MEMORANDUM

TO: The Honorable Members of the State Board of Education

FROM: Janet Barresi

DATE: August 20, 2013

SUBJECT: Achieving Classroom Excellence (ACE) Appeal- Dismissal based upon verified evidence meeting the criteria for granting an exception to ACE graduation requirements.

On April 18th, 2012, Title 70 O.S. § 1210.523 E.1., was amended to read as follows:

70 O.S. § 1210.523
(E) (1) The State Board of Education shall adopt rules establishing an appeal process for students who have been denied a standard diploma by the school district in which the student is or was enrolled for failing to meet the requirements of this section. A student who has been denied a standard diploma by the school district in which the student is enrolled shall have thirty (30) days after denial of the standard diploma in which to file a petition for an appeal to the Board. The Board shall take action on a petition for an appeal no later than forty-five (45) days after receiving the petition.
Oklahoma Administrative Code 210: 10-13-16
(2) The State Board of Education shall appoint a committee consisting of employees of the State Department of Education to review the appeal and identify the basis for which the standard diploma was denied. The committee shall make a recommendation of action on the appeal to the State Board of Education based on the following criteria:
(A) Completion and scores of end-of-instruction (EOI) exams;
(B) Remediation and retests of end-of-instruction (EOI) exams;
(C) Completion and scores of Alternate tests approved by the State Board of Education;
(D) Completion of End of Course Projects approved by the State Board of Education;
(E) Completion or scores of alternative methods approved by the State Board of Education;
(F) The existence of an extenuating circumstance, as defined in section (a) of this rule;
(G) The availability of testing opportunities;
(H) Other methods identified by the student, which demonstrate mastery of state academic content standards, referenced in section (b) of this rule, not to include completion of the course;
(I) The exhaustion of reasonable alternative methods and exemptions and exceptions approved by the State Board of Education, including the existence of extenuating circumstances; and
(J) Whether action is appropriate based on the statutory language of 70 O.S. § 1210.523.
The ACE Appeal Committee is recommending dismissal of the following appeal application based upon verified evidence meeting the criteria contained in OAC 210:10-13-16.

OKC13-0006

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