



VIRGINIA DEPARTMENT OF EDUCATION

REPORT

# **Status of Regional Alternative Education Student Slots for 2009-2010**

PRESENTED TO THE

**GOVERNOR OF VIRGINIA AND THE  
VIRGINIA GENERAL ASSEMBLY**

**June 10, 2010**



## COMMONWEALTH of VIRGINIA

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Superintendent of Public Instruction

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June 10, 2010

The Honorable Lacey E. Putney, Chairman  
House Appropriations Committee  
Post Office Box 127  
Bedford, Virginia 24523

The Honorable Charles J. Colgan, Sr., Chairman  
Senate Finance Committee  
10660 Aviation Lane  
Manassas, Virginia 20110-2701

Dear Delegate Putney and Senator Colgan:

As required by the Appropriation Act, Chapter 781, 2009 the Act of Assembly, enclosed is the report for the 2009-2010 school year on the status of Regional Alternative Education Student Slots. The provisions in the act state that "The Department of Education shall report by June 30 each year, to the Chairmen of the House Appropriations and Senate Finance Committees, the number of available student slots, students placed, the request of unused slots, and the number of unused slots subsequently used by each school division for each Regional Alternative Education program."

If you have questions or require additional information relative to this transmittal, please contact Diane Jay, acting director, Office of Program Administration and Accountability, at [Diane.Jay@doe.virginia.gov](mailto:Diane.Jay@doe.virginia.gov) or by telephone at (804) 225-2905.

Sincerely,

A handwritten signature in blue ink that reads "Patricia I. Wright".

Patricia I. Wright

PIW/dj

Enclosure

c: The Honorable Gerard Robinson, Secretary of Education

## Executive Summary

The Regional Alternative Education Programs were established by the General Assembly in 1993-1994 with the intent of involving two or more school divisions working in collaboration to establish options for students who have a pending violation of school board policy, have been expelled or suspended on a long-term basis, or are returning from juvenile correctional centers. The General Assembly provides state funding based on allocated slots to the programs. A funding formula based on a standard staffing model and the composite index of local ability to pay determines funding amounts for each of the 30 programs.

The Appropriation Act, Chapter 781, 2009 the Act of Assembly, states that “The Department of Education shall report by June 30 each year, to the Chairmen of the House Appropriations and Senate Finance Committees, the number of available student slots, students placed, the request of unused slots, and the number of unused slots subsequently used by each school division for each Regional Alternative Education program.”

Statewide, there were 1,822 slots allotted by formula among 30 regional alternative education programs for 2009-2010. Twenty-four of the 30 programs indicated that they would have placements for all slots assigned to each division in each regional program. Six regional programs reported that there would be unused slots in one or more of their participating divisions. In four of these six regional programs, one or more of the other participating school divisions requested the additional slots. In the remaining two regional programs, the slots were not requested by their participating school divisions and the slots were reallocated statewide according to the state process. In total, 54 slots were reallocated.

As stipulated in the Appropriation Act, Chapter 781, 2009 the Act of Assembly, the requesting school division received only the state’s share of tuition for the unused slot that was allocated for the originally designated school division. Follow-up correspondence to the school divisions receiving the unused slots indicated that the reassigned slots were used by the school divisions.

## Status of Regional Alternative Education Placements for 2009-2010

Background: The Regional Alternative Education Programs were established by the General Assembly in 1993-1994 with the intent of involving two or more school divisions working in collaboration to establish options for students who have a pending violation of school board policy, have been expelled or suspended on a long-term basis, or are returning from juvenile correctional centers. The General Assembly provides state funding based on allocated slots to the programs. A funding formula based on a standard staffing model and the composite index of local ability to pay determines funding amounts for each of the 30 programs. A list of the regional programs can be found in Appendix A.

