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1 Introduced by Committee on Education

2 Date:

3 Subject: Education; _____

4 Statement of purpose of bill as introduced: This bill proposes to _____

5 **Issues Currently Under Discussion**

6 (highlighting = changes from draft 1.2)

7 **From the Agency of Education:**

8 Sec. 1. education quality standards (EQS) – *pages 2–5*

9 Secs. 2–3. online postsecondary degree programs – *pages 5–6*

10 Secs. 4–5. residency of students – state placed – *pages 6–8*

11 Secs. 6–22. CTE centers – technical correction language – *pages 8–26*

12 Sec. 24. educational support teams – *pages 27–28*

13 Sec. 26. sight and hearing testing equipment – *page 30*

14 **From the University of Vermont:**

15 Sec. 23. UVM Tuition – *page 26*

16 **From the VT-National Education Association:**

17 Sec. 25. Relicensing requirements – *page 29*

18 An act relating to making miscellaneous amendments and technical
19 corrections to education laws

20 It is hereby enacted by the General Assembly of the State of Vermont:

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* * * Education Quality Standards * * *

Sec. **1**. 16 V.S.A. § 165 is amended to read:

§ 165. ~~STANDARDS OF QUALITY FOR PUBLIC SCHOOLS~~
EDUCATION QUALITY STANDARDS; EQUAL EDUCATIONAL
OPPORTUNITIES; INDEPENDENT SCHOOL MEETING QUALITY
STANDARDS

(a) In order to carry out Vermont's policy that all Vermont children will be afforded educational opportunities that are substantially equal in quality, each Vermont public school, including each career technical center, shall meet the following ~~school~~ education quality standards:

(1) The school ~~shall~~, through a process including parents, teachers, students and community members, ~~develop, implement, and annually update a comprehensive action~~ develops, implements, and annually updates a continuous improvement plan to improve student performance within the school. The plan shall include goals and objectives for improved student learning and educational strategies and activities to achieve their goals. The plan shall also address the effectiveness of efforts made since the previous ~~action~~ continuous improvement plan to ensure the school maintains a safe, orderly, civil, and positive learning environment ~~which~~ that is free from harassment, hazing, and bullying. The school shall assess student performance

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1 under the plan using a method or methods of assessment developed under
2 subdivision 164(9) of this title.

3 (2) The school, at least annually, reports student performance results to
4 community members in a format selected by the school board. In the case of a
5 regional career technical center, the community means the school districts in
6 the service region. The school report shall include:

7 * * *

8 (C) information indicating progress toward meeting the goals of an
9 annual ~~action~~ continuous improvement plan;

10 * * *

11 (b) Every two years, the Secretary shall determine whether students in each
12 Vermont public school are provided educational opportunities substantially
13 equal to those provided in other public schools. If the Secretary determines
14 that a school is not meeting the education quality standards listed in subsection
15 (a) of this section or that the school is making insufficient progress in
16 improving student performance in relation to the standards for student
17 performance set forth in subdivision 164(9) of this title, he or she shall
18 describe in writing actions that a district must take in order to meet either or
19 both sets of standards and shall provide technical assistance to the school. If
20 the school fails to meet the standards or make sufficient progress by the end of

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1 the next two-year period, the Secretary shall recommend to the State Board one
2 or more of the following actions:

3 * * *

4 (e) If the Secretary determines at any time that the failure of a school to
5 meet the ~~school~~ education quality standards listed in subsection (a) of this
6 section is severe or pervasive, potentially results in physical or emotional harm
7 to students or significant deprivation of equal education opportunities, and the
8 school has either unreasonably refused to remedy the problem or its efforts
9 have proved ineffective, he or she may recommend to the State Board one or
10 more of the actions listed in subsection (b) of this section. The State Board
11 shall then follow the procedure of subsection (c) of this section.

12 (f) In order to be designated an independent school meeting school quality
13 standards, an independent school shall participate in the ~~school~~ education
14 quality standards process of subsection (b) of this section. An independent
15 school shall receive technical assistance in accordance with the provisions of
16 subsection (b), but shall not be subject to subdivisions (b)(2)-(4) of this
17 section. The school shall be an independent school meeting school quality
18 standards unless the State Board, after opportunity for hearing, finds that:

19 (1) the school has discontinued its participation in the ~~school~~ education
20 quality standards process; or

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1 (2) two or more years following a determination that the school is not
2 meeting the quality standards or that the school is making insufficient progress
3 in improving student performance, the school fails to meet the standards or
4 make sufficient progress toward meeting the standards.

