

## **INPUT SOUGHT ON PROPOSED WAIVER EXTENSION REQUEST TO FEDERAL 1% CAP ON ALTERNATE ASSESSMENT**

The Indiana Department of Education is seeking public comment on its request for a waiver extension on the number of students who can be tested using an alternate assessment on annual statewide tests.

Indiana requires all students enrolled in public K-12 schools (traditional and charters) and nonpublic schools (Choice Scholarship Program, Accredited, and Freeway) be assessed either with accommodations, without accommodations, or with an alternate assessment. Indiana follows the federal participation requirement and, to date, has met or exceeded the federal guidelines set at 95 percent participation. For each subject for which assessments are administered, the total number of students assessed in that subject using an alternate assessment may not exceed 1% of the total number of students in the State who are assessed in that subject. If the State anticipates going above the 1 percent cap, it must submit a waiver extension request to the federal government.

Indiana, based upon historical data, anticipates that approximately 1.14% students will be assessed using the alternate assessment. Since this exceeds the limit, Indiana must request a waiver extension to the 1 percent cap for one year (34 C.F.R. §200.6(c)(4)). IDOE plans to submit the waiver extension request to the U.S. Department of Education in the areas of English/Language Arts, Mathematics, and Science. The waiver extension request states that IDOE will gather data on the characteristics of students participating in the alternate assessment to provide a standard for determining whether students participating have significant intellectual disabilities, which is the only population of students who can take the alternate assessment. The waiver extension also states that IDOE will collect and analyze alternate assessment data and request justification from districts if they anticipate exceeding the 1 percent cap for the 2020-2021 school year. IDOE will ensure these districts address any disproportionality in the percentage of students taking the alternate assessment.

The proposed waiver extension request is available on the [Indiana Department of Education website](#). Any individual or organization may submit [written comments](#) on the proposed waiver extension pursuant to 34 C.F.R. §200.6(c)(4). These comments will be accepted through November 6, 2020.

Please direct any questions to [INassessments@doe.in.gov](mailto:INassessments@doe.in.gov).