The Appropriation Act, Chapter 781, 2009 the Act of Assembly, includes provisions for reallocating unused student slots in regional alternative education programs. The language of the provision can be found in Appendix B and is outlined as follows:

- In the event a school division does not use all of the student slots it is allocated under a regional alternative education program, the unused slots may be reallocated or transferred to another school division.
- A school division must request from the Department of Education the availability and possible use of any unused student slots. If any unused slots are available, and if the requesting school division chooses to utilize any of the unused slots, the requesting school division shall receive only the state's share of tuition for the unused slot that was allocated for the originally designated school division.
- However, no requesting school division shall receive more tuition funding from the state for any requested unused slot than what would have been the calculated amount for the requesting school division had the unused slot been allocated to the requesting school division in the original budget. Furthermore, the requesting school division shall pay for any remaining tuition payment necessary for using a previously unused slot.
- The Department of Education shall report by June 30 each year, to the Chairmen of the House Appropriations and Senate Finance Committees, the number of available student slots, students placed, the request of unused slots, and the number of unused slots subsequently used by each school division for each Regional Alternative Education program.

Process Used to Comply with General Assembly Provisions: The Department of Education issued Superintendent's Memorandum 074-09, dated March 27, 2009, "Provisions for Reallocating Unused Student Slots in Regional Alternative Education Programs for 2009-2010." The memorandum advised division superintendents of the provisions for reallocating unused student slots in the state's Regional Alternative Education Programs. Appendix C contains the process used to determine the distribution of unused student slots

and reallocating unused student slots in the state's Regional Alternative Education Programs for the 2009-2010 school year. Following the distribution of the memorandum, the Department sent a data collection survey on the number of slots to be used in each Regional Alternative Education Program for 2009-2010.

Results: Statewide, there were 1,822 slots allotted by formula among the 30 regional programs for 2009-2010. Twenty-four of the 30 programs indicated that they would have placements for all slots assigned to each division in each regional program.

Six regional programs reported that there would be unused slots in one or more of their participating divisions. In four of these six regional programs, one or more of the other participating school divisions requested the additional slots. In the remaining two regional programs, the slots were not requested by participating school divisions.

Based on the process for distribution of slots established by the Department, the unused slots were distributed first to the requesting school division being served in the Regional Alternative Education Program. By this process, 28 slots were reassigned.

- In the Petersburg regional program, Petersburg indicated that it would not use two slots; Colonial Heights indicated that it would not use one slot; and Dinwiddie indicated it would not use two slots. Sussex requested two additional slots, and Hopewell requested three additional slots.
- In the Richmond City regional program, Hanover indicated it would not use one slot, and Richmond requested one additional slot.
- In the Stafford regional program, Spotsylvania indicated that it would not use seven slots, and Caroline indicated that it would not use nine slots. Stafford requested eight additional slots; King George requested four additional slots; and Fredericksburg requested four additional slots.
- In the Staunton project, Staunton indicated that it would not use six of its assigned slots. Harrisonburg and Waynesboro each requested three additional slots.

Unused slots that were not awarded under the first priority were distributed statewide to other qualifying school divisions participating in regional programs that requested additional slots. School divisions requesting additional slots were listed from lowest to highest by composite index. Unused slots were assigned to divisions requesting additional slots from lowest to highest composite index until all slots were reassigned. By this process, 26 slots were reassigned.

- The Bedford County/Roanoke County regional alternative education program was an inactive program during 2009-2010. Roanoke County with its ten assigned slots joined the Roanoke City and Salem regional program. The 16 slots assigned to Bedford were distributed by statewide formula.

- The Wythe County regional alternative education program relinquished ten of its allocated slots. The participating division did not request additional slots, and therefore, the ten slots assigned to Wythe County were distributed by statewide formula.
- By the statewide process established, unused slots were assigned one at a time in order from lowest to highest composite index to divisions requesting additional slots in order from lowest to highest composite index. The following divisions received additional student slots:
  - Russell County: 13
  - Scott County: 10
  - Smyth County: 3

As stipulated in the Appropriation Act, the requesting school division received only the state's share of tuition for the unused slot that was allocated for the originally designated school division. A chart that depicts the redistribution of slots is shown in Appendix D.

