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**TITLE 511 INDIANA STATE BOARD OF
EDUCATION**

Proposed Rule
LSA Document #03-219

DIGEST

Amends the definition of “graduation rate” in 511 IAC 6.1-1-2. Adds 511 IAC 6.2-2.5 and amends 511 IAC 6.2-7-8 to bring the school accountability system into alignment with the federal No Child Left Behind Act of 2001 and, effective for the class of students expected to graduate in the 2005-2006 school year, add a definition of “graduation rate”. Effective 30 days after filing with the secretary of state.

511 IAC 6.1-1-2

511 IAC 6.2-2.5

511 IAC 6.2-7-8

SECTION 1. 511 IAC 6.1-1-2 IS AMENDED TO READ AS FOLLOWS:

511 IAC 6.1-1-2 Definitions

Authority: IC 20-1-1-6; IC 20-1-1.2-18

Affected: IC 20-1-1.2; IC 20-6.1-8; IC 20-6.1-9; IC 20-10.1-16; IC 20-10.1-17

Sec. 2. (a) The definitions in this section apply throughout this article.

(b) “Academic standards” means the skills and knowledge base expected of students for a particular subject area at a particular grade level.

(c) “Accreditation year” means the year from July 1 to June 30.

(d) “Attendance center” means one (1) or more buildings where the school’s program serves pupils who reside in an attendance area.

(e) “Credit” means a minimum of two hundred fifty (250) minutes of instruction per week for one (1) semester, except in the case of basic physical education courses where one (1) school year of instruction is required for one (1) credit.

(f) “Curriculum” means the planned interaction of pupils with instructional content, materials, resources, and processes for evaluating the attainment of educational objectives.

(g) “Department” means the Indiana department of education.

(h) “Dropout” means a student who:

(1) was enrolled in school during the current school year or the previous summer recess; ~~who~~

(2) left the educational system during the current school year or the previous summer recess; ~~who~~

(3) has not graduated from high school; and ~~who~~

(4) does not meet any of the following exclusionary conditions:

(+) (A) Death.

(+) (B) Temporary absence due to suspension or a school excused absence.

(+) (C) Transfer to a public or nonpublic school.

(i) “Dropout rate” means the number determined under STEP THREE of the following formula:

STEP ONE: Determine the number of students enrolled on October 1 or the date closest to October 1 that school is in session.

STEP TWO: Determine the number of students who drop out of school during the current school year and the previous summer recess.

STEP THREE: Determine the quotient of:

(A) the amount determined under STEP TWO; divided by

(B) the amount determined under STEP ONE.

(j) “Fine arts education” means instruction in art, music, and other arts areas that encompass visual, aural, performing, and creative modes of student learning.

(k) “Graduation rate”, **for classes of students who graduate prior to the 2005-2006 school year**, means the number determined under STEP THREE of the following formula:

STEP ONE: Determine the dropout rates for grades 9, 10, 11, and 12.

STEP TWO: Determine the remainder of:

(A) 1.0; minus

(B) the amount determined under STEP ONE for each of the above four (4) grades.

STEP THREE: Determine the product of the four (4) amounts determined under STEP TWO.

(l) “ISTEP” means Indiana statewide testing for educational progress as established under IC 20-10.1-16, IC 20-10.1-17, and 511 IAC 5-2.

(m) “Laboratory course” means a course in which a minimum of twenty-five percent (25%) of the total instructional time is devoted to laboratory activities. Laboratory activities are those activities in which the pupil personally utilizes appropriate procedures and equipment in accomplishing that learning task.

(n) “Legal standards” means those Indiana statutes and state board rules that apply to school accreditation.

(o) “Level”, when used in course titles, means a course that lasts one (1) full school year in grades 9 through 12, except that in the highest level of a sequence a course of shorter duration may be offered.

(p) “Practical arts education” means instruction in the curriculum areas of:

(1) agricultural science and business;

(2) business technology education;

(3) family and consumer sciences; and

(4) technology education;

of a nonvocational or prevocational nature, which provides learning experiences in consumer knowledge, family living, creative expression, manual skills, technical skills, leisure time interests, and similar areas of practical application to everyday life.

(q) “Principal” means a properly certified person who is assigned as the chief administrative officer of a school.

