a prior year rate of at least 50 percent and decrease the failure rate by ten percent or more. A school shall not receive a Level Two performance designation for more than four consecutive years.</u></p> <p><u>Level Three: Schools not meeting Level One or Level Two performance.</u></p>
<p><u>d. Academic Achievement Gaps for English (reading and writing). A single performance level is assigned for Academic Achievement Gaps for English (reading and writing), based upon the composite of performance levels calculated individually for each reporting group using the same methodology and benchmarks as provided for in the Academic Achievement Indicators for All Students.</u></p>	<p><u>Level One: Schools with no more than one reporting group demonstrating Level Two performance.</u></p> <p><u>Level Two: Schools with two or more reporting groups demonstrating Level Two performance and no more than one reporting group demonstrating Level Three performance.</u></p> <p><u>Level Three: Schools with two or more reporting groups demonstrating Level Three performance.</u></p>
<p><u>e. Academic Achievement Gaps for Mathematics. A single performance level is assigned for Academic Achievement Gaps for Mathematics, based upon the composite of performance levels calculated individually for each reporting group using the same methodology and benchmarks as provided for in the Academic Achievement Indicators for All Students.</u></p>	<p><u>Level One: Schools with no more than one reporting group demonstrating Level Two performance.</u></p> <p><u>Level Two: Schools with two or more reporting groups demonstrating Level Two performance and no more than one reporting group demonstrating Level Three performance.</u></p> <p><u>Level Three: Schools with two or more reporting groups demonstrating Level Three performance.</u></p>
<p><u>f. Graduation and Completion Index (GCI) for schools with a graduating class. The GCI is the percentage of students graduating from or completing high school based upon a graduation and completion index prescribed by the board. The board's GCI shall include weighted points for diploma graduates, recipients of high school equivalency credentials approved by the board, students not</u></p>	<p><u>Level One: Schools with a current year or three-year average index of at least 88, or schools that were at Level Two the prior year and increase the index by ten percent or more.</u></p> <p><u>Level Two: Schools not meeting Level One performance with a current year or three-year average index of at least 81, or schools that were at Level Three the prior year and decrease the failure rate by ten percent or more. A school shall not receive a Level Two performance designation for</u></p>

<p><u>graduating but still in school, and students earning certificates of program completion.</u></p>	<p><u>more than four consecutive years.</u></p> <p><u>Level Three: Schools not meeting Level One or Level Two performance.</u></p>
<p><u>g. Dropout Rate for schools with a graduating class.</u></p>	<p><u>Level One: Schools with a current year or three-year average rate of no more than six percent, or schools that were at Level Two the prior year and decrease the rate by ten percent or more.</u></p> <p><u>Level Two: Schools not meeting Level One performance with a current year or three-year average rate of no more than nine percent, or schools that were at Level Three the prior year and decrease the rate by ten percent or more. A school shall not receive a Level Two performance designation for more than four consecutive years.</u></p> <p><u>Level Three: Schools not meeting Level One or Level Two performance.</u></p>
<p><u>h. Chronic Absenteeism for elementary and middle schools. Chronically absent students are defined as those who are enrolled in a given school who miss ten percent or more of the school year, regardless of reason. Students receiving homebound instruction, as defined in 8VAC20-131-5, shall be excluded from the chronic absenteeism rate.</u></p>	<p><u>Level One: Schools with a current year or three-year average rate of no more than 15 percent, or schools that were at Level Two the prior year and decrease the rate by ten percent or more.</u></p> <p><u>Level Two: Schools not meeting Level One performance with a current year or three-year average rate of no more than 25 percent, or schools that were at Level Three the prior year and decrease the rate by ten percent or more. A school shall not receive a Level Two performance designation for more than four consecutive years.</u></p> <p><u>Level Three: Schools not meeting Level One or Level Two performance.</u></p>
<p><u>i. College, Career, and Civic Readiness Index for schools with a graduating class. The College, Career, and Civic Readiness Index measures the extent to which a school's students successfully complete advanced coursework, Career and Technical Education (CTE) coursework and credentialing, and work- and service-</u></p>	<p><u>Level One: Schools with a current year index of at least 85.</u></p> <p><u>Level Two: Schools not meeting Level One performance with a current year index of at least 71. A school shall not receive a Level Two performance designation for more than four consecutive years.</u></p> <p><u>Level Three: Schools not meeting Level One or Level Two performance.</u></p>

<p><u>based learning.</u></p> <p><u>Application of the College, Career, and Civic Readiness index indicator to performance levels for accreditation purposes shall occur no later than the 2021-2022 school year.</u></p>	
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2. To focus on continuous improvement for all schools, the benchmarks delineating the performance levels provided in subsection E.1 above, may be adjusted as provided in subsection C, through board-approved guidance. Adequate notice shall be provided to local school boards of any such adjustment.

3. The board may adopt special provisions related to the measurement and use of a school quality indicator, as prescribed by the board. The board may also alter the inclusions and exclusions from the performance level calculations by providing adequate notice to local school boards.

4. The board may add new assessments or discontinue the use of existing assessments in the Virginia Assessment Program by providing adequate notice to local school boards. As specified in the Standards of Quality, the board may adopt special provisions related to the administration and use of any Standards of Learning test(s) as applied to school quality indicators for any period during which the Standards of Learning content or assessments in that area are being revised and phased in. Notice shall be provided to local school boards regarding the special provisions prior to statewide administration of such tests.

5. The board shall provide a process for a local school board to appeal the performance level designation for a specific school quality indicator for any school in the division. The board shall grant such appeals only in limited circumstances that would warrant special consideration in designating performance levels. In order to appeal such designation, the local school board shall submit a request to the board, signed by the chairman of the school board and the school superintendent explaining why the school board is appealing the designation, and shall include documentation supporting the request to change the performance level designation.

6. The board may designate and approve additional school quality indicators, according to its criteria as specified in subsection A.

1. Academic Achievement Indicators, All Students. An academic achievement indicator shall be measured for all students for each of the content areas of English (reading and

writing), mathematics, and science for each school, according to the number of Standards of Learning tests provided in each of these content areas. The components of the academic achievement indicators are as follows.

a. For English (reading and writing): the academic indicator will be calculated based on a combination of the student passing rate, student growth for Grades 3 through 8, and English Learner progress, as defined in board guidelines.

b. For Mathematics: the academic indicator will be calculated based on a combination of the student passing rate and student growth for Grade 3 through Algebra I, as defined in board guidelines;

c. For Science: the academic indicator will be calculated based on the student passing rate, as defined in board guidelines.

2. Graduation and Completion Index (GCI) for schools with a graduating class. The GCI is defined as the percentage of students graduating from or completing high school based upon a graduation and completion index prescribed by the board as provided for in its guidelines. The board's GCI shall include weighted points for diploma graduates, recipients of high school equivalency credentials approved by the board, students not graduating but still in school, and students earning certificates of program completion.

3. Academic Achievement Gaps. Academic achievement gaps shall be determined through board guidelines across designated reporting groups for English (reading and writing) and for Mathematics. The achievement gap performance level benchmarks will be defined within board guidelines, using a measure of the magnitude and change of the gap against a state Standard.

4. Dropout Rate for schools with a graduating class. The dropout rate shall be as reported by the Virginia Department of Education. A dropout reduction criterion will be part of the indicator to account for school achievement in decreasing the number of dropouts. Benchmarks and performance levels for the dropout rate indicator will be determined and applied to high schools according to board guidelines. The board's guidelines may provide for allowances in a school's dropout rate calculation, based on specified circumstances.

5. Chronic Absenteeism for elementary and middle schools. Chronically absent students are defined as those who are enrolled in a given school who miss ten percent or more of the school year regardless of reason. Benchmarks and performance levels for the chronic absenteeism indicator will be determined and applied to elementary and middle schools according to board guidelines. Levels of performance on the indicator will be calculated according to board guidelines and include reduction in the rate of chronic absenteeism as a factor.

No later than the school year 2021-2022, performance levels for accountability will be applied to the following school quality indicator.

6. College and Career Readiness Index for schools with a graduating class. The College and Career Readiness Index measures the extent to which a school's students are engaged in advanced coursework, Career and Technical Education (CTE) coursework and credentialing, and work-based learning. The indicator will be based on data from a student cohort, and applicable to school quality measurement and accountability, according to board guidelines.

The board may designate and approve additional school quality indicators, according to its criteria as specified in subsection A and in its guidelines.

F. To establish performance levels for any of the school quality indicators that are based on Virginia Assessment Program outcome data in schools with grade configurations that do not house a grade or offer courses for which SOL tests or additional tests approved by the board as outlined in 8VAC20-131-110 are administered, such schools will be paired with another school in the division housing one or more of the grades in which SOL tests are administered. The pairing of such schools will be made upon the recommendation of the local superintendent. The schools should have a "feeder" relationship and the grades should be contiguous.

8VAC20-131-390. Accreditation.

A. The board shall accredit schools, based on achievement of the school accountability requirements of these regulations.

The principal of each new or existing school and the division superintendent shall annually document and report to the Department of Education, in a manner prescribed by the board, the following:

1. The division's promotion/retention policies have been developed in accordance with the requirements of 8VAC20-131-30;
2. Compliance with the requirements to offer courses that will allow students to complete the graduation requirements in 8VAC20-131-50 and 8VAC2021-131-51;
3. The school and school division's ability to offer the instructional program prescribed in 8VAC20-131-70 through 8VAC20-131-100;
4. Compliance with the leadership and staffing requirements of 8VAC20-131-210 through 8VAC20-131-240;

5. Compliance with the facilities and safety provisions of 8VAC20-131-260;

6. Compliance with the parental notification provisions of 8VAC20-131-270.B;

7. The SOL have been fully incorporated into the school division's curriculum in all accreditation-eligible schools, and the SOL material is being taught to all students eligible to take the SOL tests;

8. A comprehensive school plan has been prepared and implemented as required by the Standards of Quality, in conjunction with the long-range comprehensive plan of the division. Such plan shall be available to students, parents, staff, and the public. Each school plan shall be evaluated as part of the development of the next plan. Schools may use other plans to satisfy this requirement with prior written approval from the Department of Education.

9. Actions prescribed by 8VAC20-131-400 of these regulations have been completed.

10. Each school continues to meet the Standards reported as met in the previous year, and actions taken to correct any noncompliance issues reported in the previous year.

B. Accreditation Ratings

Effective no later than the academic year 2018-2019, schools that meet the conditions described in subsection A shall be assigned one of the following accreditation designations as described in this section.

1. Accredited: When a school has each of its school quality indicators in the Level One: At or Above Standard range, or the Level Two: Near Standard or Improvement from Level Three: range, it shall be "Accredited." For the transition year of 2018-2019, when a school meets the accreditation standards for designation as accredited under either the 2017-2018 accreditation calculation rules or the 2018-2019 rules for multiple school quality indicators, it shall be designated "Accredited."

2. Accredited with Conditions: When a school has any school quality indicator in the Level Three: Below Standard range, it shall be "Accredited with Conditions."

