

Proposed Regulations
Standards for State Funded Remedial Programs
8 VAC 20-630

8 VAC 20-630-10 Definitions.

The following words and terms when used in this regulation, shall have the following meanings, unless the context clearly indicates otherwise:

“Eligible students” are those students who meet either (1) the criteria identifying students who are educationally at risk which has been established by the local school board, or (2) the state criteria identifying students who are educationally at risk as specified in §22.1-253.13:1.

“Regular instructional day” means the length of the school day in which instruction is provided for all children, but excluding before and after school programs for state funded remedial programs.

“Regular school year” means the period of time during which the local school division provides instruction to meet the Standards of Quality, exclusive of summer school, Saturday sessions, or intercession periods.

“State funded remedial programs” are comprised of the following three state funded programs: (1) Standards of Learning Assessment Remediation, (2), Remedial Summer School, and (3) Standards of Quality Remediation.

8 VAC 20-630-15 Program Development and Approval.

Each local school division shall develop a remediation program designed to strengthen and improve the academic achievement of those students who demonstrate substandard performance. Annually, local school divisions shall submit these plans to the Department for review and approval.

8 VAC 20-630-20 Individual student record.

Each local school division shall record, for each eligible student attending a state funded remedial program: (1) the state or local criteria used to determine eligibility; (2) the expected remediation goal for the student in terms of measurable student performance. In the case of failure to pass a Standards of Learning test, the goal will be to pass the test; (3) the pre- and post- test scores assessing the level of student performance before remediation and at the conclusion of the remedial program. In the case of students in grades 3, 5, 8 and for those taking end-of-course tests in high school, the pre-and post-test instrument will be the appropriate Standards of Learning test; and (4) whether the student did or did not meet the expected remediation goal.

8 VAC 20-630-30 Program evaluation.

Annually, each local school division shall evaluate the success of their state funded remedial programs based on the percentage of students meeting their remediation goals, as measured by locally developed assessment tools, and, as required in 8 VAC 20-630-20, the pass rate on the Standards of Learning assessments.

8 VAC 20-630-40 Reporting requirements.

Annually, each local school division shall collect and report to the Department of Education, on-line or on forms provided by the Department, the following data pertaining to eligible students:

- (1) number of students failing a state sponsored test required by the Standards of Quality or Standards of Accreditation;
- (2) a demographic profile of students attending state funded remedial programs;
- (3) academic status of each student attending state funded remedial programs;
- (4) types of instruction offered;
- (5) length of the program(s);
- (6) cost of the program(s);
- (7) number of ungraded and disabled students, and those with limited English proficiency; and,

- (8) as required, pass rate on Standards of Learning assessments.

The local school division shall utilize this data to make appropriate adjustments in improving the quality of its state funded remedial programs.

8 VAC 20-630-50 Teacher qualifications and staffing ratios.

Each local school division implementing a state funded remedial summer school program shall provide a minimum of 20 hours of instruction per subject, exclusive of field trips, assemblies, recreational activities, lunch or post-program testing time.

For state funded remedial summer school programs in grades K-5 that offer an integrated curriculum, a minimum of 40 hours of instruction shall be required.

The pupil-teacher ratios for state funded summer remedial programs shall not exceed 18:1.

Teachers providing instruction in the state funded remedial programs shall be licensed to teach in Virginia, qualified to teach in their assigned area and trained in remediation techniques.

8 VAC 20-630-60 Transportation formula.

Funding for transportation services provided for students who are required to attend state funded remedial programs outside the regular instructional day shall be based on a per pupil per day cost multiplied by the number of student days the program operates (i.e. the number of instructional days the state funded remedial programs are offered multiplied by the number of students who attend the state funded remedial programs). The per pupil per day cost shall be based on the latest prevailing cost data used to fund pupil transportation through the Standards of Quality.

For state funded remedial programs that operate on days that are in addition to the regular school year, 100 percent of the per pupil per day cost shall be used in the formula. For state funded remedial programs that begin before or end after the regular instructional day, 50 percent of the per pupil per day cost shall be used in the formula. The state share of the payment shall be based on the composite index.