



Justification for School Districts Exceeding the 1.0 Percent Cap on Students Participating in the NYSAA

2018-19 School Year

The Every Student Succeeds Act (ESSA) limits the total number of students with the most significant cognitive disabilities who are assessed Statewide with an alternate assessment aligned with alternate achievement standards in the State to 1.0 percent of the total number of students in the State who are assessed in that subject. A State may not prohibit a local educational agency (LEA) from assessing more than 1.0 percent of its assessed students in any subject with an alternate assessment; however, any LEA that exceeds the 1.0 percent cap on participation on an alternate assessment must submit information to the State justifying the need to exceed the cap.

Based on 2017-2018 school year data, LEAs identified as exceeding the 1.0 percent cap in English language arts, mathematics, and/or science for students participating in the New York State Alternate Assessment (NYSAA) are required to complete this justification form.

In accordance with ESSA, the New York State Education Department (NYSED) will review and make publicly available all justifications received. LEAs submitting a justification are subject to further review and oversight by NYSED.

This form must be submitted by June 30, 2019

Guidance on determining whether a student should participate in the NYSAA is available at NYSED's [NYSAA Eligibility and Participation Criteria](#).

District Name/BEDSCODE *

Person Completing This Form *

<input type="text"/>	<input type="text"/>
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First Name

Last Name

Email of person completing form *

example@example.com

Phone Number of person completing form *

Area Code Phone Number

Chief School Officer (Superintendent or Charter School Leader) *

First Name Last Name

Do staff who participate as Committee on Special Education (CSE) members receive copies of NYSED's NYSAA eligibility guidance? *

- Yes
- No

Please explain how staff who participate as CSE members receive information on NYSAA eligibility. *

Please describe how staff who participate as Committee on Special Education (CSE) members are trained on New York State's (NYS) Eligibility and Participation Criteria for determining student eligibility for the NYSAA (select one or more) *

- Face-to-face training
- Online training
- Other training
- No Training Provided

Face-to-face Training Explanation

Online Training Explanation

Other NYSAA Eligibility Training Explanation

No NYSAA Training Explanation

Identify factor(s) contributing to exceeding 1.0 percent participation in the NYSAA in the 2017-18 school year (select one or more) *

- There is at least one community or health organization located within the school district that draws a significant number of students with the most severe cognitive disabilities and their families to the LEA
- Small overall student population that results in a greater impact of individual students on participation rates (for example, the total number of students enrolled in the school district is less than 300 and the total number of students participating in the NYSAA is 3 or less, resulting in a higher than 1.0 percent participation rate).
- The LEA offers highly specialized programming for students with the most severe cognitive disabilities that draws a significant number of students with the most severe cognitive disabilities and their families to the school district.
- Other factors

Community or health organizations explanation *

DO NOT include any personally identifiable information (PII), such as student names, in your explanation. Doing so is a violation of the Family Educational Rights and Privacy Act (FERPA).

Student population explanation *

DO NOT include any personally identifiable information (PII), such as student names, in your explanation. Doing so is a violation of the Family Educational Rights and Privacy Act (FERPA).

Highly specialized student programming explanation *

DO NOT include any personally identifiable information (PII), such as student names, in your explanation. Doing so is a violation of the Family Educational Rights and Privacy Act (FERPA).

Other Factors Explanation *

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As Chief School Officer (or his/her designee completing this form) I hereby make the following assurances upon signature below and submission of this form: *

- CSEs utilize NYS's Eligibility and Participation Criteria-NYSAA.
- CSEs review and determine annually a student's eligibility to participate in the NYSAA.
- The LEA provides sufficient training such that school staff who participate as members of the CSE understand and implement NYS's Eligibility and Participation Criteria-NYSAA so that students are appropriately assessed.
- Parents are informed in the development of their child's individualized education program that their child's academic achievement will be measured based on alternate standards.
- Parents are informed that because students must earn required course credits and participate in required Regents examinations in order to earn a NYS high school diploma (local or Regents diploma), participation in the NYSAA may delay or otherwise affect their child from earning a NYS high school diploma.
- Assurances cannot be provided for any of the above.

No assurances explanation *

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Submit