

The introductory language of 4 AAC 09.160(a) is amended to read:

4 AAC 09.160. Fund balance. (a) All money in the year-end fund balance of a district's school operating fund are subject to the 10 percent limit described in AS 14.17.505(a) , except for money in the following six [five] categories:

4 AAC 09.160(a) is amended by adding a new paragraph to read:

(6) unexpended annual student allotment money as provided under AS 14.03.320(c).

(Eff. 12/13/87, Register 104; am 8/5/90, Register 115; am 6/19/2011, Register 198; am 3/6/2015, Register 213)

Authority: AS 14.03.320 AS 14.17.505 AS 14.17.920

4 AAC 33.421 is repealed and readopted to read:

4 AAC 33.421. Correspondence study program requirements. (a) An individual learning plan required under AS 14.03.300 must provide for

(1) monitoring of each student by the assigned certificated teacher; the monitoring must include at least monthly teacher-student or teacher-parent contact for a student who has obtained a proficiency level of below proficient or far below proficient on the most recent administration of the statewide standards-based assessments under 4 AAC 06.710 – 4 AAC 06.790 and quarterly reviews of a student's work or progress in the individual learning plan; the district must maintain a record of the contact required under this paragraph;

(2) a grade, or other determination that the student has met the standards for a course, determined and assigned by the certificated teacher who is responsible for the course; the

plan may provide for review and consideration of any recommendations submitted by the student or the student's parents;

(3) a transcript that includes the source of any course taken by the student that was not offered or approved by the governing body of the district, or, in the case of a program that is a charter school, by the charter school, and for which no public money was provided; the transcript must note whether the student's mastery of the content of the course was approved by the district as meeting a requirement for graduation; and

(4) a signed agreement between the assigned certificated teacher and at least one parent of each student that verifies that

(A) the student and parent have the same right to access the district appeal process as students and parents in the district's other programs; and

(B) the textbooks or other curriculum materials are appropriate for the student and the course of study is appropriate for the student as outlined in the individual learning plan.

(b) In addition to meeting the requirements set out in AS 14.03.300 and this section, an individual learning plan for a student who has obtained a proficiency level of below proficient or far below proficient on the most recent administration of the statewide standards-based assessments under 4 AAC 06.710 – 4 AAC 06.790 must identify strategies to move the student toward proficiency in the related subject.

(c) For each course offered for credit by the correspondence study program, the program shall assign a certificated teacher who has the primary responsibility for the course.

(d) In accordance with AS 14.07.050, AS 14.08.111(9), and AS 14.14.090(7), a correspondence study program that is not a charter school shall use curriculum materials,

including textbooks and other instructional aids, that have been approved by the district, are of the same quality as those materials that the district offers in the district's other programs, and are in compliance with AS 14.03.090 and AS 14.18.060. A program that is a charter school shall review and approve all curriculum materials for compliance with AS 14.03.090 and AS 14.18.060.

(e) An employee of the district, including a certificated staff member, may not advocate religious, partisan, sectarian, or denominational doctrine as part of the employee's instructional or other duties. Nothing in this subsection prevents a parent from providing supplemental instruction to the parent's own child using materials of the parent's choice, if the materials were not purchased with money provided by the department or district.

(f) The district shall require students to participate in the statewide student assessment program as required under 4 AAC 06.710 - 4 AAC 06.790. The correspondence study program shall

(1) provide for an ongoing assessment plan that includes statewide assessments required for public schools; and

(2) follow the requirements of 4 AAC 06.765 for test security, by

(A) providing a secure testing facility to administer all testing requirements of the assessment program; or

(B) entering into agreements with districts and schools where the testing is administered that allow correspondence study program students to participate in testing at that location.

(g) A district that offers a correspondence study program shall have an open enrollment policy for the program for the entire school year. However, a program that is a charter school may limit its enrollment in accordance with AS 14.03.265.

