

4 AAC 06.840(k) and (l) are amended to read:

(k) If a district [THAT RECEIVES FUNDING UNDER 20 U.S.C. 6301—6339 (PART A OF TITLE I OF THE ELEMENTARY AND SECONDARY EDUCATION ACT)] is designated under 4 AAC 06.835(b) as level 3, the department will prepare to take corrective action in the district consistent with this subsection. If the district is designated as level 4, by the end of the school year in which the district receives the designation, the department will implement one or more of the following corrective actions in the district:

(1) defer programmatic funds or reduce administrative money provided to the district from federal sources;

(2) institute and implement a new curriculum based on state content standards adopted in 4 AAC 04.140 and performance standards adopted in 4 AAC 04.150, including the provision, for all relevant staff, of appropriate professional development that

(A) is grounded in scientifically-based research; and

(B) offers substantial promise of improving educational achievement for low-achieving students;

(3) [WORK WITH THE SCHOOL BOARD OF THE DISTRICT TO] replace the district personnel who are relevant to the district's receipt of the designation;

(4) [INITIATE PROCEDURES TO] remove schools from the jurisdiction of the district and provide alternative arrangements for public governance and supervision of these schools;

(5) in conjunction with at least one other action in this subsection

(A) authorize students to transfer from a school operated by the district to a higher-performing public school operated by another district; and

(B) provide to these students transportation, or the costs of transportation, to the other school;

(6) appoint a receiver or a trustee to administer the affairs of the district in place of the chief school administrator and school board.

(l) Following the audit process described in (j) of this section, or, if no audit has been conducted, before implementing corrective action in a district under (k) of this section, the department will give notice to the district regarding the possible corrective actions, if any, under consideration for the district. A district has 15 days after receipt of notice to submit comments and evidence to the department before corrective action is implemented. When determining the appropriate corrective action

under (k) of this section, the department will consider

(1) the results of any audit conducted under (j) of this section;

(2) the actions taken by the district to address the district's failure to demonstrate adequate yearly progress;

(3) the growth that the district has shown in the proficiency level of its students; [AND]

(4) the public interest; **and**

(5) comments and evidence submitted by the district. (Eff.

11/23/2003, Register 168; am 9/1/2006, Register 179; am __/__/2007, Register __)

Authority: AS 14.03.123 AS 14.07.060 AS 14.50.080

AS 14.07.020