

# 2019 AASA Legislative Agenda

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## **The guiding principles for federal education policy all stem from equity and the important role the federal government stands to play in leveling the education playing field for all students:**

- Privatization of public education funding undermines our nation's public school system, denies equitable educational opportunity and represents failed federal policy.
- Federal policy equity includes both policy and resources, both of which should remain available to all students, schools and states.
- The role of the federal government in education is to help ensure access to equitable educational opportunities and to supplement and support, rather than dictate, local efforts in education.
- It is unrealistic to expect all students to achieve college and career readiness without providing districts the necessary funding to do this challenging work.
- Federal funding and policy should support the total child, from physical and mental health to the development of fundamental lifelong learning skills.
- Federal education funding must be protected and preserved and not cut for other federal priorities. Further, federal investment in education must be a priority within budget conversations.
- Federal education policy should support additional federal programming to provide mental health services for students.
- Federal resources, both funding and policy, are intended to prop up and support high-needs students and communities in an effort to truly level the playing field.

## **Ensure an Appropriate Federal/State/Local Balance**

- The role of the federal government is to support and strengthen—not dictate and prescribe to—the nation's schools, and state and local policies.
- Federal mandates must be supported with federal dollars.
- Ensure all entities receiving public dollars are subject to the same transparency, reporting, flexibility and accountability requirements.

## **Support Students, Families and Special Populations**

- Support equitable distribution of federal dollars with greater investments in formula driven programs.
- Permanently resolve sequestration through a combination of spending cuts and revenue increases.
- Ensure continued parity between defense and nondefense discretionary funding. Support federal efforts to raise spending caps and prioritize education spending at the cap level.
- Fully Fund IDEA: By honoring its commitment to support the education of students with disabilities, Congress will enable districts to shift dollars toward new initiatives that address their local needs.
- Ensure IEP teams shape assessment determinations for students with disabilities.
- Address special education disproportionality more effectively and flexibly.
- Ensure school leaders can keep students and school personnel safe.
- Prioritize efforts to improve federal policies that threaten or compromise the safety and well-being of students and staff.

- Support preservation and expansion of access to affordable early college education, including expanded control over the requirements and awarding of educator credentials.
- Support federal policy that flexibly supports the unique needs of rural communities, including REAP, Impact Aid and Forest Counties, and mental health services among others.
- Support expansion of access to early education to all children without cutting into K-12 funding.
- Make available federal funding that supports high-quality, early education opportunity (including head start, Pre-K, early education, professional development for personnel and more), with ample flexibility for local authority in implementation.
- Support use of a metric that reflects the total ELL subgroup.
- Support the DREAM act as a permanent resolution and fix to address the needs of eligible/appropriate students and young adults brought to this country as minors and currently eligible for the Deferred Action for Childhood Arrivals (DACA) program.
- Support out-of-school/after school learning opportunities (including 21<sup>st</sup> Century-like programs) with focus on ensuring district flexibility for program design and implementation.
- Support the maintenance of the 2001 Title IX Guidance to ensure each and every student has a safe and healthy learning environment.
- Reduce and simplify the paperwork and application requirements for FASFA.
- Support programs that assist and develop students entering and completing college and post-secondary programs.
- Approaches to student discipline must be centered on positive, research-based best practices.
- Support federal policy that would prohibit discrimination on the basis of sexual orientation and gender identity.

### **Support Personnel**

- Exempt substitute teachers and other variable hour employees from coverage under the Affordable Care Act.
- Ensure licensing and certification requirements for school nutrition workers are a state responsibility.
- Ensure all licensing and certification requirements for high school teachers are flexible enough to support work in dual enrollment programs.
- Provide school districts immediate access to all relevant student data, including academic, social, emotional, criminal and behavioral.
- Reduce and simplify the paperwork and application requirements for E-Rate.
- Streamline IDEA procedures by permitting parents and school personnel to opt-out of processes and paperwork related to IEPs to allow more time for teaching and learning.
- Support the preservation and expansion of resources for future and current teachers to address the teacher shortage issue.
- Ensure flexibility of Pell grants to be available for students regardless of age or current school enrollment.

### **Strengthen District Operations**

- Ensure new data collection requirements, burdensome regulations and new guidance and policies issued by the U.S. Department of Education must be examined in the context of what is statutorily required of districts and with consideration of current federal, state and local education funding levels.
- In expanding and delivering early education, ensure public schools are a core partner in all stages of planning, implementation and evaluation, including improving continuity to elementary level.

- Reform the special education due process system to provide more effective, less costly and less litigious means of resolving disputes.
- Ensure districts have greater flexibility to reduce local maintenance of effort levels for IDEA if the provision and quality of services for students with disabilities is unaffected.
- Ensure the IDEA burden of proof is on the moving party and not automatically the district.
- Preserve the current financing structure of Medicaid and ensure eligible mental health services in schools are reimbursable under Medicaid.
- Establish reasonable parameters around requests for Independent Education Evaluation.
- Provide reimbursement to schools when federal food service requirements result in loss of revenue.
- Refrain from increasing the administrative burden related to nutrition eligibility verification.
- Oppose new or additional private rights of action.
- Oppose additional mandates on districts related to seclusion and restraint.

### **Support Students through Appropriate Curriculum and Assessments**

- Provide developmentally appropriate curriculum, instruction and assessments to all students.
- Approach state-led accountability with an emphasis on capacity-building not punishment.
- Use tests for the purposes for which they were designed: one test cannot serve multiple measures (i.e., student achievement, accountability and/or teacher evaluation).
- Support state and local education agency efforts to annually review, revise, and resubmit accountability plans to better reflect the realities of implementation and meeting goals.
- Support federal government efforts to approve state plans that build on and exercise flexibilities returned to state and local levels via underlying statute.

### **Enhance District Technology Infrastructure & Student Data Privacy**

- Support flexibility of federal resources to ensure equitable access to affordable broadband, to better support student connectivity both in and out of school.
- Permanently exempt E-Rate from the Anti-Deficiency Act.
- Support reauthorization of FERPA to include clear and updated language aligned with existing laws and regulations that schools are following.
- Provide coherent and easy-to-understand guidance for parents and educators regarding FERPA, PPRA and COPPA, and their protections of the privacy and security of student data.
- Update definitions to address the realities of the digital age, making it possible to protect data while ensuring appropriate use of student data for legitimate educational needs and reforms.
- Secure joint guidance from the U.S. Departments of Health and Human Services and Education regarding overlap of HIPAA and FERPA laws.