

House Bill 1635

By: Representatives Dollar of the 31<sup>st</sup>, Jamieson of the 22<sup>nd</sup>, Wilkinson of the 41<sup>st</sup>, Manning of the 32<sup>nd</sup>, and Cooper of the 30<sup>th</sup>

A BILL TO BE ENTITLED  
AN ACT

1 To amend Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to  
2 elementary and secondary education, so as to provide for the publishing of Adequate Yearly  
3 Progress Reports; to provide for the review by local boards of education and local school  
4 superintendents of the progress report data; to provide for an appeals process; to provide  
5 parents access to progress report data; to provide for review by teachers of individual testing  
6 data; to provide for requirements for the school year calendar; to repeal conflicting laws; and  
7 for other purposes.

8 **BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:**

9 **SECTION 1.**

10 Chapter 2 of Title 20 of the Official Code of Georgia Annotated, relating to elementary and  
11 secondary education, is amended by adding a new article at the end of such chapter to be  
12 designated Article 32 to read as follows:

13 "ARTICLE 32

14 20-2-2080.

15 (a) The State School Superintendent shall annually publish, in conjunction with the State  
16 Board of Education, preliminary Adequate Yearly Progress Reports, as such reports are  
17 required by the federal No Child Left Behind Act of 2001 (P.L. 107-110), not later than the  
18 second Monday of July.

19 (b) Local boards of education and local school superintendents shall have ten working  
20 days to review the yearly progress report data published in accordance with subsection (a)  
21 of this Code section and submit, in writing, any appeals therefrom to the State School  
22 Superintendent and the State Board of Education.

23 (c) An appeal shall be heard and decided by the State School Superintendent and the State  
24 Board of Education no later than five working days from the filing of an appeal.

1 (d) No later than five working days after the State School Superintendent, in conjunction  
2 with the State Board of Education, closes the appeals process concerning the local board  
3 of education's review of progress reports, the State School Superintendent and the State  
4 Board of Education shall issue final performance designations to each school, which shall  
5 be sent to the Governor and members of the General Assembly, as well as made readily  
6 available to the public for review.

7 (e) From the date the final performance designations for each school are issued, parents  
8 or other legal guardians of children shall have at least five working days prior to the  
9 commencement of the school year in which to review the yearly progress report data.

10 (f) Teachers shall have at least three working days prior to the commencement of the  
11 school year in which to review data from the yearly progress report relating to their  
12 previous year's class, as well as that of their incoming students.

13 20-2-2081.

14 In order to comply with the procedures set forth in Code Section 20-2-2080, local boards  
15 of education shall adopt a school year calendar that in no event shall commence the first  
16 day of instruction of a school year prior to the third full week of August. For purposes of  
17 this Code section, Sunday shall be considered the first day of the week."

18 **SECTION 2.**

19 All laws and parts of laws in conflict with this Act are repealed.