

## Changes in AYP as a Result of New Regulations for Race and Ethnicity Data

The U.S. Department of Education released new regulations regarding the collection and reporting of data on race and ethnicity. Kansas will be implementing these new regulations with the 2009-2010 school year. Districts will collect a student's race and ethnicity information with a 2-part question:

1. Is this student Hispanic/Latino? (Yes or No is the response.)
2. What is the student's race? Choose one or more of the following: American Indian or Alaska Native, Asian, Black or African American, Native Hawaiian or Other Pacific Islander, or White.

The changes resulting from these regulations will impact the Adequate Yearly Progress (AYP) calculations. Following is information specific to AYP as approved by the Kansas State Department of Education's Accountability Governance Board:

1. What affect will the new regulations have on race and ethnicity on adequate yearly progress (AYP)?
  - Asian and Native Hawaiian or Other Pacific Islander will be two separate student groups. One group will be "Asian" and the one will be "Pacific Islander."
  - Students who mark "YES" on the Hispanic/Latino will only be included in the Hispanic student group. They will not be included in any racial groups for AYP.
  - Students who respond "NO" to the Hispanic/Latino question will be included in a racial group. If they identify with more than one racial group, they will be included in the "Multi-Racial" group.
  - The "Multi-Ethnic" student group will be re-named "Multi-Racial" as Hispanic is the only ethnic group. The other options are all racial categories.
2. When will the changes affect AYP?
  - The AYP calculations beginning with 2009-2010 will reflect the new race and ethnicity data changes.
3. How many students does one need in order to have a student group for AYP?
  - The race/ethnicity regulations do not affect the student group size. Any time there are at least 30 students in a particular group, AYP is calculated for that group.
4. What happens if a school has a group this year but didn't have one last year? How does this affect safe harbor calculations?
  - Again, the new race/ethnicity regulations do not affect this. If a school or district has a student group for which safe harbor applies and there was no such student group in the prior year, the safe harbor calculations use whatever number of students in the previous year were in that group even if it was less than 30.
5. If, as a result of the transition to the new regulations, a school or district has an issue with the AYP determinations, may a district file an appeal?
  - If appropriate, a district may file an appeal based on statistical error. To determine if the appeal is appropriate, the district should communicate with KSDE staff prior to submitting an appeal.