

WEST VIRGINIA LEGISLATURE

2017 REGULAR SESSION

Committee Substitute

for

House Bill 2494

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ATKINSON AND HIGGINBOTHAM

[Originating in the Committee on Education; March

18, 2017]

1 A BILL to amend and reenact §18-2E-4 of the Code of West Virginia, 1931, as amended, relating
2 to providing that statewide school report cards are only to be made available to custodial
3 parents and guardians of students upon request.

Be it enacted by the Legislature of West Virginia:

1 That §18-2E-4 of the Code of West Virginia, 1931, as amended, be amended and
2 reenacted to read as follows:

ARTICLE 2E. HIGH QUALITY EDUCATIONAL PROGRAMS.

**§18-2E-4. Better schools accountability; school, school district and statewide school
report cards.**

1 (a) For the purpose of providing information to the parents of public school children and
2 the general public on the quality of education in the public schools which is uniform and
3 comparable between schools within and among the various school districts, the state board shall
4 ~~prepare forms~~ provide a uniform format for school, school district and statewide school report
5 cards and shall promulgate rules concerning the collection and reporting of data and the
6 preparation ~~printing and distribution~~ of report cards under this section. The ~~forms~~ format shall
7 provide for brief, concise reporting in nontechnical language of required information. Any technical
8 or explanatory material a county board wishes to include shall be contained in a separate
9 appendix available ~~to the general public~~ upon request.

10 (b) The school report cards shall include information as prescribed ~~by lawfully promulgated~~
11 ~~rule by the state board~~ in this section to give the parents of students at the school and the general
12 public an indication of the quality of education at the school and other programs supportive of
13 community needs, including, but not limited to, the following:

14 (1) Indicators of student performance at the school in comparison with the county, state,
15 regional and national student performance, as applicable, including student performance by grade
16 level in the various subjects measured pursuant to a uniform statewide assessment program
17 adopted by the state board; school attendance rates; the percent of students not promoted to next

18 grade; and the graduation rate;

19 (2) Indicators of school performance in comparison with the aggregate of all other schools
20 in the county and the state, as applicable, including enrollment; average class size; ~~percent of~~
21 ~~enrollments in courses in high school mathematics, science, English and social science; amount~~
22 ~~of time per day devoted to mathematics, science, English and social science at middle, junior high~~
23 ~~and high school grade levels; percentage distribution of students by career cluster as indicated~~
24 ~~on the individualized student transition plan; pupil-teacher ratio; number of exceptions to pupil-~~
25 ~~teacher ratio requested by the county board and the number of exceptions granted; the number~~
26 ~~of split-grade classrooms; pupil-administrator ratio; operating expenditure per pupil; county~~
27 ~~expenditure by fund in graphic display; and the average degree classification and years of~~
28 ~~experience of the administrators and teachers at the school;~~

29 (3) The names of the members of the local school improvement council, created pursuant
30 to section two, article five-a of this chapter; and

31 (4) The name or names of the business partner or partners of the school.

32 ~~In addition, every county board annually shall determine the number of administrators,~~
33 ~~classroom teachers and service personnel employed that exceeds the number allowed by the~~
34 ~~public school support plan and determine the amount of salary supplements that would be~~
35 ~~available per state authorized employee if all expenditures for the excess employees were~~
36 ~~converted to annual salaries for state authorized administrators, classroom teachers and service~~
37 ~~personnel within their county. The information shall be published annually in each school report~~
38 ~~card of each such county.~~

39 (c) The school district report card shall include the data for each school for each separately
40 listed applicable indicator and the aggregate of the data for all schools, as applicable, in the county
41 for each indicator. The statewide school report card shall include the data for each county for
42 each separately listed indicator and the aggregate for all counties for each indicator.

43 (d) The report cards shall be prepared using actual local school, county, state, regional

44 and national data indicating the present performance of the school and also shall include the state
45 norms and the upcoming year's targets for the school and the county board.

46 The state board shall provide technical assistance to each county board in preparing the
47 school and school district report cards.

48 Each county board shall prepare report cards in accordance with the guidelines set forth
49 in this section. The school district report cards shall be presented at a regular school board
50 meeting subject to applicable notice requirements and shall be made available to a newspaper of
51 general circulation serving the district. The school and school district report cards shall be ~~mailed~~
52 directly made easily accessible on, or through a report card icon or link on, the county board
53 website and provided in paper form upon request to the parent or parents, guardian or custodian
54 of ~~each~~ a child enrolled in that school. In addition, each county board shall submit the completed
55 report cards to the state board which shall make copies available to any person requesting them.

56 The report cards shall be completed and disseminated prior to January 1, 1989, and in
57 each year thereafter, and shall be based upon information for the current school year, or for the
58 most recent school year for which the information is available, in which case the year shall be
59 clearly footnoted.

60 (e) In addition to the requirements of subsection (c) of this section, the school district report
61 card shall list the following information:

62 (1) The names of the members of the county board and the dates upon which their terms
63 ~~expire and whether they have attended an orientation program for new members approved by the~~
64 ~~state board and conducted by the West Virginia School Board Association or other approved~~
65 ~~organizations;~~

66 ~~(2) The number of hours of training that meets state board standards that county board~~
67 ~~members have received during the school term reported; and~~

68 (3) The names of the county school superintendent and every assistant and associate
69 superintendent and ~~any training programs related to~~ their area of school administration. ~~which~~

70 ~~they have attended.~~

71 ~~The information also shall be reported by district in the statewide school report card.~~

72 (f) The state board shall develop and implement a separate report card for nontraditional

73 public schools pursuant to the appropriate provisions of this section to the extent practicable.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.