5 * * * Online Postsecondary Degree Programs * * *

6 Sec. **2**. 16 V.S.A. § 176 is amended to read:

7 § 176. POSTSECONDARY SCHOOLS CHARTERED IN VERMONT

8 * * *

9 (d) Exemptions. The following are exempt from the requirements of this
10 section except for the requirements of subdivision (c)(1)(C) of this section:

11 (1) ~~Programs~~ Nondegree-granting and noncredit-granting programs of
12 education sponsored by a trade, labor, business, or professional organization
13 that are conducted solely for that organization's membership or for members of
14 the particular industries or professions served by that organization.

15 * * *

16 (m) Nothing in this chapter shall prohibit the State from participating in
17 any interstate reciprocity agreement for the purpose of authorizing online
18 postsecondary programs. For purposes of reciprocity between states for
19 institutional authorization, the Secretary shall investigate any complaints
20 related to Vermont institutions participating in a recognized interstate
21 reciprocity agreement.

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1 Sec. **3**. 16 V.S.A. § 176a(e) is amended to read:

2 (e) Exemptions. The following are exempt from the provisions of this
3 section:

4 (1) **Programs Nondegree-granting and noncredit-granting programs** of
5 education sponsored by a trade, labor, business, or professional organization
6 that are conducted solely for that organization's membership or for members of
7 the particular industries or professions served by that organization. **[for**
8 **consistency with amendment made to § 176]**

9 * * *

10 (6) Programs of education offered solely via the Internet or electronic
11 media, provided that the program's home state has entered into an interstate
12 reciprocity agreement with Vermont and the program:

13 (A) is a member in good standing of the agreement within the home
14 state; and

15 (B) has no "physical presence" in Vermont as that term is defined in
16 the agreement.

17 * * * Residency; Out-of-State Placement; Adoptions * * *

18 Sec. **4**. 16 V.S.A. § 1075(a) is amended to read:

19 (a) For the purpose of this title, except as otherwise set forth, the legal
20 residence or residence of a student shall be as follows:

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1 (1) in the case of a minor, legal residence is where his or her parents
2 reside, except that:

3 * * *

4 (B) if the minor is in the custody of a legal guardian or pre-adoptive
5 family appointed by a Vermont court or a court of competent jurisdiction in
6 another state, territory, or country, legal residence is where the guardian or pre-
7 adoptive family resides;

8 * * *

9 Sec. **5**. 16 V.S.A. § 11(28) is amended to read:

10 (28) "State-placed student" means:

11 (A) a Vermont student who has been placed in a school district other
12 than the district of residence of the student's parent, parents, or guardian or in
13 an approved residential facility by a Vermont state agency, a Vermont licensed
14 child placement agency, a designated community mental health agency, ~~or~~ any
15 other agency as defined by the Secretary, or by a court of competent

16 jurisdiction in another state, territory, or country; or

17 (B) a Vermont student who:

18 (i) is 18 years of age or older;

19 (ii) is living in a community residence as a result of placement by
20 a Vermont state agency, a Vermont licensed child placement agency, ~~or~~ a
21 designated community mental health agency, or by a court of competent

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1 jurisdiction in another state, territory, or country, and whose residential costs
2 are paid for in whole or in part by one of these agencies; and

3 (iii) resides in a school district other than the district of the
4 student's parent or parents; or

5 * * *

6 * * * Career Technical Centers * * *

7 Sec. **6**. 16 V.S.A. § 1521(a) is amended to read:

8 (a) It is the policy of the state of Vermont that **all Vermonters** should
9 receive educational services that ~~enable them to master the skills essential for~~
10 ~~further education and training or for successful entry into or advancement in~~
11 ~~the workplace~~ provide them with career and technical knowledge, skills, and
12 attitudes that prepare them for further education and enhance their employment
13 options. **[it IS “attitudes” not “aptitudes” although perhaps there is a**

14 **better word; “attitudes” is used in current law – see § 1522(3) below;**
15 **represents “soft-skills” such as showing up on time and ready to work]**

16 Sec. **7**. 16 V.S.A. § 1522 is amended to read:

17 1522. DEFINITIONS

18 As used in this chapter:

19 (1) "Secondary CTE student" means a resident of this State, of any age,
20 who has not completed high school and is enrolled in a secondary career
21 technical education program approved by the Agency.

