Sec. 1. CREDIT BY EXAMINATION (WITH PRIOR INSTRUCTION)

The Principal (or a student's attendance committee, as applicable) has authority to offer a student in any of grades 6–12 credit for an academic subject in which the student had some prior instruction if the student scores 70% on a criterion-referenced test approved by the Board for the particular course. In order to obtain credit by examination with prior instruction, a student in any of grades 6–12 must also satisfy the following local requirements:

Any criterion-referenced test approved by the Board shall assess the student's mastery of the essential knowledge and skills and shall be administered according to established Midland Academy Charter procedures.

Prior to offering a student an opportunity to demonstrate mastery or earn credit by this method, an appropriate Midland Academy Charter employee shall review the student's records to determine whether the student has had prior instruction in the subject or course.

19 TAC 74.24(c)(12).

Sec. 2. CREDIT BY EXAMINATION (WITHOUT PRIOR INSTRUCTION)

With Board approval, Midland Academy Charter shall develop or purchase examinations for acceleration that thoroughly test the essential knowledge and skills for each primary school grade level and for credit for secondary school academic subjects.

a) ***Kindergarten Acceleration***

The Board shall approve procedures developed by the Superintendent or designee (in accordance with State Board of Education ("SBOE") rules) to allow a child who is five years old at the beginning of the school year to be assigned initially to First Grade rather than Kindergarten. Criteria for acceleration may include:

1. Scores on readiness tests or achievement tests that may be administered by appropriate Midland Academy Charter personnel.
2. Recommendation of the kindergarten or preschool the student has attended.
3. Chronological age and observed social and emotional development of the student.
4. Other criteria deemed appropriate by the Principal and Superintendent.

19 TAC 74.24(b)(1).

b) ***Grade 1 through Grade 5***

The Board shall approve procedures developed by the Superintendent or designee (in accordance

© March 31, 2022 Schulman, Lopez, Hoffer & Adelstein, LLP
All rights reserved.

with SBOE rules) to accelerate a student in grades 1–5 one grade if the student meets the following requirements:

1. The student scores 80% or above on a criterion-referenced test for the grade level to be skipped in each of the following areas: language arts, mathematics, science, and social studies;
2. A Midland Academy Charter representative recommends that the student accelerate; and
3. The student's parent gives written approval of the acceleration.

19 TAC 74.24(b)(2).

c) *Grade 6 through Grade 12*

Midland Academy Charter shall give a student in grades 6–12 for an academic subject in which he or she has not had prior instruction if the student scores:

1. A three or higher on a College Board advanced placement examination that has been approved by the Board for the applicable course;
2. A scaled score of 50 or higher on an examination administered through the College-Level Examination Program and approved by the Board for the applicable course; or
3. 80% on any other criterion-referenced test approved by the Board for the applicable course.

19 TAC 74.24(c)(8).

For each high school course, the Board shall approve at least four examinations that shall include College Board advanced placement examinations and examinations administered through the College-Level Examinations Program. The approved examinations may include those developed by:

1. Texas Tech University;
2. The University of Texas at Austin;
3. Midland Academy Charter; or
4. Another entity if the assessment meets all requirements under 19 TAC 74.26(c)(2).

19 TAC 74.24(c)(1)-(2).

A student may not attempt to earn credit by examination for a specific high school course more than two times. If a student fails to earn credit by examination for a specific high school course before the beginning of the school year in which the student would ordinarily be required to enroll in that course in accordance with Midland Academy Charter's prescribed course sequence, the student must satisfactorily complete the course to receive credit for the course.

© March 31, 2022 Schulman, Lopez, Hoffer & Adelstein, LLP
All rights reserved.

19 TAC 74.24(c)(9)-(10).

d) ***Fees***

Midland Academy Charter shall not charge for a Board-approved examination for acceleration for each primary school grade level or for credit for secondary school academic subjects. If a parent requests an alternative examination, Midland Academy Charter may administer and recognize results of a test purchased by the parent or student from Texas Tech University or the University of Texas at Austin.

19 TAC 74.24(a)(3).

© March 31, 2022 Schulman, Lopez, Hoffer & Adelstein, LLP
All rights reserved.