

HB 3024

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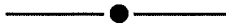
FIRST REGULAR SESSION, 1999



ENROLLED

House Bill No. 3024

(By Delegates Williams, Romine, Susman,
Manuel, Shelton, Stemple and Anderson)



Passed March 13, 1999

In Effect Ninety Days from Passage

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OFFICE OF THE CLERK
SENATE OF WEST VIRGINIA

ENROLLED

H. B. 3024

(BY DELEGATES WILLIAMS, ROMINE, SUSMAN,
MANUEL, SHELTON, STEMPLE AND ANDERSON)

[Passed March 13, 1999; in effect ninety days from passage.]

AN ACT to amend article two-e, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section three-d, relating to establishment of a competitive grant "Mathematic Achievement Through Help" program; providing legislative intent and purposes; specifying priorities for grant awards; and providing procedures for grant application and selection.

Be it enacted by the Legislature of West Virginia:

That article two-e, chapter eighteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section three-d, to read as follows:

ARTICLE 2E. HIGH QUALITY EDUCATIONAL PROGRAMS.

§18-2E-3d. Summer school MATH grant program created; legislative findings and purpose of section.

- 1 (a) The Legislature hereby finds and acknowledges that, if
- 2 remediation is necessary, it should be provided when students
- 3 are younger and before patterns of failure are established. The
- 4 Legislature further acknowledges that the people of West

5 Virginia would be better served if the state acted to ensure that
6 all public school students were able to execute mathematical
7 skills at or above grade level upon exiting grade four, that
8 county boards are in the best position to determine if
9 remediation is necessary for students in kindergarten through
10 grade four and that the counties should have the option of
11 providing summer school for students and may consider student
12 attendance as a factor in determining whether a child is eligible
13 to be promoted to the next grade.

14 The Legislature further finds that not all students are
15 financially able to pay for summer school, nor do all county
16 schools hold summer school. It is, therefore, the purpose of this
17 section to help the county boards to provide, either individually
18 or cooperatively, free summer school and summer school
19 transportation for those students in kindergarten through grade
20 four who did not perform at grade level during the regular
21 school year. It also is the purpose of this section to help
22 students in kindergarten through grade four who are identified
23 as being in danger of failing to execute mathematical skills at
24 grade level by the end of the school year to receive intensive
25 mathematics instruction during their regularly scheduled
26 mathematics time throughout the regular school year.

27 (b) Subject to appropriation by the Legislature therefor, the
28 state board shall establish a competitive grant program as set
29 forth in this section to provide mathematics programs for
30 students in kindergarten through grade four who are not
31 performing at grade level. The program shall be designated and
32 known as the "Mathematic Achievement Through Help"
33 program and, along with such designation, may be referred to
34 as "West Virginia MATH".

35 Priorities for awarding the grants shall include, but are not
36 limited to:

37 (1) Schools that have math test scores below the state
38 standards; or

39 (2) Schools that receive federal funds for the improvement
40 of mathematics.

41 Competitive grant applications must be submitted by the
42 county boards, or by a community collaborative with the county
43 board as a partner with leadership responsibility, and shall
44 describe how the program will:

45 (1) Employ strategies, proven methods and innovative
46 techniques for student learning, teaching and school manage-
47 ment that are based on reliable research and effective practices,
48 and can be replicated in other schools to improve the mathemat-
49 ical skills of students;

50 (2) Contain measurable goals for the improvement of
51 student mathematical skills and benchmarks for meeting those
52 goals;

53 (3) Include a plan for the evaluation of student progress
54 toward achieving the state's high standards;

55 (4) Identify how other federal, state, local and private
56 resources, including volunteers, will be utilized to further the
57 intent of this section;

58 (5) Link summer improvement programs for mathematics
59 with mathematical instruction and remediation throughout the
60 school year;

61 (6) Determine the feasibility of collaborating with colleges
62 of education for the purpose of providing educational experi-
63 ences for prospective teachers;

64 (7) Identify the use of technology, including computers and
65 calculators, and demonstrate how technology will be integrated
66 into the program; and

67 (8) Accomplish other objectives as deemed necessary by
68 the state board.

69 (c) Any county receiving a grant should encourage students
70 in kindergarten through grade four who did not perform at
71 grade level during the regular school year to attend summer
72 school and may consider summer school attendance as a factor
73 in determining whether a child is eligible to be promoted to the
74 next grade. The county board shall provide intensive mathemat-

75 ics instruction during regularly scheduled mathematics time
76 throughout the regular school year to students in kindergarten
77 through grade four who are identified by the classroom teacher
78 as being in danger of failing to execute mathematical skills at
79 grade level by the end of the school year. Nothing in this
80 section shall prohibit county boards from permitting students to
81 participate in mathematics programs on a student fee basis.

82 (d) The state board shall approve procedures for the
83 implementation of this section. To assist the state board in
84 developing procedures for the implementation of this section,
85 including the grant application and the grant review and
86 selection process, the state board shall appoint an advisory
87 board consisting of the mathematics education coordinator and
88 the title I mathematics coordinator/specialist, both from the
89 state department of education, a college or university professor
90 of mathematics, a county mathematics curriculum specialist, an
91 elementary teacher with a mathematics certification, an
92 elementary principal with a mathematics certification, a
93 mathematics teacher with a certificate issued by the National
94 Board of Professional Teaching Standards, a representative
95 from the West Virginia council of teachers of mathematics and
96 two or more representatives from local school systems that are
97 certified in mathematics education, or representatives of like
98 successor organizations should these named organizations cease
99 to exist. The procedures shall provide for:

100 (1) The appointment of a grant review and selection panel
101 by the state board consisting of persons with expertise and
102 practical experience in delivering programs to increase the
103 mathematical skills of young students, not more than one half
104 of whom may be employees of the state department of educa-
105 tion, or the state board may designate the advisory board as the
106 grant review and selection panel;

107 (2) Notice to all schools of the grant competition and the
108 availability of applications on or before the thirtieth day of
109 September, in each fiscal year for which grant funds are
110 available;

111 (3) A grant application deadline postmarked on or before
112 the fifteenth day of December, in each fiscal year for which
113 grant funds are available;

114 (4) Notice of grant awards on or before the first day of
115 March, in each fiscal year for which grant funds are available;
116 and

117 (5) Other such requirements as deemed necessary by the
118 state board.

119 (e) The state board may fund, from any other funds
120 available for such purposes, the programs required by this
121 section for students in kindergarten through grade four and any
122 programs required by state board rules such as, but not limited
123 to, the following:

124 (1) Tutoring;

125 (2) Summer school educational services;

126 (3) Additional certified personnel to provide intensive
127 instruction in mathematics throughout the school year;

128 (4) Staff development for teachers; and

129 (5) Hot meal programs.

130 (f) Nothing in this section shall supersede the individual-
131 ized education program (IEP) of any student.

132 (g) Nothing in this section may be construed to require any
133 specific level of funding by the Legislature.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Randy Schoonover
Chairman Senate Committee

Jeff. Smith
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Carroll Johnson
Clerk of the Senate

Suzanne M. Gray
Clerk of the House of Delegates

Earl Ray Tomblin
President of the Senate

John H. Harman
Speaker of the House of Delegates

The within *approved* this the *6th*
day of *April*, 1999.

Paul D. Anderson
Governor

PRESENTED TO THE

GOVERNOR

Date 4/1/99

Time 2:55pm