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1

* * *

2

(3) "Secondary career technical education" or "secondary CTE" means
3 an approved educational program or program of study leading to a high school
4 diploma; and designed to provide students with career and technical
5 knowledge, skills, and attitudes that will prepare them for further education,
6 enhance their employment options, or lead to an industry-recognized
7 credential.

8

* * *

9

[consider adding in definitions distinguishing "programs" from

10

"programs of study"]

11

Sec. **8**. 16 V.S.A. § 1531 is amended to read:

12

§ 1531. RESPONSIBILITY OF STATE BOARD

13

(a) The State Board has overall responsibility for the effectiveness of career
14 technical education. This requires the ~~board~~ Board to collect suitable
15 information and to take appropriate steps within its legal, financial, and
16 personnel resources to ensure that:

17

(1) career technical education is equally available to students and is of
18 consistent quality in all parts of the State, including areas remote from
19 ~~technical~~ CTE centers;

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1 (2) the timing and content of career technical education is ~~properly and~~
2 ~~flexibly coordinated with academic instruction~~ fully integrated with rigorous
3 academics;

4 (3) career technical education is available to adult students, particularly
5 in areas where unemployment is high or occupational retraining needs are
6 great. ~~This, which~~ includes entering into contracts with postsecondary
7 educational institutions or with any resource supplier to provide adult
8 programs at ~~technical~~ CTE centers;

9 (4) career technical education programs ~~and courses of study~~ are
10 demonstrably useful to their graduates in pursuing postsecondary education
11 and training, obtaining employment, or improving the quality of their
12 employment; and

13 (5) career technical education programs are well coordinated with
14 related state programs in education and training. ~~This, which~~ includes ensuring
15 that career technical education graduates receive appropriate credit toward
16 requirements in apprenticeship programs and professional licensing programs.

17 (b) In order to provide regional career technical education services
18 efficiently, the State Board shall designate a service region for each ~~technical~~
19 CTE center. ~~However,; provided, however, that if a region is not served by a~~
20 CTE center, then the Board may designate a service region for two or more

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1 comprehensive high schools ~~if that region is not served by a technical center,~~
2 which shall work jointly to serve the needs of a region.

3 * * *

4 Sec. 9. 16 V.S.A. § 1532 is amended to read:

5 § 1532. MINIMUM STANDARDS; MEASUREMENT OF STANDARDS

6 (a) The ~~state board~~ State Board shall adopt by rule:

7 (1) minimum standards for the operation and performance of ~~technical~~
8 CTE centers which include the ~~school~~ education quality standards adopted by
9 the ~~state board~~ State Board under subdivision 164(9) and section 165 of this
10 title;

11 (2) standards for student ~~performance~~ outcomes based on the standards
12 adopted by the ~~state board~~ State Board under subdivision 164(9) of this title
13 and standards for industry recognized credentials;

14 (3) the minimum number of days of ~~technical~~ CTE instruction for each
15 academic year;

16 (4) the minimum number of hours of instruction for each ~~course~~
17 program of study within career technical education;

18 (5) the availability of remedial programs offered to ~~technical~~ CTE
19 students by ~~technical~~ CTE centers or by another school, agency, or program;

20 (6) accounting procedures and standards, including methods for
21 calculating tuition for career technical education;

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1 (7) a system of equipment inventory, amortization and maintenance; and
2 (8) procedures and requirements for measurement of student knowledge
3 and skill upon entry into and exit from the technical CTE program. The
4 purpose of the measurement shall be to determine student achievement in
5 relation to the standards for academic and technical competence proficiency as
6 adopted under subdivision (2) of this subsection. Aggregate results shall be
7 reported to the communities in the service region along with other items
8 reported pursuant to subdivision 165(a)(2) of this title.