3. Accreditation Denied: When a school or school division fails to implement school division or school corrective action plans with fidelity to address school quality indicators at Level Three: Below Standard according to 8VAC20-131-400, or has taken no action on identified strategies and interventions, the school is reviewed for potential designation by the board as "Accreditation Denied." The board shall deny accreditation for designate any school that continues to demonstrate Level Three: Below Standard, performance levels in any school quality indicator due to a failure to implement actions prescribed in a corrective

action plan as “Accreditation Denied.” The local school board shall be given an opportunity to correct such failure, and if successful in a timely manner, the school’s “Accreditation Denied” designation may be rescinded at the board’s discretion.

C. Any school in violation of these regulations shall be subject to appropriate action by the board including, but not limited to the denial of a school’s accreditation designating the school as “Accreditation Denied.”

D. A school’s accreditation rating may be withheld by action of the board for any school found to be in violation of test security procedures pursuant to § 22.1-19.1 of the Code of Virginia.

E. The board may exercise its authority to seek school division compliance with school laws pursuant to the relevant provisions of the Code of Virginia when any school within a division has its accreditation denied.

EE. Review Cycles.

1. The board shall review annually the status of the performance levels for school quality indicators applied to accreditation for all schools in the Commonwealth.

2. If a school has been fully accredited designated “Accredited” for three consecutive years, the board shall review the accreditation status of the school every three years. However, the board shall review the status of each school quality indicator used for accreditation each individual year within that triennial period. If the board finds that the school would have been accredited every year of the triennial review period, the board shall accredit the school for another three years. A multiyear accreditation status shall not relieve any school or division of annual reporting requirements, nor shall it relieve any school or division of annual review of school quality indicators used for school accreditation and subsequent actions as appropriate and provided for in 8VAC20-131-400, depending on performance level.

8VAC20-131-400. Application of the School Quality Indicator Performance Levels to Actions.

A. All In accordance with the Standards of Quality at § 22.1-253.13:6.D of the Code of Virginia, all schools shall develop a comprehensive, unified, long-range plan. To develop such plans, schools shall conduct a comprehensive needs assessment, in collaboration with their school division staff, to identify needed actions to ensure continuous improvement for their students. Results of the comprehensive needs assessment shall be used to develop a multi-year improvement plan which shall be a component of the school’s comprehensive, unified, long-range plan. The multi-year improvement plan shall be reviewed and updated as needed

on an annual basis. Confirmation of completion of the actions required by this section plan shall be provided to meet requirements of 8VAC20-131-390.A.9.

In determining required actions for schools and school divisions, levels of performance shall be considered separately for each school quality indicator. Responses and actions to be taken by school divisions and schools, under the leadership of division superintendents and school principals, according to the performance level of each school quality indicator are as follows:-:

1A. Level One: At or Above Standard, Green performance level. If a school quality indicator falls within the Level One range for of performance, the school and its school division superintendent and the school principal shall continue to monitor the indicator and the multi-year school improvement plan for continuous improvement. The school's multi-year school improvement plan shall be submitted to the Department of Education (department) and reviewed through a departmentDepartment of Education (department)-established process, which may include peer review by staff from other school divisions or schools selected by the department for review.

2B. Level Two: Near Standard or Improvement from Level Three, Yellow performance level. If a school quality indicator falls within the Level Two range of performance, the school and its school division shall have primary responsibility to develop and implement a multi-year school improvement plan.

In developing such plan, the school and its school division shallto determine the issues and conditions which are likely contributing to the school's performance on the indicator and plan and implement the essential actions and research based strategies designed to improve performance on the indicator to achieve the Level One standard.

School division and school staff shall:

1a. identify factors related to the school's performance on the indicator as part of the school's comprehensive needs assessment;

2b. use the results of the comprehensive needs assessment to develop a multi-year school improvement plan which addresses the factors identified in the needs assessment that are related to the performance on the indicator. The school's multi-year improvement plan shall be submitted to the department and reviewed through a department-established process, which may include peer review by staff from other school divisions or schools selected by the department for review-;

3e. implement the essential actions and research/based strategies with fidelity;

4d. regularly evaluate evidence of the school's progress in implementing the plan, monitor changes on the school quality indicator, and make adjustments as warranted; and

5e. evaluate the progress of the school quality indicator(s) in the Level Two range at the end of each year, and assess the results of the school improvement plan actions at the end of two years. If no progress is made within the two-year period on such school quality indicators, the plan shall be revised.

If the any of the Academic Achievement Indicators for all students, as provided in 8VAC20-131-380.E.1.a, 1.b or 1.c school quality indicator "Academic achievement for all students" is within the Level Two range, the school must undergo an academic review conducted by the department, or under its guidance, to further identify required actions to improve student achievement. Review of other indicators by the department, or under its guidance, may occur based on the school's multi-year school improvement plan.

School divisions with indicators in the Level Two performance range may request technical assistance from the department.

3C. Level Three: Below Standard, Red performance level; Corrective Action Plan.:

1. Corrective Action Plans. If any school quality indicator falls within the Level Three: Below Standard range for of performance, a the school and school division shall work cooperatively with the department, under its direction, to develop a corrective action plan, which shall be incorporated as a component of the school's comprehensive, unified, long-range plan.

In developing such plan, the school and school division, under department direction, shall determine the issues and conditions which are likely contributing to the school's performance on the indicator, and to plan and implement the essential actions and research-based strategies to achieve improvement to the Level One standard.

All schools with indicators in the Level Three performance range must undergo a an academic or other review, as appropriate, conducted by the department, or under its guidance, to further identify required actions to improve student achievement and the school quality indicators which are Below Standard in the Level Three performance range.

a. Considerations for the level of direction and intervention from the department include, but are not limited to:

a(1). Specific specific characteristics of the school and school division;

b(2). The the number of school quality indicators in the Level Three performance range for the school;

c(3). A a school's trajectory on the indicator(s) in the Level Three performance range;

d(4). The the length of time the school indicator has been in the Level Three performance range Below Standard and remains Below Standard; and

e(5). The the number of schools in the division with multiple school quality indicators in the Level Three performance range.

b. The level of direction and intervention from the department may include requiring the local school division superintendent and the Superintendent of Public Instruction to enter into an agreement which shall delineate responsibilities for the school division staff, school staff, and department staff and shall also include required essential actions to improve student achievement and to improve performance on school quality indicators.

c. Under the direction of department staff, school division and school staff shall:

a(1). identify factors related to the school's performance on the indicators in the Level Three performance range as part of the school's comprehensive needs assessment;

b(2). use the results of the comprehensive needs assessment to develop a multi-year corrective action plan which addresses the factors identified in the needs assessment that are related to the performance on the indicator;

c(3). submit the completed corrective action plan to the department, through the division superintendent;

d(4). implement the essential actions and research-based strategies with fidelity; and

e(5). meet regularly with department staff to monitor evidence of the school's progress in implementing the plan, to track improvement on the indicator, and to identify next steps.

42. Level Three: Below Standard; Memorandum of Understanding. School divisions that do not demonstrate evidence of progress in implementing the corrective action plans plan(s) for schools a school(s) with indicators in the Level Three performance level shall be required to enter into a Memorandum of Understanding between the

local school board and the Virginia Board of Educationboard. The Memorandum of Understanding shall delineate responsibilities for the local school board, the Virginia Board of Educationboard, school division staff, school staff, and department staff and shall also include required essential actions to improve student achievement and to improve performance on school quality indicators.

Department staff shall meet regularly with school division staff to monitor the Memorandum of Understanding and corrective action plan, to track progress on the indicator(s), and to identify next steps.

School divisions that do not provide demonstrate evidence of progress under the Memorandum of Understanding and the associated corrective action plan shall be subject to additional actions which may include more frequent meetings with department staff, required technical assistance, or appearance before the Virginia Board of Educationboard.

3. Denial of Accreditation. When a school or school division fails to implement corrective action plans with fidelity to address school quality indicators in the Level Three performance range, or has taken no action on identified strategies and interventions, the school is reviewed for potential designation by the board as “Accreditation Denied” as provided by 8VAC20-131-390.B.3. The board shall deny accreditation for any school that continues to demonstrate Level Three: Below Standard, performance levels in any school quality indicator due to a failure to implement actions prescribed in a corrective action plan. The local school board shall be given an opportunity to correct such failure, and if successful in a timely manner, the school’s “Accreditation Denied” designation may be rescinded at the board’s discretion.

B4. At-Risk Add-On Funds. As provided in the Appropriation Act, If-if the board has required a local school board to submit a corrective action plan, the Superintendent of Public Instruction shall determine and report to the board whether each such local school board has met its obligation to develop and submit such corrective action plan(s) and is making adequate and timely progress in implementing the plan(s).

If a state academic review process has identified actions for a local school board to implement, the Superintendent of Public Instruction shall determine and report to the board whether the local school board has implemented required actions. If the Superintendent certifies that a local school board has failed or refused to meet any of those obligations, the board shall withhold payment of some or all At-Risk Add-On funds otherwise allocated to the affected division pursuant to this allocation for the pending fiscal year. In determining the amount of At-Risk Add-On funds to be withheld, the board shall take into consideration the extent to which such funds have

already been expended or contractually obligated. The local school board shall be given an opportunity to correct its failure and, if successful in a timely manner, may have some or all of its At-Risk Add-On funds restored at the board's discretion.

5. Additional Remedies. The board may exercise its authority to seek school division compliance with school laws pursuant to the relevant provisions of the Code of Virginia when any school within a division receives an accreditation designation other than "Accredited."

In accordance with the Standards of Quality at § 22.1-253.13:3.A, if the board determines that a school division has failed or refused, and continues to fail or refuse, to comply with any of the Standards of Quality, including the requirement for local school boards to maintain schools designated as "Accredited" as provided in §22.1-253.13:3.A, the board may petition the circuit court having jurisdiction in the school division to mandate or otherwise enforce compliance with such standard, including the development or implementation of any required corrective action plan that a local school board has failed or refused to develop or implement in a timely manner.

8VAC20-131-410. Recognitions and Rewards for School and Division Accountability Performance.

A. Schools and divisions may be recognized by the board in accordance with guidelines it shall establish for the Virginia Index of Performance (VIP) incentive program. In order to encourage school divisions to promote student achievement in science, technology engineering, and mathematics (STEM), the board shall take into account in its guidelines a school division's increase in enrollments and elective course offerings in these STEM areas. Such recognition may include:

1. Public announcements recognizing individual schools and divisions;
2. Tangible rewards;
3. Waivers of certain board regulations;
4. Exemptions from certain reporting requirements; or
5. Other commendations deemed appropriate to recognize high achievement.

In addition to board recognition, local school boards shall adopt policies to recognize individual schools through public announcements, media releases, and participation in community activities when setting policy relating to schools and budget development, as well as other appropriate recognition.

B. Schools and divisions may be designated and recognized by the board for exemplar performance in accordance with criteria and guidelines it shall establish for top achievement of performance benchmarks for in one or more school quality indicators, and may include recognition for high performing schools in specific peer categories, such as schools with high levels of poverty, in a peer category. Such schools shall be designated as having achieved an Exemplar level of performance among schools with similar characteristics.