In follow-up correspondence in May 2010, the school divisions receiving the unused slots indicated that the reassigned slots were used by their school divisions.

**Appendix A  
Regional Alternative Education Programs  
2009-2010**

<b>School Division-Fiscal Agent</b>	<b>Other Participating Divisions</b>
<b>Bristol City Public Schools</b>	Washington County Public Schools
<b>Brunswick County Public Schools</b>	Greensville and Mecklenburg County Public Schools
<b>Buena Vista City Public Schools</b>	Rockbridge County Public Schools and Lexington City Public Schools
<b>Carroll County Public Schools</b>	Galax City Public Schools
<b>Fairfax County Public Schools</b>	Alexandria City Public Schools
<b>Fauquier County Public Schools</b>	Rappahannock County Public Schools
<b>Fluvanna County Public Schools</b>	Alleghany, Bath, Botetourt, Charles City, Clarke, Craig, Culpeper, Floyd, Franklin, Giles, Grayson, Greene, Halifax, Highland, Madison, Orange, Shenandoah, and Smyth County Public Schools, and Radford City Public Schools
<b>Henry County Public Schools</b>	Martinsville City and Patrick County Public Schools
<b>King William County Public Schools</b>	Gloucester, Mathews, Middlesex, Essex, King and Queen, and New Kent County Public Schools, Town of West Point Public Schools
<b>Lynchburg City Public Schools</b>	Appomattox, Amherst, Bedford, and Nelson County Public Schools
<b>Montgomery County Public Schools</b>	Pulaski County Public Schools
<b>Newport News City Public Schools</b>	Hampton City Public Schools
<b>Norfolk City Public Schools</b>	Chesapeake, Franklin, Portsmouth, Suffolk, Virginia Beach City Schools, Isle of Wight and Southampton County Public Schools
<b>Northampton County Public Schools</b>	Accomack County Public Schools
<b>Nottoway County Public Schools</b>	Amelia, Buckingham, Charlotte, Cumberland, Lunenburg, and Prince Edward County Public Schools

<b>School Division-Fiscal Agent</b>	<b>Other Participating Divisions</b>
<b>Petersburg City Public Schools</b>	Dinwiddie, Prince George, and Sussex County Public Schools, Colonial Heights and Hopewell City Public Schools
<b>Pittsylvania County Public Schools</b>	Danville City Public Schools
<b>Powhatan County Public Schools</b>	Goochland and Louisa County Public Schools
<b>Prince William County Public Schools</b>	Manassas and Manassas Park City Public Schools
<b>Richmond City Public Schools</b>	Hanover and Henrico County Public Schools
<b>Roanoke City Public Schools</b>	Salem City Public Schools
<b>Roanoke County Public Schools</b>	Bedford County Public Schools
<b>Russell County Public Schools</b>	Tazewell County Public Schools
<b>Scott County Public Schools</b>	Lee County Public Schools
<b>Stafford County Public Schools</b>	Caroline, King George, and Spotsylvania County Public Schools, and Fredericksburg City Public Schools
<b>Staunton City Public Schools</b>	Harrisonburg and Waynesboro City Public Schools, and Augusta County Public Schools
<b>Westmoreland County Public Schools</b>	Lancaster, Northumberland, and Richmond County Public Schools, Town of Colonial Beach Public Schools
<b>Wise County Public Schools</b>	Dickenson County Public Schools and Norton City Public Schools
<b>Wythe County Public Schools</b>	Bland County Public Schools
<b>York County Public Schools</b>	Poquoson City and Williamsburg-James City County Public Schools



## Appendix B

**Item 140.C.11.f of Chapter 781, 2009 the Act of Assembly**  
(<http://leg1.state.va.us/cgi-bin/legp504.exe?091+bud+21-140>)