9 (b) The following shall be adopted by procedure or rule:

10 (1) ~~competencies~~ technical proficiencies that graduates of each kind of
11 technical program should be able to demonstrate, including technical
12 ~~competencies~~ proficiencies necessary for the student's intended employment;

13 (2) minimum admissions competencies requirements for entrance into
14 each career technical course program of study;

15 (3) procedures by which the Secretary will review and comment on the
16 employment qualifications of candidates for positions at technical CTE centers
17 for whom state salary assistance will be requested;

18 (4) requirements for technical CTE centers to provide programs
19 designed to acquaint prospective students with technical ~~courses~~ programs of
20 study;

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1 (5) procedures by which the Secretary will review and approve use of
2 ~~course~~ program of study credits in career technical education to meet state
3 graduation requirements; and

4 (6) procedures, including communications with the sending school
5 districts, to identify unique or specific circumstances relative to a student's
6 progress or safety.

7 Sec. **10**. 16 V.S.A. § 1533 is amended to read:

8 § 1533. CAREER TECHNICAL CENTER EVALUATION

9 (a) At least once in each period of five years, ~~and in coordination with the~~
10 ~~Vermont Advisory Council on Technical Education~~, the Secretary shall
11 evaluate the effectiveness of each ~~technical~~ CTE center in the State. The State
12 Board by rule shall prescribe the method for conducting these evaluations.

13 (b) Evaluations of ~~technical~~ CTE centers shall consider at least the
14 following areas:

15 (1) compliance with this chapter and the rules of the ~~state board~~ State
16 Board;

17 (2) the condition and suitability of the facility and its equipment;

18 (3) the size, scope, and quality of the course each program of study;

19 ~~including faculty development policies and instruction~~; **[moved to new (8)]**

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1 (4) the overall success of the center at ~~combining~~ integrating academic
2 ~~education~~ instruction, skill training, and employability trait development into
3 its ~~program~~ programs;

4 (5) the overall success of the center in providing regionwide services
5 and a flexible response to student needs, integrating its courses programs of
6 study into a coherent program, and coordinating its ~~program~~ programs with
7 postsecondary career technical education services;

8 (6) the satisfaction of the center's customer groups, including graduates,
9 sending schools, and local industry;

10 (7) the adequacy and effectiveness of the center in meeting the
11 educational and employment needs of all its eligible students, including its
12 success in taking steps to encourage each student to consider enrolling in
13 courses not traditional for that student's ~~sex~~ gender; and **[AOE: needs to be**
14 **either “sex” or “gender” for Perkins Funds]**

15 (8) faculty development policies and instruction.

16 (c) [Repealed.]

17 Sec. **11**. 16 V.S.A. § 1534 is amended to read:

18 § 1534. **COURSE OF STUDY PROGRAM** EVALUATION

19 (a) At least once in each period of five years, ~~and in coordination with the~~
20 ~~Vermont Advisory Council on Technical Education~~, the Secretary shall
21 evaluate the effectiveness of each course of study program offered by any

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1 ~~technical~~ CTE center in the State. The State Board by rule shall prescribe the
2 method for conducting these evaluations.

3 (b) Evaluations of courses of study programs shall consider at least the
4 following areas as they apply in every center offering that course program:

5 (1) the content, size, scope, and quality of the program, including the
6 ~~scope of instruction and the academic and practical competencies~~ technical
7 proficiencies required for completion;

8 (2) the length of the course program;

9 (3) the adequacy of equipment used in the course program, including
10 instructional technology;

11 (4) the appropriateness of the program and its content in light of later
12 career and ~~higher~~ postsecondary education choices made by recent graduates;

13 (5) the usefulness of the program to recent graduates;

14 (6) coordination with other ~~state~~ State programs, especially licensing,
15 job training, and apprenticeship programs;

16 (7) possibilities for decentralization of the program;

17 (8) participation and completion rates in the program; and

18 (9) compliance with State Board rules.

19 (c) [Repealed.]

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1 Sec. **12**. 16 V.S.A. § 1541a(a) is amended to read:

2 (a) A school board of a sending district ~~which~~ that offers public education
3 in grade 11 or 12 shall:

4 * * *

5 (3) if the ~~technical~~ CTE center for the region does not offer a course of
6 study program desired by a student, pay tuition on behalf of that student who
7 applies and is accepted to another ~~technical~~ CTE center ~~which does offer such~~
8 ~~a course of study~~ that offers the program. The district of residence is not
9 responsible for providing transportation for a student attending a ~~technical~~
10 CTE center under this subdivision.