8VAC20-131-420. Waivers and Alternative Accreditation Plans.

A. Except as specified herein, the board may grant, for a period of up to five years, a waiver of these regulations that are not mandated by state or federal law or designed to promote health or safety. The board may grant all or a portion of the request for a waiver(s) and designate conditions as appropriate. Waivers of requirements in 8VAC20-131-30, 8VAC20-131-50, 8VAC20-131-51, 8VAC20-131-70, and 8VAC20-131-370 through 8VAC20-131-430 shall not be granted, and no waiver may be approved for a program which would violate the Standards of Quality.

B. Waivers of some of the requirements of these regulations may be granted by the board based on submission of a request from the division superintendent and chairman of the local school board. The request shall include documentation of the justification and/or need for the waiver. In no event shall waivers be granted to the requirements of Part III (8VAC20-131-30 et seq.) of these regulations except that the board may provide for the waiver of certain graduation requirements in 8 VAC20-131-50 and VAC20-131-51 upon: (i) the board's initiative or (ii) the request of a local school board on a case-by-case basis. The board shall develop guidelines for implementing these requirements.

Any student with a disability whose Individualized Education Program (IEP) or § 504 Plan documents that he or she cannot successfully complete training in emergency first aid, cardiopulmonary resuscitation, or the use of automated external defibrillators, including hands-on practice of the skills necessary to perform cardiopulmonary resuscitation, as required for graduation in B.2. and C.2. of 8VAC20-31-50 and 8VAC20-131-51 shall be granted a waiver from this graduation requirement.

C. Waivers for innovative and/or school experimental programs.

With the approval of the local school board, local schools seeking to implement experimental or innovative programs, or both, that are not consistent with these Standards shall submit a waiver request, on forms provided, to the board for evaluation and approval prior to implementation. The request must include the following:

1. Purpose and objectives of the experimental/innovative programs;

2. Description and duration of the programs;

3. Anticipated outcomes;

4. Number of students affected;

5. Evaluation procedures; and

6. Mechanisms for measuring goals, objectives, and student academic achievement.

D. Alternative Accreditation Plans. Subject to the provisions of subsection B, the governing school board of special purpose schools such as those provided for in § 22.1-26 of the Code of Virginia, Governor's schools, special education schools, alternative schools, or career and technical schools that serve as the student's school of principal enrollment may seek approval of an alternative accreditation plan from the Board of Education. Schools offering alternative education programs, schools with a graduation cohort of 50 or fewer students as defined by the graduation rate formula adopted by the board, may request that the board approve an alternative accreditation plan to meet the graduation and completion index benchmark. Special purpose schools with alternative accreditation plans shall be evaluated on Standards appropriate to the programs offered in the school and approved by the board prior to August 1 of the school year for which approval is requested. Any student graduating from a special purpose school with a Standard Diploma or an Advanced Studies Diploma must meet the requirements prescribed in 8VAC20-131-50 or 8VAC20-131-51.

As set forth in the Standards of Quality and according to department procedures, any school board may request the Board of Education for release from state regulations or, on behalf of one or more of its schools, for approval of an Individual School Accreditation Plan for the evaluation of the performance of one or more of its schools as authorized for schools enumerated in this subsection, based on special circumstances.

E. The board may adopt special provisions related to the measurement and use of a school quality indicator, as prescribed by the board. The board may also alter the inclusions and exclusions from the performance level calculations by providing adequate notice to local school boards.

The board may add new assessments or discontinue the use of existing assessments in the Virginia Assessment Program by providing adequate notice to local school boards. As specified in the Standards of Quality, the board may adopt special provisions related to the administration and use of any Standards of Learning test(s) as applied to accreditation ratings for any period during which the Standards of Learning content or assessments in that area are being revised and phased in. Notice shall be provided to local school boards regarding the special provisions prior to statewide administration of such tests.

8VAC20-131-430. Effective dates.

A. Graduation requirements.

1. The graduation requirements for students entering the ninth grade for the first time in the 2013-2014 school year and prior to the 2018-2019 school year shall be those provided in 8VAC20-131-50.

2. The graduation requirements for students entering the ninth grade for the first time in the 2018-2019 school year and beyond shall be those provided in 8VAC20-131-51.

3. The graduation requirements applicable to students transferring into a Virginia high school for the first time shall be as determined by 8VAC20-131-60.G.

B. Locally awarded verified credits.

1. Locally awarded verified credits conferred for history and social science for students entering the ninth grade for the first time prior to the 2018-2019 school year, shall be as provided in 8VAC20-131-110.B.3.a.

2. Locally awarded verified credits conferred for English, mathematics, laboratory science, and history and social science for students entering the ninth grade for the first time in 2018-2019 or thereafter shall be as provided in 8VAC20-131-110.B.3.b.

C. Academic and Career Planning.

1. The requirements for academic and career planning prescribed in 8VAC20-131-140.A shall be effective beginning with the 2013-2014 academic year and through the 2017-2018 academic year.

2. The requirements for Academic and Career Plans prescribed in 8VAC20-131-140.B shall be effective beginning with the 2018-2019 academic year.

D. The application of the College, ~~and~~ Career, and Civic Readiness Index as a school quality indicator used for accreditation will be made no later than the 2021-2022 school year 2021-2022.

E. Unless otherwise specified, the remainder of these regulations shall be effective beginning with the 2018-2019 academic year.

Guidelines for Recognizing Schools for Top Achievement of Performance Benchmarks

Background

The Board's *Regulations Establishing Standards for Accrediting Public Schools in Virginia or Standards of Accreditation (SOA)*, at 8VAC20-131-410 (B), states:

Schools and divisions may be designated and by the board for exemplar performance in accordance with criteria and guidelines it shall establish for top achievement in one or more school quality indicator, and may include recognition for high performing schools in specific peer categories, such as schools with high levels of poverty.

Each of the school quality indicators used for school accreditation purposes are established and described in 8VAC20-131-380 of the SOA.

Purpose of the Guidelines

These guidelines establish the Board's criteria and guidelines used to designate schools that have achieved Exemplar levels of performance in any of the school quality indicators used for accreditation purposes.

Guidelines

- Two categories of exemplar recognition will be awarded: (1) High overall achievement; and (2) Performance and growth among high-poverty schools.
- *High overall achievement.*
 - Schools performing at or above the 95th percentile of all schools in any individual school quality indicator, except for the Academic Achievement Gap indicators, will be recognized for high overall achievement.
 - Schools demonstrating academic achievement above the all students state average in all Academic Achievement Gap reporting groups, for either English (reading and writing) or mathematics, will be recognized for high overall achievement.
- *Performance and growth among high-poverty schools.* Eligibility for recognition in this category is limited to schools where at least 70 percent of the enrolled students are identified as economically disadvantaged students.
 - High-poverty schools performing at or above the 90th percentile of all high-poverty schools in any individual school quality indicator, except for the

Academic Achievement Gap indicators, will be recognized for high performance among high-poverty schools.

- High-poverty schools demonstrating Level One academic achievement in all Academic Achievement Gap reporting groups will be recognized for high performance among high-poverty schools.
- High-poverty schools meeting the growth or improvement criteria for two consecutive years in any school quality indicator, except for the Academic Achievement Gap indicators, will be recognized for growth and improvement among high-poverty schools.
- High-poverty schools that demonstrate reductions in the failure rate on state assessments in all Academic Achievement Gap reporting groups for two consecutive years will be recognized for growth and improvement among high-poverty schools.



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Proposed Regulation Agency Background Document

Agency name	Virginia Department of Education
Virginia Administrative Code (VAC) citation(s)	<u>8VAC20-131</u>
Regulation title(s)	<i>Regulations Establishing the Standards for Accrediting Public Schools in Virginia</i>
Action title	Proposed amendments to the regulations – Parts I – VIII
Date this document prepared	June 5, 2017

This information is required for executive branch review and the Virginia Registrar of Regulations, pursuant to the Virginia Administrative Process Act (APA), Executive Orders 17 (2014) and 58 (1999), and the *Virginia Register Form, Style, and Procedure Manual*.

Brief summary

Please provide a brief summary (preferably no more than 2 or 3 paragraphs) of the proposed new regulation, proposed amendments to the existing regulation, or the regulation proposed to be repealed. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

The Board of Education’s vision is to create a quality statewide system of public education that prepares all students for success in the twenty-first century workplace, for realization of personal goals, and for responsible contributions to the quality of civic life in our state, nation, and the world. The system of accountability is reflected in the *Regulations Establishing the Standards for Accrediting Public Schools in Virginia*, or more commonly referred to as the Standards of Accreditation (SOA).

The proposed amendments to the SOA provide for the implementation of the *Profile of a Virginia Graduate* as required by the 2016 General Assembly (HB895, SB336), as well as further policy changes identified by the Board as part of its comprehensive review. Proposed changes identified by the Board include the following:

1. Revision of the philosophy and goals to reflect expectations for preparation of a Virginia graduate; recognition of multiple areas affecting school quality; and provision of continuous improvement and support
2. Expand the use of performance assessments and reduce the number of credits verified by Standards of Learning tests to satisfy graduation requirements
3. Increase internships and work-based learning experiences
4. Increase career exposure, exploration, and planning in elementary, middle, and high school
5. Emphasize the 5Cs (critical thinking, creative thinking, collaboration, communication, and citizenship)
6. Implement the *Profile of a Virginia Graduate*
7. Reflect changes in the School Quality Profile

The revised SOA also will provide an accreditation system that provides comprehensive picture of school quality; drives continuous improvement, builds on strengths and address gaps in the current system, and informs areas of technical assistance. The existing accreditation system primarily relies on student pass rates to determine school effectiveness and to direct technical assistance and intervention.

Acronyms and Definitions

Please define all acronyms used in the Agency Background Document. Also, please define any technical terms that are used in the document that are not also defined in the “Definition” section of the regulations.

Not applicable

Legal basis

Please identify the state and/or federal legal authority to promulgate this proposed regulation, including: 1) the most relevant citations to the Code of Virginia or General Assembly chapter number(s), if applicable; and 2) promulgating entity, i.e., agency, board, or person. Your citation should include a specific provision authorizing the promulgating entity to regulate this specific subject or program, as well as a reference to the agency/board/person’s overall regulatory authority.

The statutory authority for these regulations is provided by §§ [22.1-16](#) and [22.1-253.13:3](#) of the *Code of Virginia*.

The Board of Education may adopt bylaws for its own government and promulgate such regulations as may be necessary to carry out its powers and duties and the provisions of this title. (§ [22.1-16](#) of the *Code of Virginia*)

In addition, § [22.1-253.13:3](#) provides the following:

- A. The Board of Education shall promulgate regulations establishing standards for accreditation pursuant to the Administrative Process Act (§ [2.2-4000](#) et seq.), which shall include, but not be limited to, student outcome measures, requirements and guidelines for instructional programs and for the integration of educational technology into such instructional programs, administrative and instructional staffing levels and positions, including staff positions for supporting educational technology, student services, auxiliary education programs such as library and media services, requirements for graduation from high school, community relations, and the philosophy, goals, and objectives of public education in Virginia.

