

**HB0166H3005**

1 Page 10-line 6 After "exam" insert "approved by the state  
2 superintendent".  
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4 Page 20-line 5 Delete ",who choose to,".  
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6 Page 20-line 6 After "W.S. 21-2-304(a)" insert "or a  
7 nationally normed achievement exam approved by  
8 the state superintendent".  
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10 Page 20-line 13 After "." insert "The state superintendent  
11 shall establish an educational program to  
12 assist ESA students that perform substantially  
13 below grade level or fail to make adequate  
14 academic progress as measured by performance  
15 on the statewide assessments administered  
16 pursuant to W.S. 21-2-304(a) or the nationally  
17 normed achievement exam approved by the state  
18 superintendent. If an ESA student continues to  
19 perform substantially below grade level or  
20 continues to fail to make adequate academic  
21 progress as measured by performance on the  
22 assessments after institution of the  
23 educational program recommended by the state  
24 superintendent, the student shall be  
25 ineligible to receive funds under this act."  
26 NICHOLAS