

**Arkansas Department of Education
Rules Governing the Monitoring of Arkansas Comprehensive
School Improvement Plans (ACSIP)
May 2016**

1.00 — Regulatory Authority

- 1.01 — These Rules shall be known as the Arkansas Department of Education Rules Governing the Monitoring of Arkansas Comprehensive School Improvement Plans.
- 1.02 — The State Board of Education promulgates these Rules pursuant to Ark. Code Ann. §§ 6-15-424, 6-15-426, 6-20-2301 *et seq.*, and 10-3-2101 *et seq.*, and Act 841 of 2015.

2.00 — Purpose

- 2.01 — To expand the monitoring process to include a comprehensive compliance review of the development and implementation of educational strategies, assessment, academic accountability and resources as outlined in public schools' and public school districts' Arkansas Comprehensive School Improvement Plan (ACSIP).
- 2.02 — To monitor the use of "Instructional Facilitators" in school improvement plans.
- 2.03 — To ensure compliance with federal and state law and State Board of Education policies.
- 2.04 — To provide technical assistance for program improvement.

3.00 — Definitions

For the purpose of this Rule:

- 3.01 — "Alternative Learning Environment (ALE)" — A student intervention program in compliance with Ark. Code Ann. §§ 6-18-508 and 6-18-509 that seeks to eliminate traditional barriers to student learning.
- 3.02 — "Arkansas Comprehensive Assessment Program" — The testing component of the Arkansas Comprehensive, Testing, Assessment and Accountability Program, which shall consist of developmentally appropriate assessments as required by the State Board of Education, or other assessments which are based on researched best practices as determined by qualified experts which would be in compliance with federal and state law, End-of-Course tests for designated grades and content areas, and the high school literacy test.

- 3.03 ~~“Arkansas Comprehensive Testing, Assessment and Accountability Program” — A comprehensive system that focuses on high academic standards, professional development, student assessments, and accountability for all schools.~~
- 3.04 ~~“Arkansas Comprehensive School Improvement Plan (ACSIP)” — A plan developed by a local school team based on an analysis of student performance data and other relevant data that provides a plan of action to address deficiencies in student performance and any academic achievement gap as evidenced in the Arkansas Comprehensive Assessment Program as defined in Section 3.02. This plan shall be reviewed annually and monitored at least every two years. Additionally, this plan shall become the application for all instructional federal programs as administered by the Arkansas Department of Education.~~
- 3.05 ~~“Board” — The Arkansas State Board of Education.~~
- 3.06 ~~“Compliance” — Documentation that the district adheres to applicable statutes and regulations.~~
- 3.07 ~~“Department” — The Arkansas Department of Education.~~
- 3.08 ~~“District Improvement Plan” — A compilation of the individual school improvement plans which align the district’s resources to meet the needs of the individual schools’ plans. The main focus of the district improvement plan shall be to ensure that all students have an opportunity to demonstrate proficiency on all portions of state-mandated assessments.~~
- 3.09 ~~“English Language Learners (ELL)” — Students identified by the State Board of Education (Board) as not proficient in the English language based upon approved English proficiency assessment instruments administered annually in the fall of the current school year, which assessments measure oral, reading, and writing proficiency.~~
- 3.10 ~~“Instructional Facilitator” — An individual holding a valid Arkansas teacher’s license meeting the criteria for a highly qualified teacher who facilitates continuous improvement in classroom instruction by providing instructional support to teachers in the elements of research-based instruction and by demonstrating the alignment of instruction with curriculum standards and assessment tools; develops instructional strategies; develops and implements training; chooses standards-based instructional materials; provides teachers with an understanding of current research; integrates technology into instruction; assists in the implementation of the components of the Arkansas Comprehensive School Improvement Plan (ACSIP).~~
- 3.11 ~~“Interventions” — Research-based programs, initiatives, or strategies designed to address the student academic, behavioral and social needs identified in the data analysis.~~

- ~~3.12 “Monitoring” The process of collecting information from schools and school districts to:~~
- ~~3.12.1 Determine compliance with the implementation of school improvement plans, promote collaborative planning and budgeting, and provide technical assistance for program improvement; and~~
 - ~~3.12.2 Examine in-class practice and student learning results as identified by school improvement plans to determine the impact of school programs and activities.~~
- ~~3.13 “National School Lunch Students” Those students, defined by Ark. Code Ann. § 6-20-2303(12)(A), from low socio-economic backgrounds as indicated by eligibility for free or reduced-priced meals under the National School Lunch Act as determined on October 1 of the previous school year.~~
- ~~3.14 “Professional Development” A coordinated set of planned learning activities for school teachers and administrators that are based on research, are standards-based and continuous.~~
- ~~3.14.1 Professional development shall result in individual, school-wide, and district-wide improvement designed to ensure that all students demonstrate proficiency in the state academic standards.~~
- ~~3.15 “Program” Any or all of the districts sponsored or district-supported educational opportunities for students, either within or beyond the school day.~~
- ~~3.16 “Public School District/Public School” Those school districts and schools (including open-enrollment charter schools) created pursuant to Title 6 of the Arkansas Code and subject to the Arkansas Comprehensive Testing, Assessment and Accountability Program except specifically excluding those schools or educational programs created by or receiving authority to exist pursuant to Ark. Code Ann. §§ 6-15-501, 9-28-205, and 12-29-301 through 12-29-310, or other provisions of Arkansas law.~~
- ~~3.17 “School Improvement” The initial classification applied to a school that fails to meet adequate yearly progress for two successive years.~~
- ~~3.18 “School Year” The year beginning July 1 of one calendar year and ending June 30 of the next calendar year.~~