Purpose

Please explain the need for the new or amended regulation. Describe the rationale or justification of the proposed regulatory action. Describe the specific reasons the regulation is essential to protect the health, safety or welfare of citizens. Discuss the goals of the proposal and the problems the proposal is intended to solve.

These regulations provide the foundation for the provision of a quality public education within a system of accountability and continual improvement. They are intended to:

1. Provide an essential foundation of educational programs of high quality in all schools for all students
2. Encourage and promote school quality and acknowledge achievement and continuous improvements by schools and school divisions in multiple areas
3. Foster public confidence that graduating students have mastered multiple areas of learning to include academic subjects, workplace skills, career exploration and planning, and civic and community responsibility; that is, that they are college- and career-ready
4. Assure recognition of Virginia's public schools by other institutions of learning
5. Establish the means of determining the effectiveness of schools as prescribed in the Standards of Quality at § 22.1-253.13:3 of the Code of Virginia, including student learning and progress and student outcomes for multiple areas affecting school quality

Substance

Please briefly identify and explain the new substantive provisions, the substantive changes to existing sections, or both. A more detailed discussion is provided in the "Detail of changes" section below.

The substantive changes include the following:

Part I: Definitions (8VAC20-131-5) and Purpose (8VAC20-131-10)

Definition of the term "authentic performance assessment" has been added

Definition of the term Board of Education or board added, as prescribed in the Constitution of Virginia and the Code of Virginia

Definition of "class period" revised for clarity

Definition of the term "combined school" has been deleted

Definition of the term "eligible students" has been deleted

Definition of the term English Learner has been added as now referenced in the Elementary and Secondary Education Act

Definition of the term "instructional day" has been added

Definition of the term "instructional hours" has been added

Definition of the term “planning period” revised to mean a segment of time in middle and secondary schools during the instructional day that is unencumbered of any teaching or supervisory duties, is not less than 45 minutes or the equivalent of a class period, whichever is greater, and which includes passing time for class changes

Definition of the term “planning time” for elementary teachers has been added in accordance with the Code of Virginia at § 22.1-291.1

Definition of the term “reconstitution” has been deleted

Added definition of “reporting group,” as that term is applied to the achievement gap school quality indicator used for accreditation purposes.

Definition of “standard school year” revised to replace “teaching hours” with “instructional hours”

Definition of “standard unit of credit” revised to reflect flexibility in Board of Education guidelines for local school board alternatives to 140 clock hour requirement

Definition of “student” revised to replace term “person with Limited English Proficiency” with “for whom English is a second language”

Definition of “student periods” deleted

Definition of “verified units of credit” revised to include additional methods of receiving a verified credit, including locally awarded verified credits and authentic performance assessments

Language added which shows that in addition to educating students so that they attain essential knowledge and skills related to citizenship, the mission of the public education system is to educate students so that they will be equipped for an informed and successful private life

Language revised to indicate that the SOA will provide the foundation for the provision of a quality public education, and intent statement revised and expanded.

Requires the Board to promulgate regulations which shall include, but not be limited to, student outcome measures, requirements and guidelines for instructional programs and for the integration of educational technology into such instructional programs, administrative and instructional staffing levels and positions, including staff positions for supporting educational technology, student services, auxiliary education programs such as library and media services, course and credit requirements for graduation from high school, community relations, and the philosophy, goals, and objectives of public education in Virginia

Part II: Philosophy, Goals, and Objectives

Language added regarding factors affecting school quality and continual improvement and overall goals and objectives for student learning, achievement, and preparation

Language added regarding preparation of graduates who have explored and understand what opportunities exist for them after high school and who have the knowledge and abilities necessary for the next phase of their lives as adults

Language added to show that the philosophy, goals, and objectives of individual schools should reflect and encompass the means by which both the Standards of Learning and Standards of Accreditation are to be achieved

Language added to reflect the Board’s objective to provide an education foundation that ensures students are ready to be successful in a global economy, which includes a changing and growing technology.

Language added to show that the Board is redesigning the public school experience so that students will be adequately prepared for future challenges

Language added to clarify that the college, career, and citizenship ready student will be expected to achieve and apply appropriate academic and technical knowledge; attain and demonstrate age-appropriate productive workplace skills, qualities, and behavior; align knowledge, skills, and personal interests with career opportunities; and attain and demonstrate knowledge and skills necessary for productive citizenship and participation in communities and governments

Part III: Student Achievement

Revision made to clarify that students who are accelerated shall only take the test aligned with the highest grade level, following instruction on the content

Language added that expedited retakes of tests are an exemption to the prohibition of students taking more than one test in any content area in each year

Language referencing “with such funds as may be appropriated by the General Assembly” deleted in reference to criteria for eligibility for an expedited retake of any SOL test

Language added to specify Standards of Quality requirement that any student failing all SOL assessments for the relevant grade level in grades three through eight or failing an end-of-course test required for verified credit shall be required to receive remediation

Language added to require a division superintendent to certify that division policy prevents changes in students’ course schedules to avoid end-of-course SOL assessments

Language added to state that students shall not be required to take an end-of-course SOL test in a subject after they have earned the number of verified credits required for that academic content area for graduation, unless the test is necessary in order for the school to meet federal accountability requirements

Clarifying language added to assessments taken for credit by foreign exchange students
Section title for 8VAC20-131-50 revised to reflect that the graduation requirements in this section will only be applicable for students who enter the ninth grade prior to the 2018-2019 school year. Refer to the new section 8VAC20-131-51 for graduation requirements for students entering the ninth grade in 2018-2019 or thereafter.

Language added which clarifies, per the Standards of Quality (§ 22.1-253.13:4), a computer science course credit earned by students may be considered a science, mathematics, or career and technical education course credit for a Standard or Advanced Studies Diploma

Language added which clarifies eligibility for the Governor’s Seal and the Board of Education Seal

A new section, 8VAC20-131-51, will set forth the graduation requirements for students entering the ninth grade in the 2018-2019 school year or thereafter.

The proposed graduation requirements are intended to provide multiple paths toward college, career, and citizenship readiness, and instructional programs leading toward a diploma are required to be aligned with the Board’s *Profile of a Virginia Graduate*

Provisions are included to clarify that middle school students shall receive credit toward graduation for successfully completing high school courses

For clarity, the definitions and methods of receiving a standard and verified unit of credit are repeated from 8VAC20-131-5 and 8VAC20-131-110

No more than one locally awarded verified credit may be used to satisfy graduation requirements

The requirements for receiving a Standard or Advanced Studies Diploma are reorganized from how they were presented in 8VAC20-131-50, clearly setting out the requirements in tables and eliminating footnotes.

The substantive changes to the prior graduation requirements that were set forth in 8VAC20-131-50 include:

- Reduces the number of required verified credits from six (Standard) and nine (Advanced) to four for each.
- Eliminates requirement for Standard Diploma for two different mathematics courses that must include those above level of Algebra II and replacement with mathematics courses approved by the Board
- Laboratory science requirements to include interdisciplinary courses which incorporate SOL content from multiple academic areas
- Clarification made to specify the circumstances in which a computer science course may be used to satisfy a graduation requirement.
- Requires students to complete either advanced coursework or earn a career and technical education credential for either a Standard or an Advanced Studies diploma.
- Requires students to acquire and demonstrate skills in the “5Cs” – critical thinking, creative thinking, collaboration, communication, and citizenship, in accordance with the Board’s *Profile of a Virginia Graduate*.

Incorporates requirements for an Applied Studies Diploma, a Certificate of Program Completion, or a high school equivalency credential which are currently set out in the *Code*

Adds a new diploma seal: “Seal for Excellence in Science and the Environment”

Replaces “Foreign language ” with “World language”

Specifies the tests to be accepted by school divisions from a sending state, country, private school, or Department of Defense Educational Activity school for the award of verified credit in courses previously completed at another school or program of study

Language added to provide that any substitute test approved by the Board for verified credit shall be accepted in lieu of the applicable SOL if the applicable standard credit has been earned by the student

Consolidates all graduation requirements for transfer students into subsection G. Previously, only verified credit requirements were described.

Specifies whether diploma requirements provided in 8VAC20-131-50 or 8VAC20-131-51 are applicable to transfer students, depending on the year and grade in which the student transfers. This is to comply with enactment clause 6 in HB895 (2016)

Part IV: School Instructional Program

Specifies requirement for school boards to develop and implement a program of instruction that is aligned to the SOL and meets Board requirements, as currently set out in the Code. Subject areas to be emphasized are specified

Language added to require the instructional program and learning objectives provided through the Profile

of a Virginia Graduate

Sets forth expectations for instructional programs and learning objectives to include career exploration in elementary and middle schools. In the later school years, expectations are set forth for workplace and civic readiness

Removes requirement for students identified as gifted/talented to be taught by teachers with specific training

Requires elementary schools to provide instruction in career exploration as required by 8VAC20-131-140

Language added to reference the requirements in the SOQ that local school boards provide for early identification of reading and mathematics problems of students and provide instructional strategies for assistance and development of reading and mathematics skills for all students

Language added to reference the requirements in the SOQ that reading intervention services should be provided by school divisions to students who are in kindergarten through grade three and who demonstrate deficiencies in reading

Requires middle schools to provide a course in career investigation as required by 8VAC20-131-140. This course may be delivered through alternate means provided that the alternative is equivalent in content and rigor.

Reference to provision of 140 clock hours in each of the four academic disciplines is replaced with "a total of 560 instructional" hours per year in the four academic disciplines. Language regarding an alternative schedule of instruction for sixth-grade students is deleted

Section F. added to require each school to ensure that students who need targeted mathematics remediation and intervention receive additional instruction, which may include summer school. Added language that schools are required to provide students in grades six through eight who are at risk of failing the Algebra I end-of-course test with algebra readiness intervention services

Language added to require the provision of a program of instruction which encompasses the requirements of the Profile of Virginia Graduate, including student knowledge, skills, and competencies; the acquisition and demonstration of the 5Cs; and the offering of opportunities for internships, externships, work-based experiences, and credentialing

Added language to require secondary schools to incorporate knowledge of regional workforce needs and opportunities into career and technical education

Clarifying language added to define class periods required for driver education in equivalent minutes

Added language to require that students in grade nine who are at-risk of failing the Algebra I end-of-course test (based on any diagnostic test approved by the department) shall be provided algebra readiness intervention services in accordance with the SOQ

Revised language to provide that a school division may waive the 140-clock-hour requirement for instruction to earn a standard credit as prescribed in the Code and board guidelines, effective with students enrolled in the 2015-2016 school year

Two methods of achieving a verified credit are added:

- Students who enter the ninth grade for the first time in the 2018-2019 school year or thereafter and who do not pass certain SOL tests and who meet Board criteria may receive locally awarded verified credits in English, mathematics, laboratory science or history and social science according to Board guidelines. Note: Currently, Board guidance limits locally awarded verified credits to be awarded for laboratory science and history/social science.

- For history and social science, an authentic performance assessment can be used to demonstrate mastery of content

Criteria for additional tests approved by the Board adds “statewide” administration of a test, in addition to multistate or international administration.

Eliminates ability to earn course credit for summer school courses taken as a repeat course with reduced seat time.