(r) “School classification” refers to the following school types:

(1) An elementary school, which includes:

(A) grade 1, 2, or 3;

(B) grade 1, 2, or 3 in combination with other grades; or

(C) any school that has grade 6 as its highest grade.

(2) A high school, which includes:

(A) grade 10, 11, or 12; or

(B) grade 10, 11, or 12 in combination with other grades.

(3) A middle school or junior high school, which includes any grade or combination of grades that is not defined as an elementary school or a high school.

If a school includes grades kindergarten through 12, the school superintendent shall designate the division of the grades

within the school into at least two (2) school classifications.

(s) "School corporation" means any public school corporation established by, and under the laws of, the state of Indiana. The term includes, but is not necessarily limited to, any:

- (1) school city;
- (2) school town;
- (3) school township;
- (4) consolidated school corporation;
- (5) county school corporation;
- (6) metropolitan school district;
- (7) township school corporation;
- (8) united school corporation; or
- (9) community school corporation.

(t) "Semester" means half of a regular school year.

(u) "State board" means the Indiana state board of education.

(v) "Student attendance rate" means the aggregate number of days of attendance for the regular school year divided by the number of aggregate days of enrollment, as determined under 511 IAC 1-3-1(l).

(w) "Superintendent" means the chief administrative officer of a school corporation (generally referred to as the superintendent of schools, except, in the case of township schools, the term refers to the county superintendent of schools).

(x) "Teacher" means a properly certified, licensed person who is assigned to instruction. (*Indiana State Board of Education; 511 IAC 6.1-1-2; filed Jan 9, 1989, 11:00 a.m.: 12 IR 1184; filed Jul 18, 1989, 5:00 p.m.: 12 IR 2259; filed Nov 8, 1990, 3:05 p.m.: 14 IR 652; filed Oct 6, 1997, 5:20 p.m.: 21 IR 389; filed May 28, 1998, 4:57 p.m.: 21 IR 3824; filed Feb 20, 2002, 9:43 a.m.: 25 IR 2231*)

SECTION 2. 511 IAC 6.2-2.5 IS ADDED TO READ AS FOLLOWS:

Rule 2.5. Graduation Rate Determination

511 IAC 6.2-2.5-1 "Cohort" defined

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.2

Sec. 1. As used in this rule, "cohort" refers to a class of students within a high school who have the same expected graduation year. (*Indiana State Board of Education; 511 IAC 6.2-2.5-1*)

511 IAC 6.2-2.5-2 "Enrollment" defined

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.2

Sec. 2. As used in this rule, "enrollment" means the total number of students within a grade that is reported to the department annually on:

(1) October 1; or

(2) a date specified by the department.

(*Indiana State Board of Education; 511 IAC 6.2-2.5-2*)

511 IAC 6.2-2.5-3 "Expected graduation year" defined

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.2

Sec. 3. As used in this rule, “expected graduation year” means the reporting year beginning three (3) years after the reporting year in which a student is first considered by a school corporation to have entered grade 9. (Indiana State Board of Education; 511 IAC 6.2-2.5-3)

511 IAC 6.2-2.5-4 “Graduation” defined

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.1-12.1; IC 20-10.1-16; IC 20-10.2

Sec. 4. As used in this rule, “graduation” means the successful completion by a student of:
(1) a sufficient number of academic credits, or the equivalent of academic credits; and
(2) the graduation examination or waiver process required under IC 20-10.1-16;
resulting in the awarding of a high school diploma or an academic honors diploma. The term does not include the granting of a general educational development diploma under IC 20-10.1-12.1. (Indiana State Board of Education; 511 IAC 6.2-2.5-4)

511 IAC 6.2-2.5-5 “Graduation rate” defined

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.2

Sec. 5. As used in this rule, “graduation rate” means the percentage of students within a cohort who graduate during their expected graduation year. (Indiana State Board of Education; 511 IAC 6.2-2.5-5)

511 IAC 6.2-2.5-6 “Reporting year” defined

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.2

Sec. 6. As used in this rule, “reporting year” refers to the period beginning October 1 of a year and ending September 30 of the following year. (Indiana State Board of Education; 511 IAC 6.2-2.5-6)

511 IAC 6.2-2.5-7 “Retention” defined

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.2

Sec. 7. As used in this rule, “retention” refers to the reclassification by a school corporation of a student that places the student into a cohort that has an expected graduation year after the expected graduation year of the student’s initial cohort. (Indiana State Board of Education; 511 IAC 6.2-2.5-7)