## f. Regional Alternative Education Programs

- 1) An additional state payment of \$6,717,848 the first year from the general fund and \$7,293,262 the second year from the Lottery Proceeds Fund shall be disbursed for Regional Alternative Education programs. Such programs shall be for the purpose of educating certain expelled students and, as appropriate, students who have received suspensions from public schools and students returned to the community from the Department of Juvenile Justice.
- 2) Each regional program shall have a small student/staff ratio. Such staff shall include, but not be limited to education, mental health, health, and law enforcement professionals, who will collaborate to provide for the academic, psychological, and social needs of the students. Each program shall be designed to ensure that students make the transition back into the "mainstream" within their local school division.
- 3)
  - a) Regional alternative education programs are funded through this Item based on the state's share of the incremental per pupil cost for providing such programs. This incremental per pupil payment shall be adjusted for the composite index of local ability-to-pay of the school division that counts such students attending such program in its March 31 Average Daily Membership. It is the intent of the General Assembly that this incremental per pupil amount be in addition to the basic aid per pupil funding provided to the affected school division for such students. Therefore, local school divisions are encouraged to provide the appropriate portion of the basic aid per pupil funding to the regional programs for students attending these programs, adjusted for costs incurred by the school division for transportation, administration, and any portion of the school day or school year that the student does not attend such program.
  - b) In the event a school division does not use all of the student slots it is allocated under this program, the unused slots may be reallocated or transferred to another school division.
    1. A school division must request from the Department of Education the availability and possible use of any unused student slots. If any unused slots are available and if the requesting school division chooses to utilize any of the unused slots, the requesting school division shall only receive the state's share of tuition for the unused slot that was allocated in this Item for the originally designated school division.

2. However, no requesting school division shall receive more tuition funding from the state for any requested unused slot than what would have been the calculated amount for the requesting school division had the unused slot been allocated to the requesting school division in the original budget. Furthermore, the requesting school division shall pay for any remaining tuition payment necessary for using a previously unused slot.
  3. The Department of Education shall report by June 30 each year, to the Chairmen of the House Appropriations and Senate Finance Committees, the number of available student slots, students placed, the request of unused slots, and the number of unused slots subsequently used by each school division for each Regional Alternative Education program.
- 4) The Department of Education shall provide assistance for the state share of the incremental cost of Regional Alternative Education program operations based on the composite index of local ability-to-pay.

## Appendix C

### Department of Education Process for Determining Distribution of Unused Student Slots in Regional Alternative Education Programs 2009-2010

#### Provisions relating to reallocating unused student slots in Regional Alternative Education Programs

- If any unused slots are available, and if the requesting school division chooses to utilize any of the unused slots, the requesting school division shall receive only the state's share of tuition for the unused slot that was allocated for the originally designated school division.
- However, no requesting school division shall receive more tuition funding from the state for any requested unused slot than what would have been the calculated amount for the requesting school division had the unused slot been originally allocated to the requesting school division.
- The requesting school division shall pay for any remaining tuition payment necessary for using a previously unused slot.

#### First priority for distribution of unused slots (Distribution within Regional Programs)

Unused slots from school division(s) participating in a regional program will be distributed to other qualifying divisions being served in that regional program who have requested additional slots. All slots that each division in the regional program has certified as unused will be counted for reallocation. School divisions in the regional program that have certified unused slots will be listed from lowest to highest by composite index. School divisions in the regional program requesting additional slots will be listed from lowest to highest by composite index. Unused slots will be assigned one at a time in order from lowest to highest composite index to the requesting divisions in that regional program in order of priority based on the lowest to highest composite index ranking until no further slots remain to reallocate or all requests have been met. Remaining unused slots, if any, will be placed into the state pool of unused slots.

#### Second priority for distribution of unused slots (Statewide Distribution)

Unused slots that have not been awarded under the first priority will be distributed statewide to other qualifying school divisions participating in regional programs who have requested additional slots. School divisions having unused slots will be listed from lowest to highest by composite index. School divisions requesting additional slots will be listed from lowest to highest by composite index. Unused slots will be assigned one at a time in order from lowest to highest composite index to divisions requesting additional slots in order from lowest to highest composite index until no slots remain or all requests are met. Once the process has been completed, regional alternative education programs will be notified of adjustments to the original approved slots.