Eliminates emphasis on college preparation to focus on college and career preparation.

Provides that current requirements for Academic and Career Plans (ACP) shall only be effective through the 2017-2018 school year.

New requirements for ACPs effective with the 2018-2019 school year are provided, including:

- Requirements for elementary, middle, and high schools to provide for the identification by all students of personal interests, and to support planning for post-secondary and career preparation.
- Requires elementary students to begin career exploration through development of an Academic and Career Plan Portfolio, which is to be used as the foundation for the ACP that is developed in the seventh grade.
- Requires middle school students to complete a career investigations course, or an equivalent alternative, which is to be used as a basis for developing the ACP.
- Provisions are made for students who transfer after eighth grade to complete an ACP.

Language added to include 990 instructional hours in the standard school year and to specify that the standard school day includes passing time for class changes

Clarifying language added to this section on homebound instruction to specify a Virginia “teaching” license is to be held by the supervising teacher and that verified units of credit may be earned when the student passes the SOL test associated with the completed course

Reorganized language regarding alternative means of instruction and virtual courses combined into one section. Clarifying language regarding standard and verified credits also added. Language regarding correspondence courses deleted and replaced with the term, virtual courses

Word “resources” has been added to the list of supports for the instructional program

Language added regarding legislative requirements for a current physical fitness program which shall be available to all students with a goal of at least 150 minutes per week on average during the regular school year. A program of physical activity for all students is required, effective with the 2018-2019 school year. Local school boards required to provide a program of physical activity for all students in grades kindergarten through five consisting of at least 20 minutes per day or an average of 100 minutes per week during the regular school year and available to all students in grades six through twelve with a goal of at least 150 minutes per week on average during the regular school year

Part V: School and Instructional Leadership

Repetitive introductory paragraph regarding the principal deleted

Language added to clarify the role of the principal

Replace the “correct use of language and spelling” with “the use of Standard English”

Closure of the achievement gap among groups of students added as area of aspiration

Replace outdated reference to guidance counselor with school counselor

Eliminate staffing requirements for secondary school counselors, and replace with reference to the requirements are set out in Code for elementary, middle, and secondary schools.

Revises standard teaching load and planning periods required for middle and secondary school teachers so that they are identical.

Revised language to eliminate references to student periods used to calculate a teacher's standard load.

References instead are made to numbers of students taught per week.

Revised to clarify and reference definition of planning period.

Language added to specify that each elementary classroom teacher shall be provided at least an average of 30 minutes per day during the students' school week as planning time as required by Code

Part VI: School Facilities and Safety

Language revised to require a fire drill at least twice during the first 20 school days and two additional fire drills during the remainder of the school term. Language removed to require two simulated lock down drills and crisis emergency evacuation activities each school year in September and January and replaced with requirement to conduct a lock-down drill at least twice during the first 20 school days and at least two additional lock-down drills during the remainder of the school term

Part VII: School and Community Communications

Changes the name of the School Performance Report Card to School Quality Profile

Requires the School Quality Profile to include, but not be limited to: accountability, assessments, enrollment and demographics, college and career readiness, finance, learning environment, and teacher quality

Eliminates requirement for notices sent to parents at beginning of year to include identification of sexually explicit materials. Such requirements are to be addressed through another regulatory action at 8VAC 20-720.

Part VIII: School Accreditation

All existing sections of Part VIII are repealed and replaced with sections 8VAC20-131-370 through -430.

Establishes the principles and purpose of school accountability and accreditation systems, and describes the components of such systems

Provides that schools are to be accredited based upon meeting certain minimum standards and on continuous improvement of performance levels on school quality indicators

Provides that components of the accountability system include the federal accountability provisions required under the Every Student Succeeds Act of 2015 (ESSA) and the Individuals with Disabilities Education Act (IDEA)

Provides that school quality is to be measured for each school using multiple school quality indicators including student academic outcome measures and other factors associated with student learning

Provides that schools will be held accountable on each of the adopted school quality indicators, based on its measurement against performance benchmarks for a given school quality indicator

Establishes three performance levels:

- Level One: At or Above Standard

- Level Two: Near Standard
- Level Three: Below Standard

Provides that benchmarks establish the upper and lower limits for each performance level. Performance levels used to describe whether a school's performance in a given school quality indicator meets standards or demonstrates adequate improvement

Provides that a performance level will be assigned for each applicable school quality indicator for each school

Specifies the criteria the Board is to consider when selecting school quality indicators and the process that the Board is to follow in determining the benchmarks that will form the upper and lower limits for each performance level

Describes the school quality indicators that are to be used, and sets benchmarks for each performance level.

Performance levels described based on minimum levels of performance, which can be adjusted through board guidance as schools continuously improve, with adequate notice provided to school boards

Provides that effective with the 2018-2019 school year, performance levels will be applied to school quality indicators for accreditation purposes, except for the college, career, and civic readiness index, which will not be applied until the 2021-2022 school year

Provides that the 2018-2019 school year will be a transition year, meaning that full accreditation may be achieved using the current accreditation standards or the revised standards, whichever benefits the school the most

Provides that if a school has a grade configuration where no state assessments are required to be administered, such schools shall be paired with another school for accreditation purposes

Relocates and revises the provisions for when assessments for English Learner and transfer students apply to a school's academic performance calculations. These provisions are currently set out in 8VAC20-131-280.D.

Permits the Board to adopt special provisions for any indicator. Previously, only dropout rate included language for special provisions

Permits the Board to add or remove assessments, and to adopt special provisions for school quality indicators when assessments are revised or phased in

Includes language permitting school boards to appeal performance level designations in limited circumstances that would warrant special consideration

Provides that schools shall be accredited provided that actions required by 8VAC20-131-400 are completed, and that compliance with certain SOA requirements has been documented by the principal and school superintendent

Establishes school accreditation ratings which will be assigned for the academic year 2018-2019:

- "Accredited"
- "Accredited with Conditions"

- “Accreditation Denied”

Provides that performance levels for school quality indicators will be reviewed on an annual basis, and that the resulting actions required by 8VAC20-131-400 must be taken

Establishes a triennial accreditation cycle for schools that meet the requirements for “Accredited” status for a consecutive three-year period

Requires all schools to develop comprehensive plans as required by Code, and requires improvement plans and corrective action plans to be incorporated into the comprehensive plans.

Establishes actions required of schools and school divisions based upon performance levels in each school quality indicator and other factors

School improvement plans for Level One and Level Two indicators would be reviewed through a department established process, which could include peer review or random selection by VDOE for review

Corrective action plans would be required for Level Three indicators

Provides that the Superintendent of Public Instruction shall report to the Board whether school boards have met their obligations to develop and implement corrective action plans

Provides a process by which a division may be required to enter into a state superintendent to local superintendent agreement, depending on the level of direction and intervention needed

Establishes the process by which the Board would consider designating a school as “Accreditation Denied”

Provides that when a school board has failed or refused to meet its obligations identified through a state academic review process, the payment of At-Risk Add-On funds shall be withheld to the school division until it corrects its failures

Language from existing SOA and SOQ related to Board authority to pursue additional remedies including court action to seek compliance with school laws

Relocates the provisions for the existing Virginia Index of Performance Program for recognizing high performing schools.

Establishes recognition for schools demonstrating exemplar performance on school quality indicators. Relocates and revises provisions permitting the Board to approve alternative accreditation plans and to waive certain provisions of the SOA. These provisions are currently set out in 8VAC20-131-280.C and F, 8VAC20-131-290.D, and 8VAC20-131-350.

Establishes that the revised SOA will be effective for the 2018-2019 school year.

Clarifies the effective dates for phasing in revisions to graduation requirements, locally awarded verified credit provisions, academic and career planning requirements, and application of the career and college readiness indicator as a school quality indicator

Issues

Please identify the issues associated with the proposed regulatory action, including: 1) the primary advantages and disadvantages to the public, such as individual private citizens or businesses, of implementing the new or amended provisions; 2) the primary advantages and disadvantages to the

agency or the Commonwealth; and 3) other pertinent matters of interest to the regulated community, government officials, and the public. If there are no disadvantages to the public or the Commonwealth, please indicate.

These regulations will impact the public, private citizens, school divisions, students, school staff, or other constituents in a positive way. The Board of Education's vision is to create a quality statewide system of public education that prepares all students for success in the twenty-first century workplace, for realization of personal goals, and for responsible contributions to the quality of civic life in our state, nation, and the world. The Board is committed to advancing its vision and examining the conditions and needs of public education, presenting them annually through a report to the General Assembly and the public. Through its adopted policies, the Board conveys high standards for student learning and achievement in preparation for graduation and life beyond high school. The Board's ongoing work is the further development and refinement of a system of accountability to define school quality and to support schools and school divisions by promoting continuous improvement, providing assistance, and acknowledging progress. The system of accountability is reflected in the Standards of Learning, the School Quality Profile, and the *Regulations Establishing the Standards for Accrediting Public Schools in Virginia*, or more commonly referred to as the Standards of Accreditation (SOA). These regulations do not present any disadvantages to the public or the commonwealth.

Requirements more restrictive than federal

Please identify and describe any requirement of the proposal which is more restrictive than applicable federal requirements. Include a rationale for the need for the more restrictive requirements. If there are no applicable federal requirements or no requirements that exceed applicable federal requirements, include a statement to that effect.

The *Every Student Succeeds Act of 2015* (ESSA) was signed into law on December 10, 2015. The new law replaces the *No Child Left Behind Act of 2001* (NCLB). Under ESSA, states will develop new federal accountability systems during the 2016-2017 year, to be implemented during the 2018-2019 school year. That reauthorization presented Virginia with an opportunity to align state requirements with federal requirements.

Localities particularly affected

Please identify any locality particularly affected by the proposed regulation. Locality particularly affected means any locality which bears any identified disproportionate material impact which would not be experienced by other localities.

All 132 school divisions would be affected. It is not expected that any school division would incur a disproportionate material impact.

Public participation

Please include a statement that in addition to any other comments on the proposal, the agency is seeking comments on the costs and benefits of the proposal and the impacts of the regulated community.

In addition to any other comments, the Board is seeking comments on the costs and benefits of the proposal and the potential impacts of this regulatory proposal. Also, the Board is seeking information on impacts on small businesses as defined in § 2.2-4007.1 of the Code of Virginia. Information may include 1) projected reporting, recordkeeping and other administrative costs, 2) probable effect of the regulation

on affected small businesses, and 3) description of less intrusive or costly alternative methods of achieving the purpose of the regulation.

Anyone wishing to submit written comments for the public comment file may do so by mail, email or fax to:

Ms. Emily Webb, Director of Board Relations
 Virginia Department of Education
 101 North 14th Street
 Richmond, Virginia 23218

Comments may also be submitted through the Public Forum feature of the Virginia Regulatory Town Hall web site at: <http://www.townhall.virginia.gov>. Written comments must include the name and address of the commenter. In order to be considered, comments must be received by 11:59 pm on the last day of the public comment period.

