

Discussion related to Waivers

The following questions regarding waivers were raised in the review of the assessments proposed language. Committee questions are in italics. Responses from BIE are noted in plain text.

1. *If a tribe waives an assessment, is the school required to use the existing assessment until the waiver is approved?* BIE: yes, usually the approval letters specify a timeline for the new system to kick in.
2. *If a tribe needs to update an approved alternative definition (ie waiver) what is the process for making amendments?*
3. *If a tribe decides to waive and do its own assessments who is responsible for creating those new assessments?*
4. *Who is financially responsible for alternative assessments proposed by a tribe or governing school board?*
5. Regarding 2(G) Assessments of English Language Proficiency. *Should there be language in the waivers regulations that tribes or governing school boards can waive EL assessments?*
6. *If a Tribe has oral language and not written / is this the waiver? Or, does this apply to immersion school? Need clarification as to what the question was referencing. Statement of local schools to determine the assessments.*
7. Section 2(H) Locally Selected Assessments.
 - a. *Per BIE: This section on locally-selected assessments might be redundant and possibly in conflict with the statutory provisions on the waiver/alternative proposal process in section 8204(c)(2). Recommend deletion.*
 - b. *Committee needs to discuss further – useful tool, option for LEAs. May be redundant but provides useful process guidance. Consider moving to waivers? Or reference in assessments section and link to the waivers.*