~~4.00 Arkansas Comprehensive School Improvement Plan~~

- ~~4.01 Each public school or school district shall develop and file with the Department, by a deadline date established by the Department, an Arkansas Comprehensive School Improvement Plan (ACSIP) focused on student achievement.~~

- ~~4.02—The purpose of ACSIP is to provide equal opportunity for all students, including identifiable subgroups, to meet the expected performance levels established by the Board on all State assessments. The plan:~~
- ~~4.02.1 Identifies a challenging set of goals and sets forth actions that will be taken to achieve the goals. It specifies the responsibilities of the school district and its schools. The plan includes periodic benchmarks, measurements processes, and evaluation protocols.~~
 - ~~4.02.2 Is based on an analysis of data produced by the Arkansas Comprehensive Testing Program and other reliable measures of student learning to determine classroom, school, and school district academic performance.~~
 - ~~4.02.3 Includes the public school's or school district's general description of the use of categorical funding for:

 - ~~(A) Alternative Learning Environments (ALE);~~
 - ~~(B) Professional Development;~~
 - ~~(C) English Language Learners (ELL); and~~
 - ~~(D) National School Lunch Students.~~~~
 - ~~4.02.4 Outlines a process for evaluating the effectiveness of the strategies and activities indicated in the plan.~~
 - ~~4.02.5 Includes a cross section of teachers, experts, parents and other stakeholders as plan developers.~~
- ~~4.03—An improvement plan is subject to annual review.~~
- ~~4.04—Any public school or school district classified as in school improvement under Ark. Code Ann. § 6-15-425 shall develop and file with the Department a revised comprehensive school improvement plan each year, meeting the requirements of this section and containing any additional requirements determined necessary by the department to ensure that all students in the public school or school district have an opportunity to demonstrate proficiency on all portions of the state-mandated assessments.~~
- ~~4.05—The district has the primary responsibility for ensuring that the school in school improvement receives technical assistance as it develops or —revises its school plan and throughout the plan's implementation.~~
- ~~4.06—Technical assistance for a school identified for improvement must focus on strengthening and improving the school's instructional program. Specifically, the district must ensure that the school in need of improvement receives technical assistance based on scientifically based research in the following areas:~~
- ~~(A) —Assessment and Data Analysis: including purposes and use of data;~~
 - ~~(B) —Identification and Implementation of Strategies; and~~
 - ~~(C) —Budget Analysis.~~

~~4.07 At the end of each school year, the school district shall evaluate the implementation and impact of programs (interventions or actions) included in the comprehensive school improvement plan to ensure that the programs are providing intervention and prevention services designed to increase student achievement.~~

~~4.08 Evaluation results must be included in the comprehensive school improvement plan for the following year.~~

5.00 Comprehensive Monitoring

~~5.01 The Department shall periodically monitor public schools' and school districts' compliance regarding its comprehensive school improvement plans. A team of reviewers shall conduct a comprehensive site visit to those schools classified as in school improvement under Ark. Code Ann. § 6-15-425 to:~~

~~5.01.1 Determine whether the evaluation conducted by the public school or school district under Section 4.07 of this Rule was conducted properly;~~

~~5.01.2 Assess the areas in which the public school or school district needs to revise its plan;~~

~~5.01.3 Review the school/district's performance during the preceding two years, including the documented academic performance of its students;~~

~~5.02 As part of the monitoring process under this Section 5.00, the Department shall evaluate the research cited by the public school or school district in its comprehensive school improvement plan in support of the proposed interventions and actions to assess its independence and empirical support for the effectiveness of the program.~~

~~5.03 The Department shall use the information obtained through monitoring comprehensive school improvement plans under this section to:~~

~~5.03.1 Determine the compliance of the public school or school district with the provisions of this section; and~~

~~5.03.2 Evaluate whether the assessment conducted by the public school or school district under this section was conducted properly, and assess the areas in which the public school or school district needs to revise its plan.~~

