

Public Notice of Intent to Seek Waiver

The Wisconsin Department of Public Instruction intends to seek a waiver of section 3122(a)(3)(A)(iii) for the 2015–2016 school year.

Wisconsin requests this waiver to permit affected LEAs receiving Title III subgrants to continue the same Title III interventions in 2015–2016 that they implemented in 2014–2015 for LEAs that do not meet the annual measurable objectives (AMOs) component of AMAO 3 for the 2014–2015 school year due to the transition to new assessments.

Specifically, Wisconsin will apply this waiver for 2014–2015 as follows:

- If an LEA meets AMAO 1, AMAO 2, participation rate, graduation rate, and the other academic indicator in elementary and middle schools in 2014–2015, but misses the AMO component of AMAO 3, it maintains its status and continues the sanctions from the 2014–2015 school year in 2015–2016. This would mean that if an LEA missed an AMAO in 2013–2014 for the first time and misses an AMAO again in 2015–2016, it would have missed AMAOs for two consecutive years.

Wisconsin will continue to apply the statutory requirements for all other LEAs. For example:

1. If an LEA misses AMAO 1, AMAO 2, participation rate, graduation rate, or the other academic indicator in elementary and middle schools in 2014–2015, the LEA is considered to have not met AMAOs for that year;
2. If an LEA meets AMAO 1, AMAO 2, participation rate, graduation rate, and the other academic indicator in elementary and middle schools, and meets the AMO component of AMAO 3 for 2014–2015, the LEA is considered to have met AMAOs for 2014–2015. If the LEA was previously in improvement status, it would no longer need to carry out an improvement plan.

Wisconsin assures that, if it is granted the requested waiver —

- It will calculate AMAO 3 based on assessments administered in the 2014–2015 school year and report this information publicly, in addition to reporting the results of the assessments.
- It will resume annual accountability determinations, including AMAO 3, based on State assessments administered in the 2015–2016 school year.
- It will continue to ensure that LEAs receiving Title III subgrants provide high-quality language instruction educational programs to the ELs and comply with all Title III requirements.

Comments or questions concerning the proposed waiver may be directed to eseawaiver@dpi.wi.gov. Comments must be received on or before Thursday, October 22, 2015.