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To: BOCES District Superintendents  
Superintendents of Public School  
Districts Principals of Public Schools  
Charter School Leaders

From: Renée L. Rider 

Subject: Academic Intervention Services for the 2017-18 School Year Based on 2016-17  
School Year 3-8 English Language Arts and Mathematics Assessment Scores

At the June 2017 meeting of the Board of Regents, the Board voted to amend Commissioner's Regulations § 100.2 regarding the methodology by which school districts identify students in grades 3-8 to receive Academic Intervention Services (AIS) in English Language Arts (ELA) and Mathematics.<sup>1</sup>

For the 2017-18 school year, districts shall continue to identify students to receive AIS through a two-step process. First, all students performing below the median scale score between a level 2/partially proficient and a Level 3/proficient on a grade 3-8 English language arts (ELA) or mathematics state assessment shall be considered for AIS. Upon identification of a student for consideration for AIS, districts shall then use a district-developed procedure, to be applied uniformly at each grade level, for determining which students shall receive AIS. After the district considers a student's scores on multiple measures of student performance, the district determines whether the student is required to receive AIS.

Each school year, districts must develop a policy, or review the existing policy, for providing AIS no later than September 1<sup>st</sup>. District policies for providing AIS, including a description of which student performance measures and associated scores will be utilized to determine eligibility, must be posted on the district website or distributed to parents in writing.

The tables on the next page show the scale score ranges and median scale score between levels 2 and 3 for the ELA and mathematics assessments in grades 3 to 8. Students who score below the median scale score between level 2 and level 3 (see shaded column in tables on next page) are identified as eligible for AIS. Districts must then apply local measures to determine which students

<sup>1</sup> <http://www.regents.nysed.gov/common/regents/files/617p12a1.pdf>

shall receive AIS. These multiple measures may include, but are not limited to, the following:

- 1) developmental reading assessments for grades K-6;
- 2) New York State English as a Second Language Achievement Test (NYSESLAT);
- 3) benchmark and lesson-embedded assessments for reading and math in grades K-6 based on teacher designed and selected assessments;
- 4) common formative assessments that provide information about students' skills;
- 5) unit and lesson assessments for ELA, mathematics, science, social studies and Languages Other than English (LOTE) for grades 7-8; and/or
- 6) results of psychoeducational evaluations based on a variety of assessments and inventories.

Regardless of the measures used, they must be applied uniformly at each grade level and in each content area when determining which students shall receive AIS.

Should you have any questions, please contact the Office of Student Support Services at (518) 486-6090 or [StudentSupportServices@nysed.gov](mailto:StudentSupportServices@nysed.gov).

**Grades 3-8 English Language Arts Scale Score Ranges by Performance Level and Median Scale Score between Level 2 and Level 3**

| Grade | NYS Level 1 | NYS Level 2 | NYS Level 3 | NYS Level 4 | Median Scale Score between Level 2 and Level 3 |
|-------|-------------|-------------|-------------|-------------|--|
| 3     | 180-290     | 291-319     | 320-357     | 358-412     | 305  |
| 4     | 164-286     | 287-319     | 320-342     | 343-416     | 303  |
| 5     | 126-288     | 289-319     | 320-345     | 346-428     | 304  |
| 6     | 128-282     | 283-319     | 320-337     | 338-403     | 301  |
| 7     | 133-286     | 287-317     | 318-346     | 347-402     | 302  |
| 8     | 121-283     | 284-315     | 316-342     | 343-402     | 300  |

**Grades 3-8 Mathematics Scale Score Ranges by Performance Level and Median Scale Score between Level 2 and Level 3**

| Grade | NYS Level 1 | NYS Level 2 | NYS Level 3 | NYS Level 4 | Median Scale Score between Level 2 and Level 3 |
|-------|-------------|-------------|-------------|-------------|--|
| 3     | 145-284     | 285-313     | 314-339     | 340-397     | 299  |
| 4     | 133-282     | 283-313     | 314-340     | 341-397     | 298  |
| 5     | 151-293     | 294-318     | 319-345     | 346-401     | 306  |
| 6     | 132-283     | 284-317     | 318-339     | 340-421     | 301  |
| 7     | 160-292     | 293-321     | 322-347     | 348-401     | 307  |
| 8     | 134-286     | 287-321     | 322-348     | 349-400     | 304  |