11 Sec. **13**. 16 V.S.A. § 1542(a) is amended to read:

12 (a) ~~Each~~ For each CTE region, there is created a regional advisory board
13 that shall consist of:

14 (1) one member from each ~~public high school~~ district in the CTE
15 center's service region that operates a secondary school, elected by and from
16 among the members of ~~that high~~ the secondary school district's board for a
17 term determined by that ~~high school~~ board; ~~and~~ **[amended (1) generally for**
18 **clarity]**

19 (2) the superintendent or his or her designee of each supervisory union
20 within the CTE center's service region; ~~and~~

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1 (3) one member elected for a term of three years by and from among the
2 members of the school board of each sending district in the CTE center's
3 service region that does not ~~have a public~~ operate a high school ~~represented on~~
4 ~~the advisory board under subdivision (1) of this section; except ; provided,~~
5 however, that if there are more than three such districts in the CTE center's
6 service area, then the advisory board shall select three school boards to
7 represent the interests of all such districts, shall rotate its selections among the
8 districts, and shall stagger the expiration of ~~initial~~ terms; ~~and~~

9 (4) one member of the board of each independent comprehensive high
10 school within a the service region, elected by the members of that board for a
11 term determined by that board; and

12 (5) ~~once constituted, the regional advisory board shall elect~~ **three**
13 additional members elected by the advisory board for terms of three years to
14 represent the interests of ~~employers or employees~~ business and industry,
15 provided that no two terms shall expire in any one year. **[AOE may want**

16 **“three” changed; Jill Remick is checking]**

17 Sec. **14**. 16 V.S.A. § 1544 is amended to read:

18 § 1544. **CAREER** TECHNICAL COURSES IN OTHER SCHOOLS

19 Subject to any direction and regulations as to courses, teachers, or
20 equipment that the State Board may prescribe by rule, ~~high~~ secondary schools
21 may include within their courses of study pretechnical or career technical

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1 ~~courses~~ programs or both. Before establishing such a program, a high school
2 shall consult with the regional advisory board for its CTE service region.

3 Sec. **15**. 16 V.S.A. § 1545(a) is amended to read:

4 (a) Grades earned ~~in a course offered within~~ as part of a CTE program
5 approved by the State Board shall not be altered by any public school or
6 approved or recognized independent school in Vermont and shall be applied by
7 the school toward any state graduation requirements in accordance with rules
8 adopted by the State Board. Any State Board rules regarding earning of credits
9 shall ~~allow flexibility with respect to~~ require the integration of CTE education
10 and ~~other~~ academic ~~courses~~ instruction.

11 Sec. **16**. 16 V.S.A. § 1546 is amended to read:

12 § 1546. COMPREHENSIVE HIGH SCHOOLS

13 (a) In the sections referenced in this section, when applied to an
14 independent comprehensive high school, the term "school board" or "school
15 district" means "the school's board of trustees."

16 (b) A comprehensive high school shall charge and receive tuition pursuant
17 to section 824 of this title. A comprehensive high school shall be a career
18 technical center for the purposes of receiving funding for grants per full-time
19 equivalent student under section 1561 of this title, for ~~tryout~~ pretechnical
20 classes under section 1562, for ~~equipment replacement under section 1564 of~~
21 ~~this title~~, for incentive grants under section 1566 of this title, and for reporting

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1 requirements under section 1568 of this title. Funds received under this section
2 shall be used for support of approved career technical education programs
3 within the comprehensive high school.

4 (c) Two or more comprehensive high schools ~~for which~~ designated by the
5 State Board has designated a service region shall be a to provide career
6 technical education in a region of the State jointly shall operate a career
7 technical center for the purposes of accountability to the State Board under
8 subchapter 2 of this chapter, responsibilities of the career technical center
9 under subchapter 3 of this chapter, and receiving state financial assistance
10 under subchapter 5 of this chapter, excluding the per equalized pupil general
11 state support grant under subsection 1561(b). The regional advisory board
12 shall determine how funds received under subchapter 5 shall be distributed. A
13 comprehensive high school aggrieved by a decision of the regional advisory
14 board may appeal to the Secretary who, after opportunity for hearing, may
15 affirm or modify the decision.

16 Sec. **17**. 16 V.S.A. § 1551 is amended to read:

17 § 1551. SECONDARY STUDENT ELIGIBILITY

18 (a) A secondary student shall be enrolled in a program of part-time or full-
19 time career technical education at a career technical center if he or she:

20 (1) applies for the program; and

21 (2) is accepted into the program by the career technical center.

