

VIRGINIA LAWS

VIRGINIA EDUCATION LAWS



§22.1-254(H)(5)

Delay Enrollment (for all parents)

Applies to any child who is not six on or before September 30.

Notify school board that you do not wish your child to attend school until the following year.

Delay instruction or begin teaching as the child matures.

Comply with one of the compulsory attendance options when the child is six as of September 30.

§22.1-254(A)

Tutor or Teacher of Qualifications (for parent or non-parent)

Write letter of introduction and include copy of current Virginia certification, teaching license, or letter of eligibility.

Tutor sends letter to local division superintendent for approval.

Submit again only after license renewal.

Begin teaching. No yearly notification. No assessment required.

§22.1-254(B)(1)

Religious Exemption to Compulsory Attendance (for pupil with parent)

"A school board shall excuse from attendance at school any pupil who, together with his parents, by reason of *bona fide* religious training or belief, is conscientiously opposed to attendance at school."

Reasons cannot include political, sociological, or philosophical views, or personal moral code.

Begin teaching. No testing required.

§22.1-254.1

Homeschool Statute (for parent or legal guardian)

Notify the superintendent or designee of your intent to homeschool by submitting a "Notice of Intent" form or letter by August 15 each year.

Choose one of the four options listed in the next section under "Homeschool Statute."

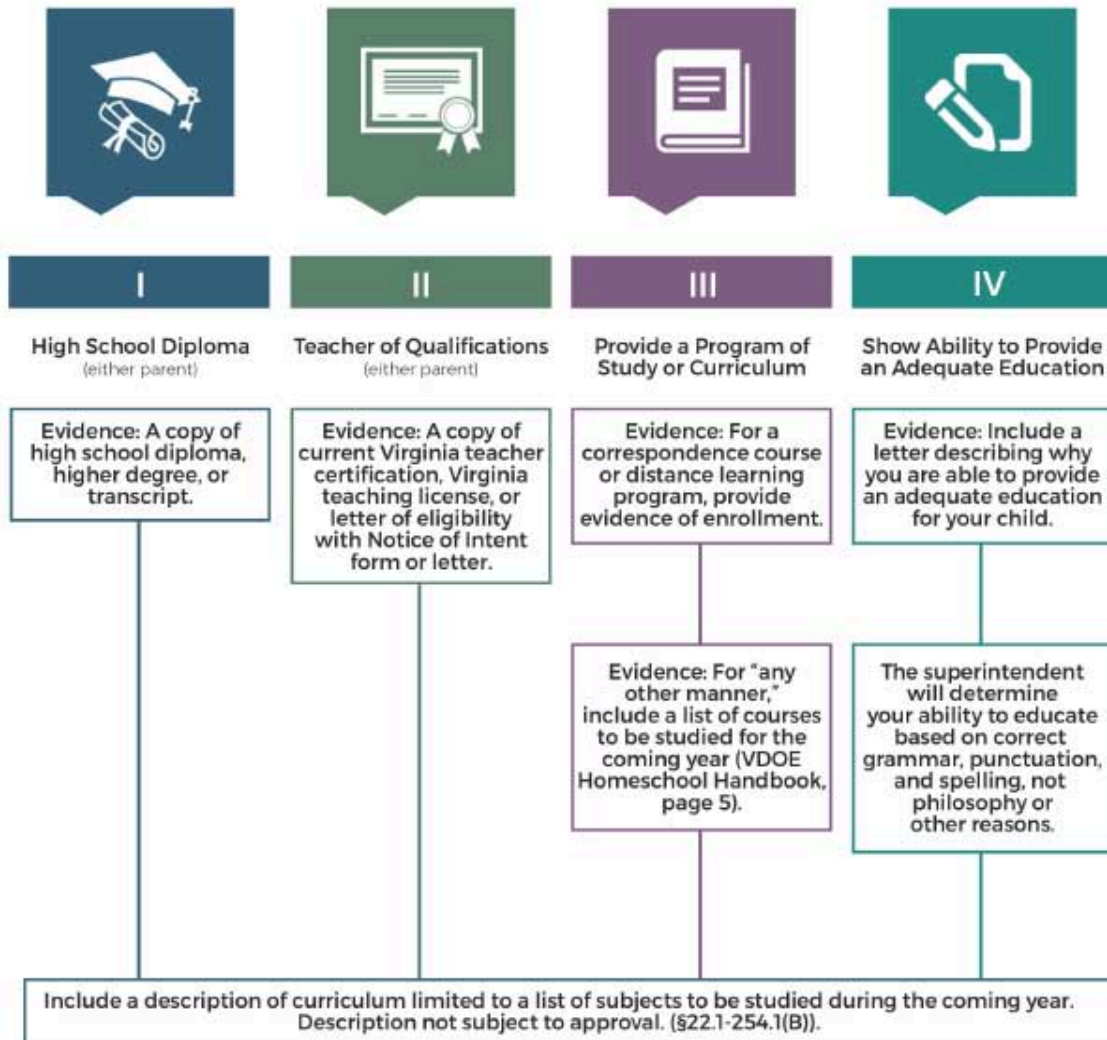
All parents must comply with immunization requirements and maintain records at home according to §22.1-271-4. Exemptions for religious or medical reasons are available.

