# Attachment A

Superintendent’s Memo #175-22

August 12, 2022

# Fiscal Year 2023 Local Mandate Assessments – Selected Local Mandates

1. **Competency-Based Career and Technical Education Program and Standards** (SOE.DOE062)

School divisions are required to develop a plan for and implement competency-based career and technical education programs, in accordance with state and federal regulations, to promote knowledge of careers and types of employment, and to ensure that students are prepared to enter employment and continue formal education. The programs must include instruction about employment opportunities, labor market needs, applied basic skills, job-seeking skills, and career guidance for all secondary students, including those identified as disabled. Middle schools must offer at least one career and technical offering and each secondary school must provide at least 11 course offerings in three career and technical program areas. Plans for such programs, developed with the input of business and industry representatives and the Career and Technical Education Advisory Committee, must be submitted to the Superintendent of Public Education in addition to annual funding applications. School divisions must provide on its website information on the opportunity for students to obtain a nationally recognized career readiness certificate at a local public high school, comprehensive community college, or workforce center and implement a plan to notify students and parents of such information. School boards shall report annually to the Board of Education the number of Board-approved industry certifications obtained, state licensure examinations passed, national occupational competency assessments passed, Virginia workplace readiness skills assessments passed, and the number of career and technical education completers who graduated. Beginning with first-time ninth grade students in the 2013-2014 school year, requirements for the standard diploma must include earning an approved career and technical education credential that has been approved by the Board except when a CTE credential in a particular subject area is not readily available or appropriate or does not adequately measure student competency, in which case the student shall receive satisfactory competency-based instruction in the subject area to satisfy the requirements. Each school board must include, as part of each student's academic and career plan in the career and technical education curricula, a list of (i) the top 100 professions in the Commonwealth by median pay and the education, training, and skills required for each such profession and (ii) the top 10 degree programs at institutions of higher education in the Commonwealth by median pay of program graduates.

Type: Compulsory Order

Authority: Code of Virginia §§ [22.1-253.13:1(D)(3)](https://law.lis.virginia.gov/vacode/title22.1/chapter13.2/section22.1-253.13%3A1/), [22.1-253.13:1(11)](https://law.lis.virginia.gov/vacode/title22.1/chapter13.2/section22.1-253.13%3A1/), [22.1-](https://law.lis.virginia.gov/vacode/title22.1/chapter13.2/section22.1-253.13%3A4/)

[253.13:4](https://law.lis.virginia.gov/vacode/title22.1/chapter13.2/section22.1-253.13%3A4/), and [22.1-227.1](https://law.lis.virginia.gov/vacode/title22.1/chapter13.2/section22.1-227.1/); State Board of Education Regulations [8 VAC 20-120-10 et seq](https://law.lis.virginia.gov/admincode/title8/agency20/chapter120/).; Carl D. Perkins Vocational and Technical Education Act of 1998 (Fed.); [P.L. 105-332](https://www.govinfo.gov/content/pkg/STATUTE-112/pdf/STATUTE-112-Pg3076.pdf#page=2) (Fed.); [20 U.S.C. 2301](https://www.govinfo.gov/content/pkg/USCODE-2020-title20/pdf/USCODE-2020-title20-chap44-sec2301.pdf) (Fed.)

Last Assessment Period: 07/01/2015 to 08/31/2015

Last Assessment Finding: Retain

Assessment:  [SOE.DOE062.pdf](https://dmz1.dhcd.virginia.gov/MandatesSearch/AssessmentFiles/SOE.DOE062.pdf)

1. **Early Identification and Provision of Special Education Services for Students with Disabilities** (SOE.DOE069)

School divisions are required to implement early identification of students with disabilities and to

enroll such students in appropriate instructional programs consistent with State and federal law. Each

local school board shall enact a policy to require that timely written notification is provided to the

parents of any student who: (I undergoes literacy and Response to Intervention screening and

services; or (ii) does not meet the benchmark on any assessment used to determine at-risk learners in

preschool through grade 12, which notification shall include all such assessment scores and subscores

and any intervention plan that results from such assessment scores or subscores.

Type: Compulsory Order

Authority: Code of Virginia §§ [22.1-215.2](https://law.lis.virginia.gov/vacode/title22.1/chapter13.2/section22.1-215.2/) and [22.1-253.13:1(D)](https://law.lis.virginia.gov/vacode/title22.1/chapter13.2/section22.1-253.13%3A1/); State Board of

Education Regulations [8 VAC 20-81-10 et seq](https://law.lis.virginia.gov/admincode/title8/agency20/chapter81/).; Individuals with Disabilities Education Improvement Act of 2004 (Fed.); [P.L. 108-446](https://www.govinfo.gov/content/pkg/PLAW-108publ446/pdf/PLAW-108publ446.pdf) (Fed.); [20 U.S.C. 1400 et seq](https://www.govinfo.gov/content/pkg/USCODE-2010-title20/pdf/USCODE-2010-title20-chap33-subchapI.pdf). (Fed.); [34 C.F.R. 300](https://www.ecfr.gov/current/title-34/subtitle-B/chapter-III/part-300?toc=1), and [34 C.F.R. 303](https://www.ecfr.gov/current/title-34/subtitle-B/chapter-III/part-303?toc=1) (Fed.)

Last Assessment Period: 08/01/2002 to 09/30/2002

Last Assessment Finding: Retain

1. **Suspension, Expulsion, Exclusion, and Readmission of Pupils** (SOE.DOE097)

School divisions must adhere to policies and procedures as set forth in the Code of Virginia in the suspension, expulsion, and exclusion of students for sufficient cause. Truancy cannot be a sufficient cause for suspension. School boards must require specific notifications in oral or written notice to the parent of a student who is suspended from school attendance for not more than ten days, including eligibility for the readmission of students. No student in Pre-Kindergarten through third grade may be suspended for longer than three days except in certain circumstances, and no student in other grades may be suspended for longer than 45 days except in circumstances. School boards shall adopt policies and procedures to ensure that suspended students are able to access and complete graded work during and after the suspension.

Type: Compulsory Order

Authority: Code of Virginia §§ [22.1-276.01](https://law.lis.virginia.gov/vacode/title22.1/chapter14/section22.1-276.01/), [22.1-276.2](https://law.lis.virginia.gov/vacode/title22.1/chapter14/section22.1-276.2/), [22.1-277](https://law.lis.virginia.gov/vacode/title22.1/chapter14/section22.1-277/), [22.1-277.04](https://law.lis.virginia.gov/vacode/title22.1/chapter14/section22.1-277.04/)

through [22.1-277.08](https://law.lis.virginia.gov/vacode/title22.1/chapter14/section22.1-277.08/), and [22.1-277.2](https://law.lis.virginia.gov/vacode/title22.1/chapter14/section22.1-277.2/)

Last Assessment Period: 10/01/2005 to 11/30/2005

Last Assessment Finding: Retain

1. **Water Management Programs** (SOE.DOE171)

Effective July 1, 2021, each school board shall maintain a water management program for the

prevention of Legionnaires’ disease at each public school building in the local school division. Each

school board shall validate each water management program on at least an annual basis to maintain

the health and decency of such buildings. Each public school shall maintain files related to its water

management program, including the results of all validation and remediation activities, and make

such files available for review.

Type: Compulsory Order

Authority: Code of Virginia §§ [22.1-271.2](https://law.lis.virginia.gov/vacode/title22.1/chapter14/section22.1-271.2/)