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TO: Members of the Maryland State Board of Education

FROM: Bernard J. Sadusky, Ed.D. *BS*

DATE: July 19, 2011

SUBJECT: Revisions to the Maryland Student Records System Manual
COMAR 13A.08.02.01 (AMEND)
COMAR 13A.08.01.01E (AMEND)
COMAR 13A.02.06.02B(9) (AMEND)
Student Records
PERMISSION TO PUBLISH

PURPOSE:

- To review proposed revisions to the Maryland Student Records System Manual (MSRSM) (ATTACHMENT I), which is incorporated by reference with the regulations of the Maryland State Board of Education [Code of Maryland Regulations (COMAR) 13A.08.02.01]. The proposed revisions are presented as the result of concerns expressed by members of the Maryland State Board of Education during the June 21 Maryland State Board of Education meeting.
- The proposed amendments to COMAR 13A.08.02.01, COMAR 13A.08.01.01.E, and COMAR 13A.02.06.02B(9) that update references to the MSRSM (ATTACHMENT II).

BACKGROUND/HISTORICAL PERSPECTIVE:

The MSRSM was presented for permission to publish to the Maryland State Board of Education on June 21, 2011. Members of the State Board of Education expressed concerns regarding items in the Discipline section of the MSRSM as well as the race codes.

EXECUTIVE SUMMARY:

Changes in the Manual are proposed as a result of suggestions proposed by members of the Maryland State Board of Education. The following summarize the changes that were made:

PAGE	CONCERN	EXPLANATION
E-13	Race Codes	<p>The race codes were reviewed and were found to be correct. The law stipulates a two part question: one for Hispanic ethnicity and the second question for a racial category. Individuals that are Hispanic ethnicity must select a racial category, although they are only counted once in the Hispanic ethnicity category, not the racial category. Please note the Aggregate reporting requirements below.</p> <p>Individual Student response is a two part question:</p> <p><u>Part 1: Ethnicity</u></p> <ul style="list-style-type: none"> • Are you Hispanic/Latino? <ul style="list-style-type: none"> • Yes • No <p><u>Part 2: Race</u></p> <ul style="list-style-type: none"> • Select one or more races from the 5 racial groups listed below: <ul style="list-style-type: none"> • 1 – American Indian or Alaska Native • 2 – Asian • 3 – Black or African American • 4 – Native Hawaiian or Other Pacific Islander • 5 – White <p><u>Aggregate Categories (used for AYP measurement and all reporting in 2011)</u></p> <ul style="list-style-type: none"> • Seven (7) Categories <ol style="list-style-type: none"> 1. Hispanic/Latino of any race <p>For individuals who are Not Hispanic/Latino:</p> <ol style="list-style-type: none"> 1. American Indian or Alaska Native 2. Asian 3. Black or African American 4. Native Hawaiian or Other Pacific Islander 5. White 6. Two or more races <p>Student level data is captured at the finest detail and can aggregate these data in 64 possible combinations (i.e. yes Hispanic, white and black), although the federal reporting requirement is 7 categories. The 64 possible combinations would only be produced based on a special request since currently the 7 required aggregate categories have been addressed. Hispanic is not a racial category in the federal law, but an ethnicity and will be reported separately in an unduplicated count.</p>

PAGE	CONCERN	EXPLANATION
E-72	Statement "Class work Sent home"	There was concern that this statement would preclude the implementation of other types of educational services for Short-Term Suspension. Therefore, that option has been removed from Code 910 Short-Term-Suspension
E-72	"minimum of one calendar year...."	Removed from Tier III definition to provide consistency of definition with COMAR 13A.08.01.11.
E-74	"Other definitions"	Entire category removed due to the redundancy of multiple definitions.
E-74	Choosing more than one educational service	The collection of educational services will be handled similarly to the offense code by identifying the MOST SIGNIFICANT educational service offered. The precedent has been set in that when multiple offense codes are involved resulting in a student disciplinary action, only the most severe offense code is reported. (The collection of multiple educational services will cause greater complexity for LEAs in updating their collection instruments.)
E-74	"At least 6 hours..."	Removed from all definitions of educational services to ensure that students receive as much instruction the local school system can provide

FISCAL IMPACT:

The proposed action has no economic impact.

ACTION:

1. We request permission to publish the proposed technical changes to the MSRSM.
2. We request permission to publish the proposed amendments to COMAR 13A.08.02.01, COMAR 13A.08.01.01E, and COMAR 13A.02.06.02B(9) in accordance with the following timeline:

Maryland Register Issue Date	9/23/2011
30-Day Open Comment Period Ends	9/23/2011 – 10/23/2011
Adoption	12/06/2011
Publication of Notice of Final Action	12/16/2011
Effective Date of Regulation	12/26/2011

Attachments

13A.08.02.01 (5/4/11)

.01 Incorporation by Reference.

A system of information on enrollment, attendance, and promotion of students shall be maintained in accordance with the regulations of the State Board of Education and the Maryland Student Records System Manual [(2008)] 2011, which is incorporated by reference.

13A.08.01.01 (5/4/11)

.01 Attendance.

A.—D.(text unchanged)

E. Daily Attendance Record. A record of the daily attendance of each student shall be kept in accordance with regulations of the State Board of Education and the Maryland Student Records System Manual [(2008)] 2011, which is incorporated by reference in COMAR 13A.08.02.01.

13A.02.06.02 (5/4/11)

.02 Definitions.

A. (text unchanged)

B. Terms Defined.

(1)—(8) (text unchanged)

(9) "Documented retention and dropout prevention interventions" means documented actions taken by the local school system to keep the student in school, examples of which are specified in the Maryland Student Records System Manual [(2008)] 2011, incorporated by reference in COMAR 13A.08.02.01.

(10)—(16) (text unchanged)