next section

VIRGINIA LAWS

HOMESCHOOL STATUTE §22.1-254.1

Submit Notice of Intent to Provide Home Instruction form or personal letter to the division superintendent each year by August 15, indicating compliance with one of the following four options in §22.1-254.1(A):



By August 1 each year after homeschooling, send evidence of progress to the division superintendent. Does NOT apply to children who are not six on September 30. (§22.1-254.1(C)).

*DO NOT SUBMIT MORE INFORMATION THAN IS REQUIRED BY LAW.

When complying with the statute, HEAV encourages parents to use the least intrusive methods of compliance that are acceptable to your superintendent. The flow chart above describes several methods that have satisfied superintendents' requirements.

VIRGINIA LAWS

TEST OR EVALUATION §22.1-254.1(C)*



Achievement Test

Objective Evaluation

Parents choose any nationally-normed standardized achievement test.

OR

Provide an equivalent score on the ACT, SAT, or PSAT.

Student must score in or above the 4th stanine (23rd percentile or higher).

Only the basic battery is required (composite score for language arts and mathematics).

Parents can administer some tests and choose tester and location.

Paper or online tests are acceptable.

Pre-approval not required.



Evaluation or Assessment

Superintendent determines adequate educational growth and progress.

Letter of Evaluation or Assessment (ii) (a)

Provided by a licensed teacher from any state.

OR

Provided by a person with a master's degree or higher in an academic discipline.

Contact an evaluator early to determine the evaluation standards.

Portfolio: Evaluator reviews samples of work, photographs, or other documentation of work throughout the year.

OR

Criterion Referenced Test: Evaluator may develop a test based on the student's work.

Report Card or Transcript (ii) (b)

A report card or transcript from an institution of higher education, college distance learning program, or home-education correspondence school.

Parents are responsible for all costs associated with the evidence of progress requirement. Test results or evaluation/assessment letters are sent to the parent to submit to the superintendent by August 1. Assessment requirements do not apply to children who are under the age of six as of September 30 of the school year §22.1-254.1(C).

If evidence of progress is not provided by the parent, the home instruction program may be placed on probation for one year. Parents must file a remediation plan for the probationary year. Upon acceptance, home instruction may continue for one year. If the plan is not accepted or the evidence or progress is not provided by the following August 1, home instruction shall cease §22.1-254.1(C).

DO NOT SUBMIT MORE INFORMATION THAN IS REQUIRED BY LAW.

When complying with the statute, HEAV encourages parents to use the least intrusive methods of compliance that are acceptable to your superintendent.

© 2023 Home Educators Association of Virginia