

APA-1
6/93

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control 51302 Department or Agency ALABAMA COMMISSION ON HIGHER
EDUCATION

Rule No. CHAPTER 300-2-6

Rule Title: Administrative Code: Proposed Amendments to Federal Programs

 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm
or endanger the public health, welfare, or safety? NO

Is there a reasonable relationship between the state's police power
and the protection of the public health, safety, or welfare? YES

Is there another, less restrictive method of regulation available
that could adequately protect the public? NO

Does the proposed rule have the effect of directly or indirectly
increasing the costs of any goods or services involved and, if so,
to what degree? NO

Is the increase in cost, if any, more harmful to the public than
the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the
purpose of, and so they have, as their primary effect, the
protection of the public? YES

Does the proposed rule have an economic impact? NO

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by
a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama
1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the
requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all
applicable filing requirements of the Administrative Procedure Division of the Legislative
Reference Service.

Signature of certifying officer 

Date 22 March 96

APA-2
11/96

**Alabama Commission on Higher Education
(Institutional Effectiveness and Planning)**

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Commission on Higher Education

RULE NO. & TITLE: Chapter 300-2-6, Proposed Amendment to Federal Programs

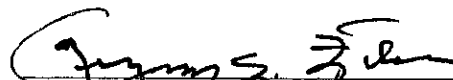
INTENDED ACTION: Amendment

SUBSTANCE OF PROPOSED ACTION: This proposed amendment to the Commission's Administrative Code, §300-2-6 is intended to provide for the amendment of Federal Programs in compliance with the Red Tape Reduction Act (Act 2013-2013-88 (HB101))

TIME, PLACE, MANNER OF PRESENTING VIEWS: Persons wishing to present views on the amendment of this Chapter may contact Elizabeth C. French, D.M.A., Director/Institutional Effectiveness and Planning, Alabama Commission on Higher Education, P.O. Box 302000, Montgomery, Alabama 36130-2000, telephone 334-242-2179 between 8 a.m. and 5 p.m. each work day up to and including May 6, 2016.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: May 6, 2016

CONTACT PERSON AT AGENCY: Elizabeth C. French, D.M.A.



Gregory G. Fitch, Ph.D.
Executive Director

**ALABAMA COMMISSION ON HIGHER EDUCATION
ADMINISTRATIVE CODE**

**PLANNING AND COORDINATION
Institutional Effectiveness and Planning**

**CHAPTER 300-2-6
FEDERAL PROGRAMS**

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300-2-6-.01 Goal. Title II, Part A of the Elementary and Secondary Education Act of 1965 (ESEA) (the Act), amended in the Augustus F. Hawkins-Robert T. Stafford Elementary and Secondary Improvement Amendments of 1988 (P.L. 100-297) and reauthorized in No Child Left Behind Act of ~~2002~~ 2001 (P.L. 107-110) as the professional development program. Title II, Part A of the No Child Left Behind Act of ~~2002~~ 2001 (Teacher and Principal Training and Recruiting Fund, Subpart 3) revises several of the provisions of the predecessor statutes (Title II of the Education for Economic Security Act and the Dwight D. Eisenhower Mathematics and Science Education Act, and the Dwight D. Eisenhower Professional Development Program). The purpose of the program is to (1) increase student academic achievement through strategies such as improving teacher and principal quality and increasing the number of highly qualified teachers in the classroom and highly qualified principals and assistant principals in schools; and (2) hold local educational agencies and schools accountable for improvements in student academic achievement (107-110, Title II, Part A, Section 2101).

Author: Elizabeth French

Statutory Authority: Code of Ala. 1975, §§16-5-1, et seq.

History: Filed December 2, 1988. **Amended:** Filed April 10, 1989. **Amended:** Filed May 12, 1995; effective June 16, 1995. **Amended:** Filed August 27, 2002; effective October 1, 2002. **Amended:** Filed March 15, 2016

300-2-6-.02 Administration. The Commission on Higher Education is designated the State Agency for Higher Education (SAHE) responsible for administering Alabama's higher education programs and activities (P.L. 107-110, Section 2132). The Executive Director of the Commission is designated the certifying representative for these programs and activities. Administration of the higher education programs and activities under the No

Child Left Behind Act of 2001 (Teacher and Principal Training and Recruiting Fund, Subpart 3) ~~Teacher and Principal Training and Recruiting Fund~~ program will be in accord with the terms and conditions of federal regulations and an approved plan filed with the U.S. Department of Education.

Author: Elizabeth French

Statutory Authority: Code of Ala. 1975, §§16-5-1, et seq.

History: Filed December 2, 1988. **Amended:** Filed April 10, 1989. **Amended:** Filed June 22, 1995; effective July 27, 1995. **Amended:** Filed August 27, 2002; effective October 1, 2002. **Amended:** Filed March 15, 2016

300-2-6-.03 Appeals. Any person or institution aggrieved by the actions of the Commission in its administration of these rules may, by written petition filed with the Commission within (30) days after notice of the action complained of, request a rehearing by the Commission. The Commission shall schedule the requested rehearing to be held no less than twenty (20) days, nor more than thirty (30) days after receipt of the petition. The aggrieved party may present written and oral evidence supporting its petition and may be represented by counsel, if desired. The decision of the Commission following the rehearing shall be final.

Author: Elizabeth French

Statutory Authority: Code of Ala. 1975, §§16-5-1, et seq.

History: Filed December 2, 1988. **Amended:** Filed March 15, 2016