



# NEBRASKA

## DEPARTMENT OF EDUCATION

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To: Parents and Caregivers  
From: Matthew Blomstedt, Commissioner of Education  
Subject: Nebraska's Commitment to Every Student, Every Day  
Date: September 28, 2015

The Elementary and Secondary Education Act (ESEA), was passed in 1965 during the Lyndon B. Johnson administration as part of the War on Poverty. The act emphasized equal access to education, established high standards and accountability, and authorized federally funded education programs administered by individual states. Congress amended ESEA in 2002 and reauthorized it as the No Child Left Behind (NCLB) Act. The law was scheduled to be reauthorized in 2007; to date Congress has not taken the necessary steps to update this law. In recent months, both the Senate and Congress have passed their versions of what they believe should be included in reauthorization of the ESEA. The next step is for members of both the Senate and Congress to form a Conference Committee to come up with a single plan for reauthorization. It is anyone's guess whether ESEA will actually be reauthorized by the end of this year.

When states and districts agree to accept federal funds, there are strings attached. Attached to NCLB Title I funding is the stipulation to have statewide assessments and Adequate Yearly Progress (AYP) decisions for every public school in the state. Under NCLB, the proficiency goal for school year 2014-15 for reading and mathematics assessments was set at 100%. According to the NCLB rules, every student - regardless of disabilities, English language proficiency, or other life-impacting circumstances -- must be proficient in reading and math as measured by state assessments. Because of this unrealistic goal, a number of Nebraska schools will be unfairly labeled as *Not Met* or *In Need of Improvement*.

The Nebraska Department of Education does not agree with the current federal policy. I do not believe that all of our schools are low performing. In fact, the U.S. Department of Education (USDE) has granted waivers from the unrealistic expectations of NCLB. Common sense tells us that one child in one grade in one subject area scoring just below a "proficiency cut score" should not brand an entire school community as failing. Yet that is exactly what has happened under NCLB. As a result of this faulty logic, some schools or districts in Nebraska have not met the NCLB requirement for the 2014-15 school year.

In April, 2015, Nebraska submitted a request to the USDE, for waivers from several of the NCLB requirements. NDE has had follow-up conversations with USDE staff, but to date no formal response has been received. This means that for the 2014-15 school year, all NCLB requirements must be followed. NDE was hopeful that some of the requirements, such as the 100% proficiency goals for

reading and math could be waived, but our real hope is that reauthorization takes place very soon, so that all states will be relieved of the unrealistic and harsh consequences of the current law.

Nebraska educators are committed to each and every young person reaching his or her full potential and we are proud of the significant academic progress of our students. While not all students have reached proficiency, the use of targeted resources to assist struggling students and schools has had an impact which is seen in performance data not taken into account by NCLB. Our students, staff members, and schools are not failures. By many measures, they are demonstrating unprecedented levels of achievement. We continue to strive for improvement and excellence in our public schools.

We are committed to continuous improvement. Gains in student achievement are due to the collaborative efforts of teachers, staff, parents, and community members through high-quality instruction, effective leadership, and partnerships. We know that tests are an important part of teaching and learning, but we also understand that basing a student's achievement on a single assessment does not capture everything that is important for our children's learning journey.

As a state, our biggest challenge is finding better ways to engage and support the learning of every student, every day. Nebraska continues to develop and refine a system for Accountability for a Quality Education System, Today and Tomorrow (AQuESTT). The State Board of Education believes that Nebraska citizens—through the Constitution, the Nebraska Legislature, the State Board of Education, the Commissioner of Education, and other policy makers—are responsible for the total design of this education system. While acknowledging that this education system will be influenced by others, (federal government, other state leaders, and local policy makers) this system will be dependent on and driven by local boards of education, administrators, teachers, parents, communities, and students. This belief requires that we listen well, communicate better, and engage leaders and stakeholders across the state. The goal is to build a quality accountability system that is meaningful to Nebraska. The AQuESTT system focusses on six tenets which are part of two broader principles. We believe that each tenet is equally important.

STUDENT SUCCESS AND ACCESS

Positive Partnerships, Relationships, & Student Success  
Transitions  
Educational Opportunities & Access

TEACHING AND LEARNING

College and Career Ready  
Assessment  
Educator Effectiveness

As a parent or caregiver, we encourage you to look at your own child's individual growth and learning, along with evidence your school provides related to your child's progress instead of an outdated mislabeling requirement imposed by the federal government. We also encourage you to work with your local educators to ensure that every child is challenged and supported, learning, and thriving. Schools prosper when parents and caregivers are involved as the first teachers of their children.