

3301-102-08 **Expected gains in student achievement.**

(A) The following terms are defined as they are used in this rule:

- (1) "Academic year" has the same meaning as fiscal year as defined by the Revised Code;
- (2) "Community school" has the same meaning as defined in paragraph (D) of rule 3301-102-02 of the Administrative Code;
- (3) "Department" means Ohio department of education;
- (4) "EMIS (educational management information system)" has the same meaning as defined in section 3301.0714 of the Revised Code;
- (5) "IEP (individualized education program)" has the same meaning as defined in section 3323.01 of the Revised Code;
- (6) "Nationally normed achievement assessments" are those standardized tests with results designed to compare the achievement of children within the same grade assignment.
- (7) "Sponsor" has the same meaning as defined in paragraph (Q) of rule 3301-102-02 of the Administrative Code.

(B) Administration, participation, and reporting requirements:

- (1) Community schools that meet the requirements established under division (A) of section 3314.35 of the Revised Code shall administer reading and mathematics assessments approved by the department to measure the academic progress made by students during the academic year;
- (2) A list of approved assessments and a description of the process for selecting assessments for the department's list of approved assessments, including the criteria for determining the inclusion or exclusion of an assessment is available through the department's website at <http://www.ode.state.oh.us/curriculum-assessment/Assessment/>;
- (3) The assessment shall be administered to all students in grades one through twelve who are enrolled in the same community school during both the fall and spring testing period in the academic year;
- (4) The same assessment shall be administered in both the fall and spring according to the time frame established by the vendor, except that whenever possible, a different form of the same assessment shall be used in the fall and spring;
- (5) The same grade level assessment that is administered to a student in the fall shall also be administered to that student in the spring;

- (6) Community schools that administer the assessments required by division (A) of section 3314.35 of the Revised Code shall be responsible for all costs associated with the assessments;
- (7) Community schools shall allow for, or provide, any accommodations specified in the student's IEP;
- (8) Community schools shall allow the use of an alternate assessment for eligible students in accordance with the student's IEP and the guidelines established by the department's office of exceptional children available at [http://www.ode.state.oh.us/proficiency/Alternate Assessment/](http://www.ode.state.oh.us/proficiency/Alternate%20Assessment/);
- (9) Community schools shall report the results of the assessments to the department in a manner prescribed by the department for all students required to participate in the assessment. Failure to submit test results by the deadline established under guidelines issued by the department (available at <http://www.ode.state.oh.us/>) shall result in a record with a score of zero as prescribed by division (E) of section 3314.36 of the Revised Code;
- (10) A student shall be considered to be making expected gains on the assessments administered in the fall and spring if the student maintains his/her percentile rank when comparing the student's fall and spring derived percentile ranks.
- (C) A community school is considered to be making the expected gains in its graduation rate if there is at least a ten per cent decrease in the percentage of the non-graduates compared to the previous year's rate of non-graduates or if the rate is at least ninety per cent.

Effective:

R.C. 119.032 review dates:

Certification

Date

Promulgated Under: 119.03
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