(h) A correspondence study program may not pay for or provide money for services or materials that do not reasonably relate to the delivery of the students' instructional needs. Textbooks, curriculum materials, school supplies, tutoring services, athletic equipment, and technology expenses may be approved by the certificated teacher who has primary responsibility for the course. Funding for other materials or services may be approved only by the correspondence program director or the director's trained designee, and the valid instructional purpose served by the expenditure must be noted in the student's individual learning plan. Business managers or other administrative personnel who are not certificated under 4 AAC 12.305 or 4 AAC 12.345 may process receipts, reimbursement requests, or other paperwork related to expenditures or fund account activity, but may not fulfill the responsibilities of certificated teachers, program directors, or trained designees as set out in this subsection.

(i) A correspondence study program, or a parent through a fund account under 4 AAC 33.422, may contract with a private individual to provide tutoring to a student in a subject described in 4 AAC 04.140, fine arts, music, or physical education, if

(1) the instruction is part of the student's individual learning plan under AS 14.03.300 and (d) of this section; and

(2) the tutor is not vested with the primary responsibility to plan, instruct, or evaluate the learning of the student in the subject. (Eff. 12/25/2002, Register 164; am 8/6/2004, Register 171; am 2/20/2005, Register 173; am 9/19/2008, Register 187; am 3/6/2015, Register ___)

Authority:	AS 14.03.090	AS 14.07.030	AS 14.14.090
	<u>AS 14.03.300</u>	AS 14.07.050	AS 14.17.430
	<u>AS 14.03.320</u>	AS 14.07.060	AS 14.30.010
	AS 14.07.020	AS 14.08.111	

4 AAC 33.422(a) is amended to read:

4 AAC 33.422. Fund accounts. (a) A correspondence study program may provide a fund account to the student's parents for the purpose of meeting instructional expenses for the student enrolled in the program. Expenditures from a fund account must be for the student's instructional needs as described **in** [on] the individual learning plan under AS 14.03.300 and 4 AAC 33.421(a) [4 AAC 33.421(d)].

4 AAC 33.422(a) is amended to read:

(c) A fund account may not be used to pay for any item or service excluded under **4 AAC 33.421(h)** [4 AAC 33.421[(g)].

4 AAC 33.422(e) is amended to read:

(e) If a correspondence study program provides for a fund account, the governing body of the district, or, in the case of a program that is a charter school, the charter school, **shall** [must] establish written standards, consistent with 4 AAC 33.405 - 4 AAC 33.490, on what constitutes appropriate and allowable expenditures of a fund account.

4 AAC 33.422(f) is amended to read:

(f) The district or charter school **shall** [must] approve all expenditures from the fund account under the written standards established by the district under (e) of this section. The

district's or charter school's approval process may include pre-authorization for items identified by the district in its written standards.

4 AAC 33.422 is amended by adding a new section to read:

(g) The district or charter school may not permit the transfer of money between student fund accounts except in the case of families with multiple students enrolled. (Eff. 8/6/2004, Register 171; am 9/19/2008, Register 187; am 3/6/2015, Register 213)

Authority: AS 14.03.320 AS 14.07.060 AS 14.17.430
AS 14.07.020 AS 14.08.101 AS 14.30.010
AS 14.07.030 [AS 14.14.110]

4 AAC 33.426(b) is amended to read:

(b) A district may waive the requirement of (a) of this section if the district determines that the student is a senior and needs less than 50 percent of the student's curriculum in core courses to qualify for high school graduation from the correspondence study program in which the student is enrolled. **A district shall waive the requirement of (a) of this section if the student obtained a proficiency level of advanced or proficient in English/language arts and mathematics as set out in 4 AAC 06.739(b) during the previous academic year.**

(Eff. 8/6/2004, Register 171; am 9/19/2008, Register 187; am 2/16/2013, Register 205; am 3/6/2015, Register 213)

Authority: AS 14.03.300 AS 14.07.060 AS 14.17.430
AS 14.07.020 AS 14.08.101 AS 14.30.010
AS 14.07.030 [AS 14.14.110]