**Appendix D**

**Virginia Department of Education  
Alternative Education Redistribution of Slots for 2009-2010**

<b>Reg. No.</b>	<b>Division No.</b>	<b>School Divisions</b>	<b>Budgeted Slots Allocated to Each Division</b>	<b>Slots Not Intended to be Used</b>	<b>Additional Slots Requested</b>	<b>Additional Slots Funded</b>	<b>Total Funded Slots Columns</b>
401	115	<b>Lynchburg City</b>	34	0	0	0	34
	006	Appomattox Co	5	0	0	0	5
	005	Amherst Co.	8	0	0	0	8
	010	Bedford Co.	12	0	0	0	12
	062	Nelson Co.	8	0	0	0	8
402	117	<b>Newport News City</b>	153	0	7	0	153
	112	Hampton City	13	0	0	0	13
403	118	<b>Norfolk City</b>	41	0	32	0	41
	136	Chesapeake City	25	0	25	0	25
	135	Franklin City	2	0	4	0	2
	046	Isle of Wight Co.	2	0	7	0	2
	121	Portsmouth City	0	0	10	0	0
	087	Southampton Co.	4	0	0	0	4
	127	Suffolk City	9	0	2	0	9
	128	Virginia Beach City	33	0	64	0	33
404	124	<b>Roanoke City</b>	38	0	0	0	38
	139	Salem City	16	0	0	0	16
405	029	<b>Fairfax Co.</b>	33	0	0	0	33
	101	Alexandria City	11	0	0	0	11
406	032	<b>Fluvanna Co.</b>	3	0	3	0	3
	003	Alleghany Co.	3	0	3	0	3
	009	Bath Co.	3	0	3	0	3
	012	Botetourt Co.	3	0	3	0	3
	014	Buchanan Co.	3	0	3	0	3
	019	Charles City Co.	3	0	3	0	3
	022	Clarke Co.	3	0	3	0	3
	023	Craig Co.	3	0	3	0	3
	024	Culpeper Co.	3	0	3	0	3
	031	Floyd Co.	3	0	3	0	3

**VIRGINIA DEPARTMENT OF EDUCATION**

Reg. No.	Division No.	School Divisions	Budgeted Slots Allocated to Each Division	Slots Not Intended to be Used	Additional Slots Requested	Additional Slots Funded	Total Funded Slots Columns
	033	Franklin Co.	3	0	3	0	3
	035	Giles Co.	3	0	3	0	3
	039	Greene Co.	3	0	3	0	3
	041	Halifax Co.	3	0	3	0	3
	045	Highland Co.	3	0	3	0	3
	056	Madison Co.	3	0	3	0	3
	068	Orange Co.	3	0	3	0	3
	086	Smyth Co.	3	0	3	3	6
	085	Shenandoah Co.	3	0	3	0	3
	122	Radford City	3	0	3	0	3
407	060	<b>Montgomery Co.</b>	15	0	0	0	15
	077	Pulaski Co.	46	0	0	0	46
408	120	<b>Petersburg City</b>	11	-2	0	0	9
	106	Colonial Heights City	2	-1	0	0	1
	027	Dinwiddie Co.	3	-2	0	0	1
	114	Hopewell City	7	0	3	3	10
	074	Prince George Co.	3	0	0	0	3
	091	Sussex Co.	2	0	2	2	4
	090	Surry Co.	0	0	0	0	0
409	071	<b>Pittsylvania Co.</b>	18	0	0	0	18
	108	Danville City	18	0	0	0	18
410	072	<b>Powhatan Co.</b>	22	0	0	0	22
	037	Goochland Co.	11	0	0	0	11
	054	Louisa Co.	22	0	0	0	22
411	102	<b>Bristol City</b>	13	0	0	0	13
	094	Washington Co.	13	0	0	0	13
412	123	<b>Richmond City</b>	14	0	1	1	15
	042	Hanover Co.	11	-1	0	0	10
	043	Henrico Co.	16	0	0	0	16
413	089	<b>Stafford Co.</b>	34	0	8	8	42
	017	Caroline Co.	9	-9	0	0	0
	110	Fredericksburg City	2	0	4	4	6
	048	King George Co.	3	0	4	4	7
	088	Spotsylvania Co.	7	-7	0	0	0