~~5.04 Make recommendations regarding the review findings for the purpose of improving educational practices beyond the level of minimum compliance to foster practices of continuous improvement.~~

FINANCIAL IMPACT STATEMENT

PLEASE ANSWER ALL QUESTIONS COMPLETELY

DEPARTMENT Arkansas Department of Education

DIVISION Public School Accountability

PERSON COMPLETING THIS STATEMENT Courtney Salas-Ford

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To comply with Ark. Code Ann. § 25-15-204(e), please complete the following Financial Impact Statement and file two copies with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE	<ol style="list-style-type: none">1. ADE Rules Governing the Arkansas Educational Support and Accountability Act (AESAA)2. REPEAL – ADE Rules Governing the Monitoring of Arkansas Comprehensive School Improvement Plans3. REPEAL – ADE Rules Governing Access to Public School Information on Arkansas Comprehensive School Improvement Plans4. REPEAL – ADE Rules Governing the Arkansas Comprehensive Testing, Assessment and Accountability Program (ACTAAP) and the Academic Distress Program5. REPEAL – ADE Rules Governing the Assessment Scores for Students Attending the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas
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| 1. Does this proposed, amended, or repealed rule have a financial impact? | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| 2. Is the rule based on the best reasonably obtainable scientific, technical, economic, or other evidence and information available concerning the need for, consequences of, and alternatives to the rule? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |
| 3. In consideration of the alternatives to this rule, was this rule determined by the agency to be the least costly rule considered? | Yes <input checked="" type="checkbox"/> | No <input type="checkbox"/> |

If an agency is proposing a more costly rule, please state the following:

(a) How the additional benefits of the more costly rule justify its additional cost;

(b) The reason for adoption of the more costly rule;

(c) Whether the more costly rule is based on the interests of public health, safety, or welfare, and if so, please explain; and;

(d) Whether the reason is within the scope of the agency's statutory authority; and if so, please explain.

4. If the purpose of this rule is to implement a federal rule or regulation, please state the following:

(a) What is the cost to implement the federal rule or regulation?

Current Fiscal Year

General Revenue	_____
Federal Funds	_____
Cash Funds	_____
Special Revenue	_____
Other (Identify)	_____
Total	_____

Next Fiscal Year

General Revenue	_____
Federal Funds	_____
Cash Funds	_____
Special Revenue	_____
Other (Identify)	_____
Total	_____

(b) What is the additional cost of the state rule?

Current Fiscal Year

General Revenue	0
Federal Funds	0
Cash Funds	0
Special Revenue	0
Other (Identify)	0
Total	0

Next Fiscal Year

General Revenue	0
Federal Funds	0
Cash Funds	0
Special Revenue	0
Other (Identify)	0
Total	0

5. What is the total estimated cost by fiscal year to any private individual, entity and business subject to the proposed, amended, or repealed rule? Identify the entity(ies) subject to the proposed rule and explain how they are affected.

Current Fiscal Year

\$ 0

Next Fiscal Year

\$ 0

6. What is the total estimated cost by fiscal year to state, county, and municipal government to implement this rule? Is this the cost of the program or grant? Please explain how the government is affected.

Current Fiscal Year

\$ 0

Next Fiscal Year

\$ 0

7. With respect to the agency's answers to Questions #5 and #6 above, is there a new or increased cost or obligation of at least one hundred thousand dollars (\$100,000) per year to a private individual, private entity, private business, state government, county government, municipal government, or to two (2) or more of those entities combined?

Yes ☐ No ☒

If YES, the agency is required by Ark. Code Ann. § 25-15-204(e)(4) to file written findings at the time of filing the financial impact statement. The written findings shall be filed simultaneously with the financial impact statement and shall include, without limitation, the following:

- (1) a statement of the rule's basis and purpose;
- (2) the problem the agency seeks to address with the proposed rule, including a statement of whether a rule is required by statute;
- (3) a description of the factual evidence that:
 - (a) justifies the agency's need for the proposed rule; and
 - (b) describes how the benefits of the rule meet the relevant statutory objectives and justify the rule's costs;
- (4) a list of less costly alternatives to the proposed rule and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (5) a list of alternatives to the proposed rule that were suggested as a result of public comment and the reasons why the alternatives do not adequately address the problem to be solved by the proposed rule;
- (6) a statement of whether existing rules have created or contributed to the problem the agency seeks to address with the proposed rule and, if existing rules have created or contributed to the problem, an explanation of why amendment or repeal of the rule creating or contributing to the problem is not a sufficient response; and
- (7) an agency plan for review of the rule no less than every ten (10) years to determine whether, based upon the evidence, there remains a need for the rule including, without limitation, whether:
 - (a) the rule is achieving the statutory objectives;
 - (b) the benefits of the rule continue to justify its costs; and
 - (c) the rule can be amended or repealed to reduce costs while continuing to achieve the statutory objectives.