Five public hearings will be held across the state in June, July, and August 2017. Notice of the hearings will be posted on the Virginia Regulatory Town Hall website (<http://www.townhall.virginia.gov>) and on the Commonwealth Calendar website (<https://www.virginia.gov/connect/commonwealth-calendar>). Both oral and written comments may be submitted at that time.

Economic impact

Please identify the anticipated economic impact of the proposed new regulations or amendments to the existing regulation. When describing a particular economic impact, please specify which new requirement or change in requirement creates the anticipated economic impact.

Projected cost to the state to implement and enforce the proposed regulation, including: a) fund source / fund detail; and b) a delineation of one-time versus on-going expenditures	Students in K-12 public schools, their families, and local school divisions in Virginia would be affected by this regulation. It is believed that any costs would be treated as within operating costs for school divisions.
Projected cost of the new regulations or changes to existing regulations on localities.	There are more than 1,286,000 students in K-12 public schools and 132 local school divisions in Virginia. The cost is expected to be minimal.
Description of the individuals, businesses, or other entities likely to be affected by the new regulations or changes to existing regulations.	Students in K-12 public schools, their families, and local school divisions in Virginia would be affected by this regulation. Businesses would not be impacted.
Agency’s best estimate of the number of such entities that will be affected. Please include an estimate of the number of small businesses affected. Small business means a business entity, including its affiliates, that: a) is independently owned and operated and; b) employs fewer than 500 full-time employees or has gross annual sales of less than \$6 million.	None anticipated.
All projected costs of the new regulations or changes to existing regulations for affected individuals, businesses, or other entities. Please be specific and include all costs including: a) the projected reporting, recordkeeping, and	None anticipated.

<p>other administrative costs required for compliance by small businesses; and b) specify any costs related to the development of real estate for commercial or residential purposes that are a consequence of the proposed regulatory changes or new regulations.</p>	
<p>Beneficial impact the regulation is designed to produce.</p>	<p>No economic impact is anticipated.</p>

Alternatives

Please describe any viable alternatives to the proposal considered and the rationale used by the agency to select the least burdensome or intrusive alternative that meets the essential purpose of the action. Also, include discussion of less intrusive or less costly alternatives for small businesses, as defined in § 2.2-4007.1 of the Code of Virginia, of achieving the purpose of the regulation.

In 2014 the Board committed to conducting a comprehensive review and revision of these regulations which govern student achievement, graduation requirements, and school accreditation. Since that time, the Board has conducted public hearings, met with stakeholders, and received public comment to best determine how to revise these standards to create a quality statewide system of public education that prepares all students for success in the twenty-first century workplace, for realization of personal goals, and for responsible contributions to the quality of civic life in our state, nation, and the world. The proposed regulations reflect the significant public engagement that has occurred over the last several years.

Regulatory flexibility analysis

Pursuant to § 2.2-4007.1B of the Code of Virginia, please describe the agency’s analysis of alternative regulatory methods, consistent with health, safety, environmental, and economic welfare, that will accomplish the objectives of applicable law while minimizing the adverse impact on small business. Alternative regulatory methods include, at a minimum: 1) the establishment of less stringent compliance or reporting requirements; 2) the establishment of less stringent schedules or deadlines for compliance or reporting requirements; 3) the consolidation or simplification of compliance or reporting requirements; 4) the establishment of performance standards for small businesses to replace design or operational standards required in the proposed regulation; and 5) the exemption of small businesses from all or any part of the requirements contained in the proposed regulation.

These regulations are not expected to affect small businesses.

Periodic review and small business impact review report of findings

If you are using this form to report the result of a periodic review/small business impact review that was announced during the NOIRA stage, please indicate whether the regulation meets the criteria set out in Executive Order 17 (2014), e.g., is necessary for the protection of public health, safety, and welfare, and is clearly written and easily understandable. In addition, as required by 2.2-4007.1 E and F, please include a discussion of the agency’s consideration of: (1) the continued need for the regulation; (2) the nature of complaints or comments received concerning the regulation from the public; (3) the complexity of the regulation; (4) the extent to the which the regulation overlaps, duplicates, or conflicts with federal or

state law or regulation; and (5) the length of time since the regulation has been evaluated or the degree to which technology, economic conditions, or other factors have changed in the area affected by the regulation.

Not applicable.

Public comment

Please summarize all comments received during the public comment period following the publication of the NOIRA, and provide the agency response.

Commenter	Comment	Agency response
General comments – SOA (171)	<p>Many are pleased with the direction in which the Board is moving, that is, with the creation of <i>Profile of a Graduate</i> and preparing students to be college- and career- ready. The commenters encouraged the Board to build a strong foundation for students in mathematics, reading, writing, the sciences, and communication. In addition, commenters mentioned the need to prepare the students with soft-skills so that they are prepared for the workplace. Commenters were also pleased with the changes in how locally awarded credits may be awarded, the reduction in required SOL testing, the plans for internships and externships, and the focus on civic responsibility.</p> <p>There was some concern about the definition of “laboratory science” and concerns about how these proposed changes will impact local budgets and teacher professional development. Some wanted a greater focus on world languages. One person mentioned that the proposal is too CTE heavy.</p>	<p>The <i>Profile of a Graduate</i> has been developed by the Board of Education to describe the knowledge, skills, competencies, and experiences students should attain during their K-12 education to make them “life-ready.” The <i>Profile</i> presents and describes four overlapping areas for student learning and achievement considered essential to success beyond high school. These are knowledge of subject areas based on statewide standards and their application (content knowledge); demonstration of personal skills and behaviors required for productivity, effective relationships, and problem-solving within one’s workplace (workplace skills); understanding of the opportunities within civic organizations for service and decision-making and responsibility for respectful interaction with others (community engagement and civic responsibility); and individual participation in career exploration, planning, and preparation, based on understanding of personal interests, skills, and abilities and the needs of the economy (career exploration). The plan is to make all students college- and career- ready.</p> <p>The Board has been responsive to public comments received through round tables, public hearings, stakeholder groups, e-mails, and letters.</p>
Economics and Personal Finance (362)	All commenters support retaining the Economics and Personal Finance graduation requirement.	Per § 22.1-200.03 of the <i>Code of Virginia</i> , instruction in economics education and financial literacy is required in Virginia’s public schools. There is no plan to remove this requirement.
Planning Period (13)	Commenters expressed concerns about planning periods and how they are currently used. They	The definition of <i>planning period</i> has been revised to mean not less than 45 minutes or the equivalent of a class period. This

	asked that planning periods be protected as they are sometimes asked to use them for other responsibilities.	requirement applies to middle and secondary schools.
Career and technical Education (CTE) (239)	The Board received many comments asking that CTE be retained as a middle school elective. Several commenters also asked that the middle school career investigation course be retained. 100 commenters suggested that the Board not proceed with requiring the middle school career investigation course because it would limit student’s ability to take other courses such as electives or foreign language.	Both the middle school CTE elective and the career investigation course are retained. The school division will determine at what grade level the career investigation course will be offered in middle school. Middle schools will be permitted to offer the course through alternative means, such as virtual courses, compressed (nine-week) offerings through exploratory, or integrating the course material into other subject areas.
Dual enrollment (7)	Commenters asked that dual enrollment be added as an alternative to CTE, AP, or Honors courses.	Dual enrollment is available to high school junior and seniors who meet the criteria and to others who demonstrate readiness for college-level work. Participation is voluntary. These regulations encourage students to take college courses simultaneously for high school graduation and college degree credit when they meet certain criteria.

Family impact

Please assess the impact of this regulatory action on the institution of the family and family stability including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one’s spouse, and one’s children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.

In 2014 the Board committed to conducting a comprehensive review and revision of these regulations which govern student achievement and graduation requirements. Since that time, the Board has conducted public hearings, met with stakeholders, and received public comment to best determine how to revise these standards to create a quality statewide system of public education that prepares all students for success in the twenty-first century workplace, for realization of personal goals, and for responsible contributions to the quality of civic life in our state, nation, and the world.

This regulatory action will impact the families in Virginia in a positive way by encouraging economic self-sufficiency and the assumption of self-responsibility. During the 2016 legislative session, the Governor and the General Assembly supported the development of a *Profile of a Virginia Graduate* (Profile) through the introduction and adoption of legislation which directed the Board to redefine the expectations of high school graduates in the Commonwealth. HB 895 (Greason) and SB 336 (Miller) amended § 22.1-253.13:4.D of the *Code of Virginia* to require the Board to develop and implement, in consultation with stakeholders representing elementary and secondary education, higher education, business and industry, parents, policymakers, and community leaders in the Commonwealth, a *Profile of a Virginia Graduate* that

identifies the knowledge and skills that students should attain during high school in order to be successful contributors to the economy of the Commonwealth, giving due consideration to critical thinking, creative thinking, collaboration, communication, and citizenship (known as the 5 Cs). The *Profile* has been developed by the Board of Education to describe the knowledge, skills, competencies, and experiences students should attain during their K-12 education to make them college- and career-ready.

In addition, proposed changes to the accreditation system will provide a more comprehensive picture of school quality and state support to schools. This will help identify areas of weakness in schools that are currently not recognized, and direct appropriate assistance to such schools.

Detail of changes

Please list all changes that are being proposed and the consequences of the proposed changes; explain the new requirements and what they mean rather than merely quoting the proposed text of the regulation. If the proposed regulation is a new chapter, describe the intent of the language and the expected impact. Please describe the difference between existing regulation(s) and/or agency practice(s) and what is being proposed in this regulatory action. If the proposed regulation is intended to replace an emergency regulation, please follow the instructions in the text following the three chart templates below.