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1 (b) A secondary student who is eligible to enroll in a career technical
2 center, but who resides in a sending school district, and who so applies, shall
3 be enrolled for academic education in the high school associated with the
4 career technical center if:

5 ~~(1) the sending school district operates a high school but does not~~
6 ~~provide daily transportation at its expense to and from the technical center; or~~

7 ~~(2) the sending school district does not operate a high school.~~

8 (c) A secondary student who enrolls in a career technical center may enroll
9 part-time in any school to which he or she would otherwise be entitled to enroll
10 for full-time attendance.

11 (d) Enrollment in a high school shall not be a precondition for enrollment
12 in a CTE center for a student of any age without a diploma. For the purposes
13 of this section a general education development credential shall not be
14 considered a high school diploma. [moved from § 1551a]

15 (e) A school district may establish reasonable procedures to require its
16 resident students to discuss educational opportunities within CTE centers or
17 the high school. Procedures shall not interfere with enrollment in a CTE
18 center. If a student without a diploma who is not enrolled in a high school
19 enrolls in a CTE center, within 10 days of enrollment, the CTE center shall
20 notify the school district of residence of the enrollment. [from § 1551a]

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1 Sec. **18**. 16 V.S.A. § 1552(a) is amended to read:

2 (a) Each ~~technical~~ CTE center shall establish a tuition charge for
3 secondary career technical education. The amount shall reflect the actual cost,
4 as defined by rule of the ~~state board~~ State Board, of attendance in the technical
5 courses programs offered by the center. The tuition charge shall be reduced
6 proportionally for ~~pupils~~ students enrolled in a part-time program.

7 Sec. **19**. 16 V.S.A. § 1562 is amended to read:

8 § 1562. ~~TRYOUT CLASSES~~ PRETECHNICAL COURSES

9 From the monies annually available for use in career technical education,
10 the ~~state board~~ State Board may reimburse part of the ~~program~~ cost attributable
11 to ~~programs~~ courses designed to assist students ~~in deciding~~ to decide whether
12 to enroll in career technical ~~courses~~ programs. As a condition of such
13 assistance, the ~~program~~ course shall demonstrate that it has taken steps to
14 encourage each student to consider enrolling in ~~courses~~ programs leading to
15 occupations that are not traditional for that student's ~~sex~~ gender.

16 Sec. **20**. 16 V.S.A. § 1563 is amended to read:

17 § 1563. TRANSPORTATION ASSISTANCE

18 (a) It is the policy of the ~~general assembly~~ General Assembly to encourage
19 Vermont students to enroll in career technical education ~~courses~~ programs. In
20 furtherance of that policy, transportation assistance is provided ~~for~~ in this

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1 section to facilitate the enrollment of Vermont students in career technical
2 education programs.

3 (b) Transportation assistance shall be paid from the ~~education fund~~
4 Education Fund to school districts ~~which~~ that provide transportation to and
5 from approved career technical education programs, regardless of whether the
6 program is offered in a ~~technical~~ CTE center in the district's designated service
7 region or regions or is offered within ~~the~~ a career technical center region at a
8 location other than at a ~~technical~~ CTE center. Assistance shall be \$1.50 per
9 mile for actual number of miles traveled, in 1998 dollars adjusted annually by
10 the annual price index for state and local government purchases of goods and
11 services. Payments shall be made on or before December 10 and June 10.
12 Requests submitted on or following May 15 shall be reimbursed in the next
13 payment.

14 (c) The ~~state board~~ State Board may adopt rules necessary to implement
15 this section.

16 Sec. **21**. 16 V.S.A. § 1565 is amended to read:

17 § 1565. SALARY ASSISTANCE

18 (a) The ~~state board~~ State Board shall reimburse a school district operating a
19 ~~technical~~ CTE center for a portion of its cost in paying the salary of the
20 following persons:

21 (1) the director of career technical education;

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1 (2) a person whose principal duty is to provide guidance services for
2 career technical students;

3 (3) a person whose principal duty is to find ~~job training~~ work-based
4 learning opportunities for students during the time they are enrolled at the
5 ~~technical~~ CTE center;

6 (4) ~~an assistant director~~ a person whose principal duty is to coordinate
7 programming for adult education;

8 (5) an assistant director of career technical education, if the ~~technical~~
9 CTE center has full-time equivalent enrollment of at least 150 and the sending
10 school population is at least 30 percent of the ~~technical~~ CTE center's total full-
11 time equivalent enrollment.

