



NATIONAL ASSEMBLY

SECOND SESSION

THIRTY-SIXTH LEGISLATURE

Bill 124

**An Act to amend the Act respecting
the Conseil supérieur de l'éducation and
the Education Act**

Introduction

**Introduced by
Mr Sylvain Simard
Minister of Education**

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EXPLANATORY NOTES

This bill amends the Education Act to provide that each school and each vocational training centre and adult education centre is required to adopt a success plan that includes objectives and the means for achieving them so as to improve student success. The bill establishes the rules under which the plan is to be developed and approved.

The bill contains a mandatory requirement for each school board to establish a strategic plan that states the main challenges it faces, particularly as regards success issues, and that contains strategic directions and objectives, the lines of intervention selected and the results targeted over the period covered by the plan.

The bill defines the informational and reporting obligations of the governing boards of schools and centres as well as those of the school boards, principally in relation to the success plan and the strategic plan.

The bill modifies the rules of quorum at meetings of the governing board of a centre and provides for the possibility of holding videoconference meetings that do not require the physical presence of a majority of the commissioners.

Lastly, the bill amends the Act respecting the Conseil supérieur de l'éducation to enable the Deputy Minister of Education to designate a substitute to sit as an associate member of the Conseil supérieur de l'éducation.

Bill 124

AN ACT TO AMEND THE ACT RESPECTING THE CONSEIL SUPÉRIEUR DE L'ÉDUCATION AND THE EDUCATION ACT

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS :

1. Section 7 of the Act respecting the Conseil supérieur de l'éducation (R.S.Q., chapter C-60) is amended by adding the following sentence at the end of the first paragraph : “The Deputy Minister may designate a substitute.”

2. Section 36 of the Education Act (R.S.Q., chapter I-13.3) is amended by replacing the third paragraph by the following paragraph :

“A school shall pursue its mission within the framework of an educational project and a success plan.”

3. The said Act is amended by inserting the following section after section 36 :

“36.1. The educational project shall be defined, implemented and periodically evaluated with the participation of the students, the parents, the principal, the teachers and other school staff members, representatives of the community and the school board.”

4. Section 37 of the said Act is amended

(1) by striking out “, and the means by which the educational project is to be implemented and evaluated” in the second and third lines of the first paragraph ;

(2) by striking out “, and the means by which it is to be implemented,” in the first and second lines of the second paragraph and by replacing “to reflect the needs of the students and the priorities of the school” in the fourth and fifth lines of that paragraph by “based on the analysis of the situation prevailing at the school made under section 74”.

5. The said Act is amended by inserting the following section after section 37 :

“37.1. The educational project of a school shall be implemented by means of the school’s success plan.

The school's success plan shall be based on the analysis of the situation prevailing at the school made under section 74 and the school board's strategic plan and shall comprise

- (1) the objectives to be achieved in order to improve student success over a period of several years ;
- (2) the means to achieve those objectives ; and
- (3) measures for assessing the achievement of objectives.

The school's success plan shall be reviewed each year and updated, if necessary."

6. Section 74 of the said Act is amended by inserting "shall analyze the situation prevailing at the school, particularly the obstacles to student success and the characteristics and expectations of the community served by the school. Based on the analysis, the governing board" after "governing board" in the first line of the first paragraph.

7. Section 75 of the said Act is amended

(1) by replacing "the student supervision policy proposed" in the first and second lines of the first paragraph by "the school's success plan, and any updated version of the plan, proposed" ;

(2) by striking out the second paragraph.

8. Section 83 of the said Act is replaced by the following section :

"83. Each year, the governing board shall inform the parents and the community served by the school of the services provided by the school and report on the level of quality of such services.

The governing board shall also apprise the parents and the community of the school's educational project and success plan.

Each year, the governing board shall report to the parents and the community on the results obtained in relation to fixed objectives.

The educational project and the success plan, as well as the results obtained in relation to fixed objectives or an explanatory document on the subject, shall be distributed to the parents."

9. Section 96.13 of the said Act is amended

(1) by inserting "the analysis of the situation prevailing at the school and" after "coordinate" in the first line of subparagraph 1 of the first paragraph ;

(2) by inserting the following subparagraph after subparagraph 1 of the first paragraph:

“(1.1) coordinate the development, the review and any updating of the school’s success plan;”;

(3) by inserting the following subparagraph after subparagraph 2 of the first paragraph:

“(2.1) ensure that the governing board is provided all necessary information before approving the proposals made under this chapter;”.

10. Section 96.25 of the said Act is amended by inserting “strategic plan,” after “defining the” in the first line.

11. Section 97 of the said Act is amended by inserting the following paragraph after the second paragraph:

“Centres shall pursue their mission within the framework of the policies determined pursuant to section 109 and a success plan.”

12. The said Act is amended by inserting the following section after section 97:

“97.1. The policies of a centre shall be implemented by means of the centre’s success plan.