For changes to existing regulation(s), please use the following chart:

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
<u>8VAC20-131-5</u>	NA	This section includes additional definitions for these regulations.	Definition of the term “authentic performance assessment” has been added Definition of the term <i>Board of Education</i> or <i>board</i> added, as prescribed in the <i>Constitution of Virginia</i> and the <i>Code of Virginia</i> Definition of “class period” revised for clarity Definition of the term “combined school” has been deleted Definition of the term “eligible students” has been deleted Definition of the term <i>English Learner</i> has been added as now referenced in the Elementary and Secondary Education Act Definition of the term “instructional day” has been added Definition of the term “instructional

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			<p>hours” has been added</p> <p>Definition of the term “planning period” revised to mean a segment of time in middle and secondary schools during the instructional day that is unencumbered of any teaching or supervisory duties, is not less than 45 minutes or the equivalent of a class period, whichever is greater, and which includes passing time for class changes</p> <p>Definition of the term “planning time” for elementary teachers has been added in accordance with the <i>Code of Virginia</i> at § 22.1-291.1</p> <p>Definition of the term “reconstitution” has been deleted</p> <p>Added definition of “reporting group,” as that term is applied to the achievement gap school quality indicator used for accreditation purposes.</p> <p>Definition of “standard school year” revised to replace “teaching hours” with “instructional hours”</p> <p>Definition of “standard unit of credit” revised to reflect flexibility in Board of Education guidelines for local school board alternatives to 140 clock hour requirement</p> <p>Definition of “student” revised to replace term “person with Limited English Proficiency” with “for whom English is a second language”</p> <p>Definition of “student periods” deleted</p> <p>Definition of “verified units of credit” revised to include additional methods of receiving a verified credit, including locally awarded verified credits and authentic performance assessments</p>
<u>8VAC20-131-10</u>	NA	This regulation currently describes the purpose.	Language added which shows that in addition to educating students so that they attain essential knowledge and skills related to citizenship, the mission

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			<p>of the public education system is to educate students so that they will be equipped for an informed and successful private life</p> <p>Language revised to indicate that the SOA will provide the foundation for the provision of a quality public education, and intent statement revised and expanded.</p> <p>Requires the Board to promulgate regulations which shall include, but not be limited to, student outcome measures, requirements and guidelines for instructional programs and for the integration of educational technology into such instructional programs, administrative and instructional staffing levels and positions, including staff positions for supporting educational technology, student services, auxiliary education programs such as library and media services, course and credit requirements for graduation from high school, community relations, and the philosophy, goals, and objectives of public education in Virginia</p>
<p><u>8VAC20-131-20</u></p>	<p>NA</p>	<p>This section includes the philosophy, goals, and objectives for these regulations.</p>	<p>Language added regarding factors affecting school quality and continual improvement and overall goals and objectives for student learning, achievement, and preparation</p> <p>Language added regarding preparation of graduates who have explored and understand what opportunities exist for them after high school and who have the knowledge and abilities necessary for the next phase of their lives as adults</p> <p>Language added to show that the philosophy, goals, and objectives of individual schools should reflect and encompass the means by which both the Standards of Learning and Standards of Accreditation are to be achieved</p> <p>Language added to reflect the Board's objective to provide an education</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			<p>foundation that ensures students are ready to be successful in a global economy, which includes a changing and growing technology.</p> <p>Language added to show that the Board is redesigning the public school experience so that students will be adequately prepared for future challenges</p> <p>Language added to clarify that the college, career, and citizenship ready student will be expected to achieve and apply appropriate academic and technical knowledge; attain and demonstrate age-appropriate productive workplace skills, qualities, and behavior; align knowledge, skills, and personal interests with career opportunities; and attain and demonstrate knowledge and skills necessary for productive citizenship and participation in communities and governments</p>
<p><u>8VAC20-131-30</u></p>	<p>NA</p>	<p>This section describes student academic and assessment requirements.</p>	<p>Revision made to clarify that students who are accelerated shall only take the test aligned with the highest grade level, following instruction on the content</p> <p>Language added that expedited retakes of tests are an exemption to the prohibition of students taking more than one test in any content area in each year</p> <p>Language referencing “with such funds as may be appropriated by the General Assembly” deleted in reference to criteria for eligibility for an expedited retake of any SOL test</p> <p>Language added to specify Standards of Quality requirement that any student failing all SOL assessments for the relevant grade level in grades three through eight or failing an end-of-course test required for verified credit shall be required to receive remediation</p> <p>Language added to require a division superintendent to certify that division policy prevents changes in students’</p>

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			<p>course schedules to avoid end-of-course SOL assessments</p> <p>Language added to state that students shall not be required to take an end-of-course SOL test in a subject after they have earned the number of verified credits required for that academic content area for graduation, unless the test is necessary in order for the school to meet federal accountability requirements</p> <p>Clarifying language added to assessments taken for credit by foreign exchange students</p>
<p><u>8VAC20-131-50</u></p>	<p>.</p>	<p>This section describes the current requirements for high school graduation.</p>	<p>Section title for 8VAC20-131-50 revised to reflect that the graduation requirements in this section will only be applicable for students who enter the ninth grade prior to the 2018-2019 school year. <i>Refer to the new section 8VAC20-131-51 for graduation requirements for students entering the ninth grade in 2018-2019 or thereafter.</i></p> <p>Language added which clarifies, per the Standards of Quality (§ 22.1-253.13:4), a computer science course credit earned by students may be considered a science, mathematics, or career and technical education course credit for a Standard or Advanced Studies Diploma</p> <p>Language added which clarifies eligibility for the Governor’s Seal and the Board of Education Seal</p>
<p><u>8VAC20-131-60</u></p>	<p>NA</p>	<p>This section provides the graduation requirements for students who transfer into Virginia’s public high schools.</p>	<p>Specifies the tests to be accepted by school divisions from a sending state, country, private school, or Department of Defense Educational Activity school for the award of verified credit in courses previously completed at another school or program of study</p> <p>Language added to provide that any substitute test approved by the Board for verified credit shall be accepted in lieu of the applicable SOL if the applicable standard credit has been earned by the student</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			<p>Consolidates all graduation requirements for transfer students into subsection G. Previously, only verified credit requirements were described.</p> <p>Specifies whether diploma requirements provided in 8VAC20-131-50 or 8VAC20-131-51 are applicable to transfer students, depending on the year and grade in which the student transfers. This is to comply with enactment clause 6 in HB895 (2016)</p>
<p><u>8VAC20-131-70</u></p>	<p>NA</p>	<p>This regulation describes the requirements for the school divisions' program of instruction and learning objectives.</p>	<p>Specifies requirement for school boards to develop and implement a program of instruction that is aligned to the SOL and meets Board requirements, as currently set out in the <i>Code</i>. Subject areas to be emphasized are specified</p> <p>Language added to require the instructional program and learning objectives provided through the <i>Profile of a Virginia Graduate</i></p> <p>Sets forth expectations for instructional programs and learning objectives to include career exploration in elementary and middle schools. In the later school years, expectations are set forth for workplace and civic readiness</p> <p>Removes requirement for students identified as gifted/talented to be taught by teachers with specific training</p>
<p>8VAC20-131-80 Instructional program in elementary schools</p>	<p>NA</p>	<p>This section provides the requirements for the instructional programs in the elementary schools.</p>	<p>Requires elementary schools to provide instruction in career exploration as required by 8VAC20-131-140</p> <p>Language added to reference the requirements in the SOQ that local school boards provide for early identification of reading and mathematics problems of students and provide instructional strategies for assistance and development of reading and mathematics skills for all students</p> <p>Language added to reference the requirements in the SOQ that reading intervention services should be provided</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			by school divisions to students who are in kindergarten through grade three and who demonstrate deficiencies in reading
<u>8VAC20-131-90</u>	NA	This section provides the requirements for the instructional programs in the middle schools.	<p>Requires middle schools to provide a course in career investigation as required by 8VAC20-131-140. This course may be delivered through alternate means provided that the alternative is equivalent in content and rigor.</p> <p>Reference to provision of 140 clock hours in each of the four academic disciplines is replaced with “a total of 560 instructional” hours per year in the four academic disciplines. Language regarding an alternative schedule of instruction for sixth-grade students is deleted</p> <p>Section F. added to require each school to ensure that students who need targeted mathematics remediation and intervention receive additional instruction, which may include summer school. Added language that schools are required to provide students in grades six through eight who are at risk of failing the Algebra I end-of-course test with algebra readiness intervention services</p>
<u>8VAC20-131-100</u>	NA	This section provides the requirements for the instructional programs in the secondary schools.	<p>Language added to require the provision of a program of instruction which encompasses the requirements of the Profile of Virginia Graduate, including student knowledge, skills, and competencies; the acquisition and demonstration of the 5Cs; and the offering of opportunities for internships, externships, work-based experiences, and credentialing</p> <p>Added language to require secondary schools to incorporate knowledge of regional workforce needs and opportunities into career and technical education</p> <p>Clarifying language added to define class periods required for driver</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			<p>education in equivalent minutes</p> <p>Added language to require that students in grade nine who are at-risk of failing the Algebra I end-of-course test (based on any diagnostic test approved by the department) shall be provided algebra readiness intervention services in accordance with the SOQ</p>
<u>8VAC20-131-110</u>	NA	The section describes the standard and verified credits, the 140-clock-hour requirements, and the tests used for the purpose of awarding verified credit.	<p>Revised language to provide that a school division may waive the 140-clock-hour requirement for instruction to earn a standard credit as prescribed in the Code and board guidelines, effective with students enrolled in the 2015-2016 school year</p> <p>Two methods of achieving a verified credit are added:</p> <ul style="list-style-type: none"> • Students who enter the ninth grade for the first time in the 2018-2019 school year or thereafter and who do not pass certain SOL tests and who meet Board criteria may receive locally awarded verified credits in English, mathematics, laboratory science or history and social science according to Board guidelines. <i>Note: Currently, Board guidance limits locally awarded verified credits to be awarded for laboratory science and history/social science.</i> • For history and social science, an authentic performance assessment can be used to demonstrate mastery of content <p>Criteria for additional tests approved by the Board adds “statewide” administration of a test, in addition to multistate or international administration.</p>
<u>8VAC20-131-120</u>		This section describes the requirements for summer school credits and remediation	Eliminates ability to earn course credit for summer school courses taken as a repeat course with reduced seat time.
<u>8VAC20-131-140</u>	NA	This section describes the opportunities for college and	Eliminates emphasis on college preparation to focus on college and

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
		career readiness, career exposure and planning, as well as opportunities for post-secondary credit.	<p>career preparation.</p> <p>Provides that current requirements for Academic and Career Plans (ACP) shall only be effective through the 2017-2018 school year.</p> <p>New requirements for ACPs effective with the 2018-2019 school year are provided, including:</p> <ul style="list-style-type: none"> • Requirements for elementary, middle, and high schools to provide for the identification by all students of personal interests, and to support planning for post-secondary and career preparation. • Requires elementary students to begin career exploration through development of an Academic and Career Plan Portfolio, which is to be used as the foundation for the ACP that is developed in the seventh grade. • Requires middle school students to complete a career investigations course, or an equivalent alternative, which is to be used as a basis for developing the ACP. • Provisions are made for students who transfer after eighth grade to complete an ACP.
<u>8VAC20-131-150</u>		This section describes the requirements for the standard school year and school day.	Language added to include 990 instructional hours in the standard school year and to specify that the standard school day includes passing time for class changes
<u>8VAC20-131-180</u>	NA	This section provides the requirements for off-site instruction.	<p>Clarifying language added to this section on homebound instruction to specify a Virginia “teaching” license is to be held by the supervising teacher and that verified units of credit may be earned when the student passes the SOL test associated with the completed course</p> <p>Reorganized language regarding alternative means of instruction and</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			virtual courses combined into one section. Clarifying language regarding standard and verified credits also added. Language regarding <i>correspondence courses</i> deleted and replaced with the term, <i>virtual courses</i>
8VAC20-131-190		The regulation provides the requirements for the library, media, materials, and equipment	Word “resources” has been added to the list of supports for the instructional program
8VAC20-131-200	NA	The regulation provides the requirements for extracurricular and other school activities, including recess.	Language added regarding legislative requirements for a current physical fitness program which shall be available to all students with a goal of at least 150 minutes per week on average during the regular school year. A program of physical activity for all students is required, effective with the 2018-2019 school year. Local school boards required to provide a program of physical activity for all students in grades kindergarten through five consisting of at least 20 minutes per day or an average of 100 minutes per week during the regular school year and available to all students in grades six through twelve with a goal of at least 150 minutes per week on average during the regular school year
8VAC20-131-210	NA	This section describes the role of the school principal.	Repetitive introductory paragraph regarding the principal deleted Language added to clarify the role of the principal
8VAC20-131-220		This section provides the requirements for the role of professional teaching staff.	Replace the “correct use of language and spelling” with “the use of Standard English” Closure of the achievement gap among groups of students added as area of aspiration
8VAC20-131-240		This section provides the requirements for the role of administrative and support staff.	Replace outdated reference to guidance counselor with school counselor Eliminate staffing requirements for secondary school counselors, and replace with reference to the requirements are set out in <i>Code</i> for