12 (b) Assistance under this section shall be determined by a formula and
13 standards established by rule of the ~~state board~~ State Board. The formula and
14 those standards:

15 (1) shall provide different levels of support for different positions as
16 follows:

17 (A) Directors and guidance coordinators' salary assistance shall be 50
18 percent of the ~~state~~ State average salary and benefits for each position, or 50
19 percent of the actual salary and benefits for each individual, whichever is less;

20 (B) Assistant directors, ~~except for assistant directors for adult~~
21 ~~education, if the district is eligible~~, and co-op teachers' salary assistance shall

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1 be 35 percent of the ~~state~~ State average salary and benefits for each position, or
2 35 percent of the actual salary and benefits for each individual, whichever is
3 less;

4 (C) Salary assistance for ~~assistant directors for~~ adult education
5 coordinators shall be up to 50 percent of the ~~state~~ State average salary and
6 benefits paid to full-time ~~assistant directors for~~ adult education coordinators;
7 salary assistance shall be prorated for part-time assistant ~~directors~~ coordinators.

8 Salary assistance under this subdivision (1)(C) shall not be paid from the
9 ~~education fund~~ Education Fund to the extent that the obligation is not fully
10 funded from the ~~general fund~~ General Fund. State ~~general fund~~ General Fund
11 assistance shall be divided so that each district employing an ~~assistant directors~~
12 adult education coordinators receives the same base amount of ~~state~~ State
13 salary support. The base support shall be pro-rated for part-time ~~assistant~~
14 ~~directors~~ coordinators. Payment under this subsection does not preclude a
15 district from using other ~~state~~ State and federal grants to supplement the actual
16 salaries and benefits of ~~assistant directors for~~ adult education coordinators.

17 (2) shall require as a condition of assistance that the director:

18 (A) is responsible for the overall administration of all career technical
19 programs; and

20 (B) reports administratively to the superintendent of schools for the
21 supervisory union of the school district ~~which~~ that operates the center, or to a

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1 headmaster if the career technical center is not managed by a school ~~board~~
2 district.

3 Sec. **22**. 16 V.S.A. § 1592 is amended to read:

4 § 1592. POWERS AND RESPONSIBILITIES OF BOARD OF TRUSTEES

5 With respect to the provision of postsecondary career technical education
6 programs, in addition to those powers and responsibilities set forth in chapter
7 72 of this title, the Vermont State Colleges board of trustees shall:

8 (1) ~~Provide~~ provide on a statewide basis, subject to the payment of fees
9 by enrolled students, postsecondary career technical education programs and
10 establish policies and determine curriculum for the provision of ~~such~~
11 ~~education;~~ the programs;

12 (2) ~~Coordinate such~~ coordinate the programs with secondary regional
13 ~~technical education~~ CTE centers and, to the maximum extent possible, contract
14 with ~~such~~ the centers for the use of the center's facilities;:

15 (3) ~~Coordinate such~~ coordinate the programs with other employment
16 and training programs such as those offered by the ~~department of employment~~
17 ~~and training, the department of labor, the department for children and families,~~
18 ~~the agency of commerce and community development~~ Agency of Commerce
19 and Community Development, the Department of Labor, the Department for
20 Children and Families, independent colleges, and the Vermont Student
21 Assistance Corporation; and

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1 (4) ~~Possess~~ possess all other necessary and implied powers to carry out
2 ~~such~~ these responsibilities.

3 * * * University of Vermont;

4 Graduate and Distance Education Programs * * *

5 Sec. **23**. 16 V.S.A. § 2282(b) is amended to read:

6 (b) Except for ~~those attending~~ students enrolled in the college of medicine
7 College of Medicine or in any other graduate program and students enrolled in
8 distance education courses or programs, the amount of tuition ~~for~~ paid by an
9 eligible Vermont ~~residents~~ resident for attendance during each academic year
10 shall be not more than 40 percent of the tuition charged to ~~nonresident~~
11 ~~students. Tuition for eligible Vermont residents for shorter terms shall be no~~
12 ~~more per credit hour than that charged eligible Vermont residents during the~~
13 ~~academic year~~ a nonresident student. As used in this subsection, “distance
14 education” means a course or program that can be completed in whole or in
15 part through electronic media and does not require the student to be physically
16 present on the University’s campus at any time. Distance education does not
17 include any course in which a full-time undergraduate student is enrolled.