**VIRGINIA DEPARTMENT OF EDUCATION**

Reg. No.	Division No.	School Divisions	Budgeted Slots Allocated to Each Division	Slots Not Intended to be Used	Additional Slots Requested	Additional Slots Funded	Total Funded Slots Columns
414	013	<b>Brunswick Co.</b>	22	0	0	0	22
	040	Greensville Co.	22	0	0	0	22
	058	Mecklenburg Co.	43	0	0	0	43
415	050	<b>King William Co.</b>	22	0	0	0	22
	028	Essex Co.	11	0	0	0	11
	036	Gloucester Co.	22	0	0	0	22
	049	King & Queen Co.	11	0	0	0	11
	057	Mathews Co.	11	0	0	0	11
	059	Middlesex Co.	11	0	0	0	11
	063	New Kent Co.	11	0	0	0	11
	207	Town of West Point	11	0	0	0	11
416	075	<b>Prince William Co.</b>	56	0	0	0	56
	143	Manassas City	4	0	0	0	4
	144	Manassas Park City	4	0	0	0	4
417	083	<b>Russell Co.</b>	81	0	20	13	94
	092	Tazewell Co.	81	0	20	0	81
418	097	<b>Wythe Co.</b>	20	-10	0	0	10
	011	Bland Co.	5	0	0	0	5
419	098	<b>York Co.</b>	22	0	2	0	22
	047	Williamsburg-James City Co.	16	0	2	0	16
	142	Poquoson City	8	0	1	0	8
420	067	<b>Nottoway Co.</b>	11	0	0	0	11
	004	Amelia Co.	11	0	0	0	11
	015	Buckingham Co.	11	0	0	0	11
	020	Charlotte Co.	11	0	0	0	11
	025	Cumberland Co.	11	0	0	0	11
	055	Lunenburg Co.	11	0	0	0	11
	073	Prince Edward Co.	11	0	0	0	11
421	095	<b>Westmoreland Co.</b>	12	0	10	0	12
		Lancaster Co.	3	0	9	0	3
	066	Northumberland Co.	12	0	10	0	12
	079	Richmond Co.	12	0	10	0	12
	202	Town of Colonial Beach	5	0	5	0	5

**VIRGINIA DEPARTMENT OF EDUCATION**

Reg. No.	Division No.	School Divisions	Budgeted Slots Allocated to Each Division	Slots Not Intended to be Used	Additional Slots Requested	Additional Slots Funded	Total Funded Slots Columns
422	126	Staunton City	51	-6	0	0	45
	008	Augusta Co.	28	0	0	0	28
	113	Harrisonburg City	8	0	3	3	11
	130	Waynesboro City	5	0	3	3	8
423	044	Henry Co.	13	0	7	0	13
	070	Patrick Co.	5	0	7	0	5
	116	Martinsville City	13	0	7	0	13
424	018	Carroll Co.	25	0	5	0	25
	111	Galax City	4	0	0	0	4
	038	Grayson Co.	3	0	25	0	3
426	096	Wise Co.	30	0	0	0	30
	026	Dickenson Co.	18	0	0	0	18
	119	Norton City	11	0	0	0	11
427	030	Fauquier Co.	43	0	57	0	43
	078	Rappahannock Co.	22	0	0	0	22
428	065	Northampton Co.	11	0	4	0	11
	001	Accomack Co.	11	0	6	0	11
429	084	Scott Co.	28	0	10	10	38
	052	Lee Co.	33	0	0	0	33
430	080	Roanoke Co. (joined Roanoke City/Salem)	10	0	9	0	10
	010	Bedford Co.	16	-16	0	0	0
431	103	Buena Vista City	2	0	0	0	2
	081	Rockbridge Co.	5	0	0	0	5
	137	Lexington City	3	0	0	0	3
			1,822	-54	465	54	1,822