

4 AAC 04.205 (e) is repealed:

(e) Repealed 10/9/2016.

4 AAC 04.205 (f) is repealed:

(f) Repealed 10/9/2016. (Eff. 4/20/97, Register 142; am 2/16/2013, Register 205; am 10/9/2015, Register 216; am 10/9/2016, Register 220)

**Authority:** AS 14.03.015 AS 14.07.060 AS 14.02.020  
AS 14.07.020 AS 14.20.010

4 AAC 19.010 (e) is repealed:

(e) Repealed 10/9/2016.

4 AAC 19.010 (f) is repealed:

(f) Repealed 10/9/2016.

4 AAC 19.010 (g) is amended to read:

(g) A teacher, administrator, or special service provider who receives a performance evaluation rating of unsatisfactory on one or more of the content standards [OR IN THE CASE OF TEACHERS AND ADMINISTRATORS, THE DISTRICT'S STANDARD FOR STUDENT LEARNING DATA] has not met the district performance standards for purposes of AS 14.20.149(b)(6), (e), or (f).

(Eff. 8/30/75, Register 55; am 2/16/2013, Register 205; am 10/9/2015, Register 216; am 9/29/2016, Register 219; am 10/9/2016, Register 220)

**Authority:** AS 14.07.020 AS 14.07.060 AS 14.20.149

4 AAC 19.015 is repealed and readopted to read:

**4 AAC 19.015. Evaluation materials to be available.** (a) A district shall make available to the public by posting on the district's website the following items that the district uses in the evaluation of certificated employees:

(1) forms used to gather information from students, parents, and community members as described in AS 14.20.149(b)(7);

(2) standards developed under 4 AAC 04.205;

(3) policy and procedures developed under AS 14.20.149 and this chapter.

(b) The information included on the website must make clear how the district has considered information from students, parents, community members, classroom teachers, affected collective bargaining units, and administrators in the design of the district's certificated employee evaluation system, as required under AS 14.20.149.

(c) If a district does not maintain a website, the district must make available at each school site the information described in (a) and (b) of this section. (Eff. 9/2/2011, Register 199; am 10/9/2016, Register 220)

**Authority:** AS 14.07.020 AS 14.07.060 AS 14.20.149

4 AAC 19.030 (a) (5) is amended to read:

(5) shall provide the teacher, administrator, or special service provider being evaluated with a copy of **or access to** the draft evaluation at least 24 hours before the evaluation becomes final;

4 AAC 19.030 (b) is amended to read:

(b) In evaluating a teacher, administrator, or special service provider, a district may

(1) consider information, **including student learning data,** in addition to the information described in (a) of this section, if the additional information is relevant to the performance of the teacher, administrator, or special service provider on the performance standard **established by the district under 4 AAC 04.205(b)** [OR OTHER CRITERION UNDER EVALUATION];

(2) survey students, parents, community members, teachers, or administrators regarding the performance of a teacher, administrator, or special service provider;

(3) use a nationally recognized teacher, administrator, or special service provider evaluation framework approved by the department that aligns with the standards set out in 4 AAC 04.200;

(4) require a more experienced teacher to perform at a higher level than a teacher with less experience.

4 AAC 19.030 (d) is amended to read:

(d) A [NOT LATER THAN JULY 1, 2016, A] school district **may** [SHALL] adopt evaluation procedures that incorporate student learning data into the evaluation process. **If a district adopts** [IN ADOPTING] a process to incorporate student learning data, **the** [A] district shall confer with educators who teach a subject matter and grade level, or with groups of educators whose subject matters and grade levels are related, to identify appropriate student learning data for evaluating teachers in the subject matter and grade level. (Eff. 8/30/75, Register 55; am 1/12/83, Register 85; am 9/29/2005, Register 175; am 2/16/2013, Register 205; am 10/9/2015, Register 216; am 10/9/2016, Register 220)

**Authority:** AS 14.07.020 AS 14.07.060 AS 14.20.149

4 AAC 19.055 is amended to read:

**4 AAC 19.055. Reporting of evaluation results.** Beginning July 1, 2016, a district shall report to the department not later than September 15 of each calendar year on a form prescribed by the department

[(1) THE NUMBER AND PERCENTAGE OF TENURED AND NON-TENURED TEACHERS, ADMINISTRATORS, AND SPECIAL SERVICE PROVIDERS IN THE DISTRICT AT EACH OF THE PERFORMANCE LEVELS DESCRIBED IN 4 AAC 19.010(e) (1) AT THE END OF THE PRECEDING SCHOOL YEAR; AND

(2)] the number and percentage of tenured and non-tenured teachers, administrators, and special service providers in the district during the preceding school year who

(1) [(A)] exceeded the district's performance standards under AS 14.20.149 (b)(4);

(2) [(B)] were on a plan of improvement under AS 14.20.149(b)(6);

(3) [(C)] were receiving district support on a plan of professional growth under 4 AAC 19.010(h);

(4) [(D)] were non-retained under AS 14.20.175;

(5) [(E)] were dismissed under AS 14.20.170; or [.]

**(6) [(F)] were notified that their continued employment in the district was contingent on the implementation of a plan of improvement under AS 14.20.149 (b)(6) but resigned before the plan of improvement could begin [(f) WERE IDENTIFIED AS HAVING UNSATISFACTORY OR BASIC PERFORMANCE ON THEIR EVALUATION BY THE SCHOOL DISTRICT AND SUBSEQUENTLY RESIGNED].** (Eff. 2/16/2013, Register 205; am 10/9/2015, Register 216; am 10/9/2016, Register 220)

**Authority:** AS 14.07.020 AS 14.07.060 AS 14.20.149

4 AAC 19.099 (2) is amended to read:

(2) "measurement"

(A) means an assessment of student knowledge, understanding, or skill;

(B) includes an assessment that is not a standardized test; **and**

**(C) does not include the statewide assessments described in 4**

**AAC 06.737;**

4 AAC 19.099 (3) is repealed:

(3) repealed 10/9/2016;

4 AAC 19.099 (4) is repealed:

(4) repealed 10/9/2016;

4 AAC 19.099 (6) is repealed:

(6) repealed 10/9/2016;

4 AAC 19.099 (7) is amended to read:

(7) "student learning data"

[(A)] means [OBJECTIVE, EMPIRICAL, AND VALID] measurements of a student's growth in knowledge, understanding, or skill in a subject that occurred during the time the student was taught that subject by a teacher;

[(B) FOR AN ADMINISTRATOR OR FOR A TEACHER ON SPECIAL ASSIGNMENT, INCLUDES DATA SHOWING ONE OR MORE OF THE FOLLOWING CHANGES, IF RELATED TO THE EDUCATOR'S JOB DUTIES OR RESPONSIBILITIES:

(i) CHANGES IN PARTICIPATION RATES UNDER 4 AAC 06.820;

(ii) CHANGES IN GRADUATION RATES UNDER 4 AAC 06.825;

(iii) CHANGES IN STUDENT ATTENDANCE UNDER 4 AAC 06.895(i);]

4 AAC 19.099 (9) is repealed:

(9) repealed 10/9/2016. (Eff. 2/16/2013, Register 205; am 10/9/2015, Register 216; am 10/9/2016, Register 220)

**Authority:** AS 14.07.020 AS 14.07.060 AS 14.20.149