



## Early Childhood, Special Education, and Title Services

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Special Education Services: Phone 785-291-3097 ★ FAX 785-296-6715

Title Services: Phone 785-296-3069 ★ FAX 785-296-5867

### Notice of Intent to Submit Title I Waiver Request

The Kansas Department of Education intends to request from the U.S. Department of Education (ED) a waiver on behalf of USD 202 Turner School District. The request is to waive Title I, Part A, Subpart 1, Section 1111(a)(3)(A) and Section 1116(a)(1)(A) of the Elementary and Secondary Education Act (ESEA) to permit this districts the use of the ASPIRE by ACT and the ACT assessments in place of state assessments and to use the results from those assessments in accountability decisions for the 2013-2014 school year.

The Kansas Department of Education (KSDE) is soliciting comments– both supporting and non-supporting – on the waiver below. All comments submitted during the comment period will be read and taken into consideration. Providing comments to the KSDE does not guarantee all comments will be implemented.

This notice meets the notification requirements under Section 9401(b)(3)(A)(i) of the Elementary and Secondary Education Act. **Districts and the public are invited to submit written comments to the KSDE no later than 5:00 PM (CDT) on June 10, 2013.** After that date, the KSDE will submit those comments to the ED. Submit written comments to Norma Cregan at [SESPublicComments@ksde.org](mailto:SESPublicComments@ksde.org) or via fax at 785-296-5867.

Following is the text of the waiver:

*Kansas is requesting a waiver from the US Department of Education (ED) on behalf of USD 202 Turner Public Schools. This request is to waive Title I, Part A, Subpart 1, Section 1111(a)(3)(A) and Section 1116(a)(1)(A) of the Elementary and Secondary Education Act (ESEA) to permit this district to administer the ACT and the ASPIRE by ACT in place of state reading, mathematics and science assessments and to use the results from those assessments in accountability decisions for the 2013-2014 school year.*

*The Kansas State Board of Education and I, as Commissioner of Education, are in favor of the districts' request for a waiver from some of the accountability and assessment requirements in Title I Part A of the Elementary and Secondary Education Act. By approving the waiver request, we believe that USD 202 Turner will continue implementing a model of assessment and accountability that will have students who are college and career-ready by the time they graduate from high school.*

### **USD 202 Turner Public Schools Proposed Assessments**

Content	Type of Assessment	Applicable Grades	Comments
Reading & Math	ACT ASPIRE	Grades 3-8	
	ACT	Grade 11	
	Kansas Alternate Assessment (1%)	Grades 3-8, 11	As appropriate for students with disabilities

<i>Science</i>	<i>ACT ASPIRE</i>	<i>Grades 4 and 7</i>	
	<i>ACT</i>	<i>Grade 11</i>	
	<i>Kansas Alternate Assessment (1%)</i>	<i>Grades 4 and 7, 11</i>	<i>As appropriate for students with disabilities</i>

*The Kansas State Department of Education staff will work with this district to ensure that their students are assessed and the district and their schools are held accountable for students learning and meeting higher standards. KSDE will include the assessment results from the ACT and the ASPIRE in the accountability calculations using the new annual measurable objectives (AMOs) in the recently approved Kansas ESEA Flexibility Request.*

*KSDE will continue to use the scores that were established by ACT as predictive of earning a B or higher in corresponding credit-bearing college coursework, and with respect to the Explore, achievement levels indicating a student is on track to meet ACT achievement level as Meets Standard (proficient) in the calculations. Scores below a B on the indicated achievement levels are included as Approaches Standard (below proficient) in the new AMO calculations for reducing the percent of non-proficient students.*

*The Kansas State Department of Education staff notified this district of the State's intent to submit a waiver request to the US Department of Education on their behalf following the June 11, 2013 State Board meeting. Kansas provided notice and information regarding the waiver request to the public in the manner in which Kansas customarily provides such notice by publishing it on the department's Federal Programs website at <http://www.ksde.org/Default.aspx?tabid=121>. Written comments will be accepted through June 10, 2013. Any comments received will be shared with the US Department of Education.*