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			<p>elementary, middle, and secondary schools.</p> <p>Revises standard teaching load and planning periods required for middle and secondary school teachers so that they are identical.</p> <p>Revised language to eliminate references to student periods used to calculate a teacher's standard load. References instead are made to numbers of students taught per week.</p> <p>Revised to clarify and reference definition of planning period.</p> <p>Language added to specify that each elementary classroom teacher shall be provided at least an average of 30 minutes per day during the students' school week as planning time as required by <i>Code</i></p>
8VAC20-131-260		This section describes the requirements for school facilities safety.	Language revised, as provided by 2016 legislation, to require a fire drill at least twice during the first 20 school days and two additional fire drills during the remainder of the school term. Language removed to require two simulated lock down drills and crisis emergency evacuation activities each school year in September and January and replaced with requirement to conduct a lock-down drill at least twice during the first 20 school days and at least two additional lock-down drills during the remainder of the school term
8VAC20-131-270	N/A	The section provides the requirements for school and community communications.	<p>Changes the name of the School Performance Report Card to School Quality Profile</p> <p>Requires the School Quality Profile to include, but not be limited to: accountability, assessments, enrollment and demographics, college and career readiness, finance, learning environment, and teacher quality</p> <p>Eliminates requirement for notices sent to parents at beginning of year to include identification of sexually explicit</p>

Current section number	Proposed new section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
			materials. Such requirements are to be addressed through another regulatory action at 8VAC 20-720.

If an existing regulation or regulations (or parts thereof) are being repealed and replaced by one or more new regulations, please use the following chart:

Current chapter-section number	Proposed new chapter-section number, if applicable	Current requirement	Proposed change, intent, rationale, and likely impact of proposed requirements
8VAC20-131-50	8VAC20-131-51	Graduation requirements are set forth in 8VAC20-131-50. 8VAC20-131-50 is proposed to be retained, to reflect graduation requirements for students who enter the ninth grade prior to the 2018-2019 school year.	<p>This proposed section will set forth the graduation requirements for students entering the ninth grade in the 2018-2019 school year or thereafter.</p> <p>The proposed graduation requirements are intended to provide multiple paths toward college, career, and citizenship readiness, and instructional programs leading toward a diploma are required to be aligned with the Board's <i>Profile of a Virginia Graduate</i></p> <p>Provisions are included to clarify that middle school students shall receive credit toward graduation for successfully completing high school courses</p> <p>For clarity, the definitions and methods of receiving a standard and verified unit of credit are repeated from 8VAC20-131-5 and 8VAC20-131-110</p> <p>No more than one locally awarded verified credit may be used to satisfy graduation requirements</p> <p>The requirements for receiving a Standard or Advanced Studies Diploma are reorganized from how they were presented in 8VAC20-131-50, clearly setting out the requirements in tables and eliminating footnotes.</p> <p>The substantive changes to the prior graduation requirements that were set forth in 8VAC20-131-50 include:</p> <ul style="list-style-type: none"> • Reduces the number of required

			<p>verified credits from six (Standard) and nine (Advanced) to four for each.</p> <ul style="list-style-type: none"> • Eliminates requirement for Standard Diploma for two different mathematics courses that must include those above level of Algebra II and replacement with mathematics courses approved by the Board • Laboratory science requirements to include interdisciplinary courses which incorporate SOL content from multiple academic areas • Clarification made to specify the circumstances in which a computer science course may be used to satisfy a graduation requirement. • Requires students to complete either advanced coursework or earn a career and technical education credential for either a Standard or an Advanced Studies diploma. • Requires students to acquire and demonstrate skills in the “5Cs” – critical thinking, creative thinking, collaboration, communication, and citizenship, in accordance with the Board’s <i>Profile of a Virginia Graduate</i>. <p>Incorporates requirements for an Applied Studies Diploma, a Certificate of Program Completion, or a high school equivalency credential which are currently set out in the <i>Code</i></p> <p>Adds a new diploma seal: “Seal for Excellence in Science and the Environment”</p> <p>Replaces “Foreign language ” with “World language”</p>
N/A	8VAC20-131-280 through 8VAC20-131-360	This part provides the expectations for school accountability, accreditation, .	All existing sections repealed and replaced with sections 8VAC20-131-370 through -430.

<p>N/A</p>	<p>8VAC20-131-370 Expectations for school accountability and accreditation (New Section)</p>	<p>Establishes the principles and purpose of school accountability and accreditation systems, and describes the components of such systems</p> <p>Provides that schools are to be accredited based upon meeting certain minimum standards and on continuous improvement of performance levels on school quality indicators</p> <p>Provides that components of the accountability system include the federal accountability provisions required under the Every Student Succeeds Act of 2015 (ESSA) and the Individuals with Disabilities Education Act (IDEA)</p>
<p>N/A</p>	<p>8VAC20-131-380 Measurement of school quality for accreditation (New Section)</p>	<p>Provides that school quality is to be measured for each school using multiple school quality indicators including student academic outcome measures and other factors associated with student learning</p> <p>Provides that schools will be held accountable on each of the adopted school quality indicators, based on its measurement against performance benchmarks for a given school quality indicator</p> <p>Establishes three performance levels:</p> <ul style="list-style-type: none"> • Level One: At or Above Standard • Level Two: Near Standard • Level Three: Below Standard <p>Provides that benchmarks establish the upper and lower limits for each performance level. Performance levels used to describe whether a school's performance in a given school quality indicator meets standards or demonstrates adequate improvement</p> <p>Provides that a performance level will be assigned for each applicable school quality indicator for each school</p> <p>Specifies the criteria the Board is to consider when selecting school quality indicators and the process that the</p>

			<p>Board is to follow in determining the benchmarks that will form the upper and lower limits for each performance level</p> <p>Describes the school quality indicators that are to be used, and sets benchmarks for each performance level.</p> <p>Performance levels described based on minimum levels of performance, which can be adjusted through board guidance as schools continuously improve, with adequate notice provided to school boards</p> <p>Provides that effective with the 2018-2019 school year, performance levels will be applied to school quality indicators for accreditation purposes, except for the college, career, and civic readiness index, which will not be applied until the 2021-2022 school year</p> <p>Provides that the 2018-2019 school year will be a transition year, meaning that full accreditation may be achieved using the current accreditation standards or the revised standards, whichever benefits the school the most</p> <p>Provides that if a school has a grade configuration where no state assessments are required to be administered, such schools shall be paired with another school for accreditation purposes</p> <p>Relocates and revises the provisions for when assessments for English Learner and transfer students apply to a school's academic performance calculations. These provisions are currently set out in 8VAC20-131-280.D.</p> <p>Permits the Board to adopt special provisions for any indicator. Previously, only dropout rate included language for special provisions</p> <p>Permits the Board to add or remove assessments, and to adopt special provisions for school quality indicators when assessments are revised or phased in</p>
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			Includes language permitting school boards to appeal performance level designations in limited circumstances that would warrant special consideration
N/A	8VAC20-131-390 Accreditation (New Section)		<p>Provides that schools shall be accredited provided that actions required by 8VAC20-131-400 are completed, and that compliance with certain SOA requirements has been documented by the principal and school superintendent</p> <p>Establishes school accreditation ratings which will be assigned for the academic year 2018-2019:</p> <ul style="list-style-type: none"> • “Accredited” • “Accredited with Conditions” • “Accreditation Denied” <p>Provides that performance levels for school quality indicators will be reviewed on an annual basis, and that the resulting actions required by 8VAC20-131-400 must be taken</p> <p>Establishes a triennial accreditation cycle for schools that meet the requirements for “Accredited” status for a consecutive three-year period</p>
N/A	8VAC20-131-400 Application of the school quality indicator performance levels to actions (New Section)		<p>Requires all schools to develop comprehensive plans as required by Code, and requires improvement plans and corrective action plans to be incorporated into the comprehensive plans.</p> <p>Establishes actions required of schools and school divisions based upon performance levels in each school quality indicator and other factors</p> <p>School improvement plans for Level One and Level Two indicators would be reviewed through a department established process, which could include peer review or random selection by VDOE for review</p> <p>Corrective action plans would be required for Level Three indicators</p> <p>Provides that the Superintendent of</p>

			<p>Public Instruction shall report to the Board whether school boards have met their obligations to develop and implement corrective action plans</p> <p>Provides a process by which a division may be required to enter into a state superintendent to local superintendent agreement, depending on the level of direction and intervention needed</p> <p>Establishes the process by which the Board would consider designating a school as “Accreditation Denied”</p> <p>Provides that when a school board has failed or refused to meet its obligations identified through a state academic review process, the payment of At-Risk Add-On funds shall be withheld to the school division until it corrects its failures</p> <p>Language from existing SOA and SOQ related to Board authority to pursue additional remedies including court action to seek compliance with school laws</p>
N/A	8VAC20-131-410 Recognitions and rewards for school and division accountability performance (New Section)		<p>Relocates the provisions for the existing Virginia Index of Performance Program for recognizing high performing schools.</p> <p>Establishes recognition for schools demonstrating exemplar performance on school quality indicators.</p>
N/A	8VAC20-131-420 Waivers and alternative accreditation plans (New Section)		<p>Relocates and revises provisions permitting the Board to approve alternative accreditation plans and to waive certain provisions of the SOA. These provisions are currently set out in 8VAC20-131-280.C and F, 8VAC20-131-290.D, and 8VAC20-131-350.</p>
N/A	8VAC20-131-430 Effective dates (New Section)		<p>Establishes that the revised SOA will be effective for the 2018-2019 school year.</p> <p>Clarifies the effective dates for phasing in revisions to graduation requirements, locally awarded verified credit provisions, academic and career planning requirements, and application of the career and college readiness indicator as a school quality indicator</p>

If a new regulation is being promulgated, that is not replacing an existing regulation, please use this chart:

Section number	Proposed requirements	Other regulations and law that apply	Intent and likely impact of proposed requirements
N/A			

If the proposed regulation is intended to replace an emergency regulation, and the proposed regulation is identical to the emergency regulation, please choose and fill out the appropriate chart template from the choices above. In this case “current section number” or “current chapter-section number” would refer to the **pre-emergency** regulation.

If the proposed regulation is intended to replace an emergency regulation, and the proposed regulation includes changes since the emergency regulation, please create two charts: 1) a chart describing changes from the **pre-emergency** regulation to the proposed regulation as described in the paragraph above, and 2) a chart describing changes from the **emergency** regulation to the proposed regulation. For the second chart please use the following title: “Changes from the Emergency Regulation.” In this case “current section number” or “current chapter-section number” would refer to the **emergency** regulation.