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**State Board
of Education**

Legislative Update

To: State Board of Education
Re: Legislative Update
Date: January 6, 2012

State Activity

Next Week's Committees

House Education Committee

The House Education Committee will not meet next week.

Senate Education Committee

The Senate Education Committee will meet on Tuesday, January 10 at 9:30 AM in the South Hearing Room to hear the following bill:

[House Bill 116 \(Barnes, D-Cleveland\)](#), to enact the School Day Security and Anti-Bullying Act to require age appropriate instruction to the extent that federal or state funds are appropriated for this purpose and parental notification of public schools' policies prohibiting harassment, intimidation or bullying- 3rd hearing- all testimony- possible substitute bill/ possible vote

Federal Activity

President Signs Defense Authorization Bill; Includes SBE Endorsed Language

On December 31, President Obama signed into law H.R. 1540, the National Defense Authorization Act. The Act includes language endorsed by the State Board of Education regarding equal treatment of high school graduates for military recruitment and enlistment purposes. The Act can be found [here](#) (and the equal treatment language is on page 106).

SEC. 532. POLICY ON MILITARY RECRUITMENT AND ENLISTMENT OF GRADUATES OF SECONDARY SCHOOLS.

(a) Equal Treatment for Secondary School Graduates-

(1) EQUAL TREATMENT- For the purposes of recruitment and enlistment in the Armed Forces, the Secretary of a military department shall treat a graduate described in paragraph (2) in the same manner as a graduate of a secondary school (*as defined in section 9101(38) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(38))*).**

(2) COVERED GRADUATES- Paragraph (1) applies with respect to person who--

(A) receives a diploma from a secondary school that is legally operating; or

(B) otherwise completes a program of secondary education in compliance with the education laws of the State in which the person resides.

(b) Policy on Recruitment and Enlistment- Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall prescribe a policy on recruitment and enlistment that incorporates the following:

(1) Means for identifying persons described in subsection (a)(2) who are qualified for recruitment and enlistment in the Armed Forces, which may include the use of a non-cognitive aptitude test, adaptive personality assessment, or other operational attrition screening tool to predict performance, behaviors, and attitudes of potential recruits that influence attrition and the ability to adapt to a regimented life in the Armed Forces.

(2) Means for assessing how qualified persons fulfill their enlistment obligation.

(3) Means for maintaining data, by each diploma source, which can be used to analyze attrition rates among qualified persons.

(c) Recruitment Plan - As part of the policy required by subsection (b), the Secretary of each of the military departments shall develop a recruitment plan that includes a marketing strategy for targeting various segments of potential recruits with all types of secondary education credentials.

(d) Communication Plan - The Secretary of each of the military departments shall develop a communication plan to ensure that the policy and recruitment plan are understood by military recruiters.

***(38) SECONDARY SCHOOL- The term secondary school' means a nonprofit institutional day or residential school, including a public secondary charter school, that provides secondary education, as determined under State law, except that the term does not include any education beyond grade 12.*