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1 * * * Educational Support Systems * * *

2 Sec. **24**. 16 V.S.A. § 2902 is amended to read:

3 § 2902. **EDUCATIONAL SUPPORT SYSTEM** AND EDUCATIONAL
4 SUPPORT TEAM **[change name of section too?]**

5 (a) Within each school district's comprehensive system of educational
6 services, each public school shall develop and maintain ~~an educational support~~
7 ~~system for students who require additional assistance in order a~~ tiered system
8 of academic and behavioral supports for the purpose of allowing all students to
9 succeed or to be challenged in the general education environment. **[wc?]** For
10 each school it maintains, a school district board shall assign responsibility for
11 developing and maintaining the ~~educational support system~~ tiered system of
12 supports either to the superintendent pursuant to a contract entered into under
13 section 267 of this title or to the principal. The ~~educational support system~~
14 tiered system of supports shall, at a minimum, include an ~~educational support~~
15 ~~team and a range of support and remedial services, including general education~~
16 curriculum and instruction designed to allow **[wc?]** access **[wc?]** and success
17 for all students, instructional and behavioral interventions and accommodations
18 that are readily available **[wc?]** for any student who requires support beyond
19 what can be provided in the general education classroom, and intensive,
20 individualized interventions for any student requiring a higher level of support.

21 (b) The ~~educational support system~~ tiered system of supports shall:

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1 (1) Be ~~integrated~~ aligned to the extent appropriate with the general
2 education curriculum.

3 (2) Be designed to increase the ability of the general education system to
4 meet the needs of all students.

5 (3) Be designed to provide students the support needed in a timely
6 manner [wc?] regardless of eligibility for categorical programs.

7 ~~(4) Provide clear procedures and methods for addressing student~~
8 ~~behavior that is disruptive to the learning environment and include educational~~
9 ~~options, support services, and consultation or training for staff where~~
10 ~~appropriate. Procedures may include removal of a student from the classroom~~
11 ~~or the school building for as long as appropriate, consistent with state and~~
12 ~~federal law and the school's policy on student discipline, after reasonable effort~~
13 ~~has been made to support the student in the regular classroom environment~~
14 Provide all students with access to a continuum of evidence- and research-
15 based practices that teach and encourage prosocial skills and behaviors school-
16 wide, respond to students in need of support to address at-risk behaviors, and
17 respond to students in need of specialized, individualized behavior supports.

18 (5) Ensure collaboration with families, community supports, and the
19 system of health and human services.

20 * * * * *

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* * * Educator Relicensing * * *

Sec. **25**. EDUCATOR LICENSE RENEWAL; INDIVIDUAL

PROFESSIONAL LEARNING PLAN

(a) Notwithstanding any Rules Governing the Licensing of Educators (Rules) adopted by the Vermont Standards Board for Professional Educators (Board) to the contrary, the renewal of a Professional Educator's License shall not require or be based upon the development, identification, evaluation, or self-evaluation of an Individual Professional Learning Plan, a professional portfolio, or professional learning goals. The Board may require an applicant to document completion of a certain number of hours or credits of professional learning; provided, however, that an applicant shall not be required to identify or affirm a connection between the learning and the applicant's unique professional goals.

(b) On or before [DATE], the Board shall adopt amended rules to conform to this section.

(c) This section shall apply to applications for renewal filed on or after July 1, 2014.

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1 * * * Repeals * * *

2 Sec. **26**. REPEALS

3 The following are repealed:

4 (1) 16 V.S.A. § 1421 (sight and hearing testing equipment).

5 (2) 16 V.S.A. § 1551a (career technical education; students not

6 enrolled). **[NOTE: added this language as two new subsections in § 1551]**

7 * * * Effective Date * * *

8 Sec. **23**. EFFECTIVE DATE

9 This act shall take effect on passage; provided, however, that Sec. **23**
10 (tuition for graduate and distance education programs) shall not apply to
11 students who are enrolled as of that date in the University of Vermont in:

12 (1) a distance education course or program; or

13 (2) a graduate program other than in the College of Medicine.