The centre’s success plan shall be based on the analysis of the situation prevailing at the centre made under section 109 and the school board’s strategic plan and shall comprise

(1) the objectives to be achieved in order to improve student success over a period of several years;

(2) the means to achieve those objectives; and

(3) measures for assessing the achievement of objectives.

The centre’s success plan shall be reviewed each year and updated, if necessary.”

13. The said Act is amended by inserting the following section after section 107:

“107.1. A majority of the members in office is a quorum of the governing board.”

14. Section 108 of the said Act is amended by inserting “60 and 62 to” after “57 to” in the first line.

15. Section 109 of the said Act is amended by replacing “determine, oversee the implementation of and periodically evaluate the policies and action plan” in the first and second lines of the first paragraph by “analyze the situation prevailing at the centre, particularly the obstacles to student success and the characteristics and expectations of the community served by the centre and, based on the analysis, shall determine, oversee the implementation of and periodically evaluate the policies”.

16. The said Act is amended by inserting the following section after section 109:

“109.1. The governing board is responsible for approving the centre’s success plan, and any updated version of the plan, proposed by the principal.

The proposals shall be developed in collaboration with the staff of the centre.

The collaboration procedure shall be established by the persons concerned at general meetings called for that purpose by the principal or, failing that, shall be determined by the principal.”

17. The said Act is amended by inserting the following section after section 110.3:

“110.3.1. Each year, the governing board shall inform the community served by the centre of the services provided by the centre and report on the level of quality of such services.

The governing board shall also apprise the community of the centre’s policies and success plan.

Each year, the governing board shall report to the community on the results obtained in relation to fixed objectives.

The policies and the success plan, as well as the results obtained in relation to fixed objectives or an explanatory document on the subject, shall be distributed to the students.”

18. Section 110.4 of the said Act is amended by replacing “83” in the first line by “82”.

19. Section 110.10 of the said Act is amended

(1) by inserting “the analysis of the situation prevailing at the centre and” after “coordinate” in the first line of subparagraph 1 of the first paragraph and by replacing “centre’s action plan” in the second line of that subparagraph by “policies of the centre”;

(2) by inserting the following subparagraph after subparagraph 1 of the first paragraph :

“(1.1) coordinate the development, the review and any updating of the centre’s success plan;”;

(3) by inserting the following subparagraph after subparagraph 2 of the first paragraph :

“(2.1) ensure that the governing board is provided all necessary information before approving the proposals made under this chapter.”

20. Section 169 of the said Act is amended by inserting the following paragraph after the second paragraph :

“The requirement that commissioners be physically present shall not, however, prevent a meeting from being held if the majority of the commissioners participating in the meeting consent to any commissioner participating and voting by videoconference. A commissioner may only exercise such a right if the director general and the person chairing the meeting are present at the place where the council meeting is held.”

21. Section 193 of the said Act is amended by inserting the following paragraph after paragraph 1 :

“(1.1) the school board’s strategic plan and any updated version of the strategic plan;”.

22. The said Act is amended by inserting the following section after section 209 :

“209.1. Every school board shall adopt a strategic plan covering a period of several years stating

(1) the context in which it acts, particularly the characteristics and expectations of the community it serves ;

(2) the main challenges it faces, including success issues, in line with national indicators ;

(3) strategic directions and objectives in line with the national objectives of the strategic plan established by the Ministère de l’Éducation ;

(4) the lines of intervention selected for the achievement of the objectives ;

(5) the results targeted over the period covered by the plan ; and

(6) measures for assessing the achievement of objectives.

The school board's strategic plan shall be reviewed at intervals determined by the school board and updated, if necessary.

The Minister shall establish the national indicators, after consulting with the school boards.

Each year, every school board shall send a copy of its strategic plan to the Minister and shall make the strategic plan public."

23. Section 218 of the said Act is amended by replacing "the accomplishment" in the first line by "the implementation, by means of the success plan,".

24. Section 220 of the said Act is replaced by the following section :

"220. Every school board shall inform the population in its territory of the educational and cultural services provided by the school board and report on the level of quality of such services.

Every school board shall prepare an annual report giving the population in the territory and the Minister an account of the carrying out of its strategic plan, in particular as regards the results obtained in relation to fixed objectives.

A copy of the report shall be sent to the Minister."

25. The said Act is amended by inserting the following section after section 221 :

"221.1. Every school board shall ensure that each school has adopted a success plan that is consistent with the prescriptions of this Act, having regard in particular to the school board's strategic plan."

26. The said Act is amended by inserting the following section after section 245 :

"245.1. Every school board shall ensure that each centre has adopted a success plan that is consistent with the prescriptions of this Act, having regard in particular to the school board's strategic plan."

27. Sections 2 to 12, 15 to 19 and 21 to 26 only apply for the purposes of the school year 2003-2004 and subsequent school years.

28. This Act comes into force on (*insert here the date of assent to this Act*).