

~~Arkansas Department of Education
Rules Governing the Assessments Scores for Students Attending the Arkansas School for
Mathematics, Sciences and the Arts of the University of Arkansas
August 2006~~

1.0 — Regulatory Authority

1.01 — ~~These Rules shall be known as the Arkansas Department of Education Rules Governing the Assessment Scores of Students attending the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas.~~

1.02 — ~~The State Board of Education promulgated these Rules pursuant to the implementation of Ark. Code Ann. §§ 6-11-105 and 6-15-439 and Act 2253 of the Regular Session of 2005.~~

2.0 — Purpose of Rules

2.01 — ~~To develop reporting procedures on student achievement designed to track and report the results of assessments taken by students attending the Arkansas School for Mathematics, Sciences, and the Arts of the University of Arkansas to the public school districts that the student attended immediately prior to transferring to the Arkansas School for Mathematics, Sciences and Arts of the University of Arkansas.~~

3.0 — Definition for the Purpose of these Rules, the following terms mean:

3.01 — ~~“Arkansas Comprehensive Assessment Program” means the testing component of Arkansas Comprehensive, Testing, Assessment and Accountability Program, which shall consist of developmentally appropriate assessments for kindergarten, Grades one and two, national norm referenced tests in Grades 3 through 9, any other assessments as required by the State Board of Education, criterion referenced tests for Grades 3 through 8, 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;~~

3.02 — ~~“Arkansas Comprehensive, Testing, Assessment and Accountability Program” (ACTAAP) means a comprehensive system that focus on high academic standards, professional development, student assessments, and accountability for all schools;~~

3.03 — ~~“Criterion Referenced Test (CRT)” an assessment required by state statute, rule and regulation which is designed by the State to measure student performance/achievement on the State’s Academic Content Standards;~~

- ~~3.04 — “Norm Referenced Test (NRT)” — an assessment required by state law rule or regulation to measure the performance/achievement of Arkansas students relative to the achievement of students who comprised the norm or standardization group for a particular commercial instrument;~~
- ~~3.05 — “Secure Examination or Assessment” — an assessment instrument, materials or other student achievement evaluation method required by State statute, rule or regulation that is administered to assess student performance or achievement and takes place on the dates specified on the testing/assessment calendar developed by the Commissioner of the Department.~~

~~4.0 — Transmittal of Assessment Scores~~

- ~~4.01 — Secure assessment scores under the Arkansas Comprehensive, Testing, Assessment, and Accountability Program for assessments taken by students attending the Arkansas School for Mathematics, Sciences, and the Arts of the University of Arkansas shall be made available to school officials and the local school district the student last attended prior to attending the Arkansas School for Mathematics and Sciences and the Arts of the University of Arkansas for educational purposes only.~~
- ~~4.02 — Beginning with the 2006-2007 school year, the assessment scores under the Arkansas Comprehensive, Testing, Assessment and Accountability Program for assessments taken by students attending the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas shall be sent to the public school district the student attended immediately prior to transferring to the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas, with copies made available to the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas and shall be included and credited to the NCLB, AYP and other reports of the school district the student attended immediately prior to transferring the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas.~~

~~5.0 — Identification and Reporting Process for Assessment Scores of Students Attending the Mathematics and Science School~~

- ~~5.01 — The Arkansas School for Mathematics and Sciences and the Arts of the University of Arkansas shall report the name and assessment scores under ACTAAP, of each individual student to the local school district the student attended immediately prior to transferring to the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas.~~
- ~~5.02 — Upon request of ACTAAP assessment scores, the Arkansas School for Mathematics and Sciences and the Arts of the University of Arkansas shall immediately release all ACTAAP assessment scores to the local school district the student attended~~

~~immediately prior to attending the Arkansas School for Mathematics and Sciences and the Arts of the University of Arkansas.~~

~~5.03—The Arkansas School for Mathematics, Science and Arts of the University of Arkansas shall report to the Office of Public School Academic Accountability the name of each student, and the name of the school district the student attended immediately prior to transferring to the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas no later than December 15 of each school year.~~

~~5.04—Due to confidentiality of individual student achievement scores ACTAAP, the Arkansas Department of Education shall make available on a website only the aggregate assessment scores of students attending the Arkansas School for Mathematics, Sciences and the Arts of the University of Arkansas to appropriate school officials in local school districts and at the Arkansas School for Mathematics, Sciences, and Arts of the University of Arkansas.~~

~~5.05—The Arkansas School for Mathematics and Sciences and the Arts of the University of Arkansas shall report the name of each individual student to the local school district the student attended immediately prior to transferring to the Arkansas School for Mathematics and Sciences and the Arts of the University of Arkansas and is entitled to request and receive ACTAAP assessment scores for that student from the local school district for school years prior to attending the Arkansas School for Mathematics and Sciences and the Arts of the University of Arkansas.~~

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**
1. ADE Rules Governing the Arkansas Educational Support and Accountability Act (AESAA)
 2. REPEAL – ADE Rules Governing the Monitoring of Arkansas Comprehensive School Improvement Plans
 3. REPEAL – ADE Rules Governing Access to Public School Information on Arkansas Comprehensive School Improvement Plans
 4. REPEAL – ADE Rules Governing the Arkansas Comprehensive Testing, Assessment and Accountability Program (ACTAAP) and the Academic Distress Program
 5. 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 No
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 No
3. In consideration of the alternatives to this rule, was this rule determined by the agency to be the least costly rule considered? Yes No

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;
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- (b) The reason for adoption of the more costly rule;
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- (c) Whether the more costly rule is based on the interests of public health, safety, or welfare, and if so, please explain; and;
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- (d) Whether the reason is within the scope of the agency’s statutory authority; and if so, please explain.
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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

Next Fiscal Year

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

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

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

Current Fiscal Year

Next Fiscal Year

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

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

Next Fiscal Year

\$ 0 _____

\$ 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

Next Fiscal Year

\$ 0 _____

\$ 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.