

4 AAC 06.078 is amended to read:

4 AAC 06.078. Alternative completion requirements; students with disabilities. (a) If the disability of a student precludes the taking of regular curricular offerings, a substitute course in the same subject area may be designed and provided as determined by the team that develops the individualized education program (IEP) set out in 4 AAC 52.140. A substitute course may be noted on the student transcript by a number code known only to the IEP team and institution offering the course. **A student taking a substitute course must take the state standards-based test described in 4 AAC 06.737.**

(b) If the disability of a student is so severe that substitute course offerings cannot be designed and provided, the student may be awarded a certificate of [ATTENDANCE OR] completion **or attendance**, based upon completion of the IEP **goals** or attendance **for at least four years of high** [AT]school [UNTIL AGE 22].

(c) In this section,

(1) "disability" means a condition described in the definition of "children with disabilities" at 4 AAC 52.990;

(2) "substitute course" means a course that is aligned to the grade level content standards in 4 AAC 04.140(a) and meets the state and district graduation requirements as specified in 4 AAC 06.075. (Eff. 12/13/87, Register 104; am 3/30/95, Register 133; am 5/15/2015, Register 214)

Authority: AS 14.07.020 AS 14.07.060

4 AAC 06.717(f) is repealed and readopted to read:

(f) The IEP team for a student with a significant cognitive disability may determine whether the student will take the assessment based on the IEP team's determination of whether the assessment supports the transitional plan in the student's IEP. If the student with significant cognitive disabilities takes the alternate assessment instead of the state standards-based assessment described in 4 AAC 06.737, the student is not eligible for a diploma under the *Participation Guidelines*. The student's college and career readiness assessment will be paid for under (c)(1) of this section. In this subsection,

(1) "IEP team" means the team described in 4 AAC 52.140(b)(3);

(2) "student with a significant cognitive disability" means a student described in 4 AAC 06.775(b). (Eff. 2/23/2008, Register 185; am 7/19/2009, Register 191; am 6/8/2011, Register 198; am 12/26/2014, Register 212; am 5/15/2015, Register 214)

Authority: AS 14.03.075 AS 14.03.123 AS 14.07.020

AS 14.07.060

The introductory language of 4 AAC 06.775(b) is amended to read:

(b) The commissioner shall select an alternate assessment for use in this state, to be known as the Alaska Alternate Assessment, for assessment of students with significant cognitive disabilities who are **not able to complete either regular curricular offerings or substitute courses under 4 AAC 06.078 that would lead to a diploma** [ON A TRACK TO RECEIVE A

CERTIFICATE OF ACHIEVEMENT UNDER AS 14.03.075, INSTEAD OF A DIPLOMA]. A student's eligibility for the Alaska Alternate Assessment shall be established in the student's IEP in accordance with the criteria in the *Participation Guidelines for Alaska Students in State Assessments*, adopted by reference in (a) of this section. Each district shall administer the Alaska Alternate Assessment to eligible students whenever it administers the state assessments described in 4 AAC 06.710. To obtain a proficiency level of advanced, proficient, below proficient, or far below proficient in

(Eff. 12/19/2002, Register 164; am 9/17/2004, Register 171; am 11/10/2005, Register 176; am 10/18/2007, Register 184; am 11/10/2007, Register 184; am 9/27/2008, Register 187; am 6/11/2010, Register 194; am 10/3/2011, Register 200; am 4/20/2012, Register 202; am 12/26/2014, Register 212; am 3/4/2015, Register 213; am 5/15/2015, Register 214)

Authority: AS 14.03.075 AS 14.07.060 AS 14.07.165

AS 14.07.020

4 AAC 06.790 is amended by adding new paragraphs to read:

(17) “certificate of completion” means a certificate earned by a student who

(A) is not able to complete regular courses or complete substitute courses under 4 AAC 06.078(a);

(B) takes the alternate assessment described in 4 AAC 06.775(b); and

(C) completes the IEP goals;

(18) “certificate of attendance” means a certificate earned by a student who

(A) is not able to complete regular courses or complete substitute courses under 4 AAC 06.078;

(B) takes the alternate assessment described in 4 AAC 06.775(b);
and

(C) completes at least four years of attendance in high school;

(19) “certificate of achievement” means a certificate earned by a student who has met all local graduation requirements but does not take one of the college and career readiness assessments and is therefore ineligible for a diploma. (Eff. 12/16/94, Register 132; am 3/3/2000, Register 153; am 12/19/2002, Register 164; am 9/17/2004, Register 171; am 8/15/2008, Register 187; am 6/30/2013, Register 206; am 12/26/2014, Register 212; am 5/15/2015, Register 214)

Authority: AS 14.03.075 AS 14.07.020 AS 14.07.060

Editor’s note: As of Register 151 (October 1999), the regulations attorney made technical revisions under AS 44.62.125(b)(c) to reflect the name change of the Department of Education to the Department of Education and Early Development made by ch. 58, SLA 1999, and the corresponding title change of the commissioner of education.

[AS OF REGISTER 197 (April 2011), THE REGULATIONS ATTORNEY MADE A TECHNICAL REVISION UNDER AS 44.62.125(b)(6), TO THE DEFINITION OF “NON STANDARDIZED HSGQE” IN 4 AAC 06.790.]