511 IAC 6.2-2.5-8 Determination of graduation rate

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-15; IC 20-10.2

Sec. 8. Beginning with the class of students who expect to graduate in the 2005-2006 school year, the department shall determine the graduation rate of high school students under this rule. (Indiana State Board of Education; 511 IAC 6.2-2.5-8)

511 IAC 6.2-2.5-9 Calculation of graduation rate

Authority: IC 20-10.2-7-1

Affected: IC 20-8.1-3-34; IC 20-8.1-15; IC 20-10.2

Sec. 9. The graduation rate for a cohort in a high school is the percentage determined under STEP SEVEN of the following formula:

STEP ONE: Determine the grade 9 enrollment at the beginning of the reporting year three (3) years before the reporting year for which the graduation rate is being determined.

STEP TWO: Add:

(A) the number determined under STEP ONE; and

(B) the number of students who:

(i) have enrolled in the high school after the date on which the number determined under STEP ONE was determined; and

(ii) have the same expected graduation year as the cohort.

STEP THREE: Add:

(A) the sum determined under STEP TWO; and

(B) the number of retained students from earlier cohorts who became members of the cohort for whom the graduation rate is being determined.

STEP FOUR: Add:

(A) the sum determined under STEP THREE; and

(B) the number of students who:

(i) began the reporting year in a cohort that expects to graduate during a future reporting year; and

(ii) graduate during the current reporting year.

STEP FIVE: Subtract from the sum determined under STEP FOUR the number of students who have left the cohort for any of the following reasons:

(A) Transfer to another public or nonpublic school.

(B) Removal by the student's parents under IC 20-8.1-3-34 to provide instruction equivalent to that given in the public schools.

(C) Withdrawal because of a long term medical condition or death.

(D) Detention by a law enforcement agency or the department of correction.

(E) Placement by a court order or the division of family and children.

(F) Enrollment in a virtual school.

(G) Graduation before the beginning of the reporting year.

(H) Students who have attended school in Indiana for less than one (1) year and whose location cannot be determined.

(I) Students who cannot be located within the boundaries of the school corporation and have been reported to the Indiana clearinghouse for missing and exploited children.

STEP SIX: Determine the total number of students who have graduated during the current reporting year.

STEP SEVEN: Divide:

(A) the number determined under STEP SIX; by

(B) the remainder determined under STEP FIVE.

(Indiana State Board of Education; 511 IAC 6.2-2.5-9)

SECTION 3. 511 IAC 6.2-7-8, AS ADDED AT 27 IR 165, SECTION 5, IS AMENDED TO READ AS FOLLOWS:

511 IAC 6.2-7-8 Other indicators

Authority: IC 20-1-1-6; IC 20-1-1.2-18; IC 20-10.2-7-1

Affected: IC 20-10.2

Sec. 8. The following other academic indicators are established for the purposes described in section 5 of this rule:

(1) For high schools, graduation rate, as determined under:

(A) 511 IAC 6.1-1-2, for classes of students who graduate prior to the 2005-2006 school year; and

(B) 511 IAC 6.2-2.5-9, for classes of students who expect to graduate in the 2005-2006 school year and subsequent school years;

that increases toward a rate of ninety-five percent (95%).

(2) For elementary and middle schools, attendance rate as determined under 511 IAC 1-3-3, that increases toward a rate of ninety-five percent (95%).

(Indiana State Board of Education; 511 IAC 6.2-7-8; filed Aug 26, 2003, 4:15 p.m.: 27 IR 165)

Notice of Public Hearing

Under IC 4-22-2-24, notice is hereby given that on December 4, 2003 at 9:00 a.m., at the Department of Education, 151 West Ohio Street, James Whitcomb Riley Conference Room, Indianapolis, Indiana the Indiana State Board of

Education will hold a public hearing on proposed amendments to bring the school accountability system into alignment with the federal No Child Left Behind Act of 2001 and, effective for the class of students expected to graduate in the 2005-2006 school year, to amend and add a definition of "graduation rate". Copies of these rules are now on file at 229 State House and Legislative Services Agency, One North Capitol, Suite 325, Indianapolis, Indiana and are open for public inspection.

Suellen Reed
Superintendent of Public Instruction
Indiana State Board of Education