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## CHAPTER K KINDERGARTEN TO GRADE 12 EDUCATION<sup>1</sup>

### DEFINITIONS

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**“Student”** means a person enrolled in kindergarten to grade 12 in the <region name> Settlement Area.

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**“Curriculum Framework”** means the desired learning outcomes for primary (kindergarten – grade 3), intermediate (grades 4 – 6), junior (grades 7 – 9) and senior (grades 10 – 12) grade levels.

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### K.1 JURISDICTION<sup>2 3</sup>

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**K.1.1** The Dehcho Government has Jurisdiction in the <region name> Settlement Area with respect to:

- (a) the kindergarten to grade 12 education of ~~Students persons aged five (5) years by December 31 of a school year and not older than twenty one (21) years~~ residing in the <region name> Settlement Area and <sup>4</sup>

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- ( b) the certification of kindergarten to grade 12 teachers.

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**K.1.2** The Jurisdiction set out in **K.1.1** does not include:

<sup>1</sup> This Chapter is based on the assumption that the Dehcho Government is a public government.

<sup>2</sup> [Nov-2010] DFN want a jurisdiction similar in scope to clauses 7.4.4(i) and 7.5.7 in the Tlicho Agreement.

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<sup>3</sup> [Nov-2010] DFN want an authority over curriculum development that is not subject to the GNWT Curriculum Framework.

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<sup>4</sup> Dehcho suggests that the age requirements should be removed.

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- (a) the development of the Curriculum Framework as set by the GNWT,<sup>5</sup> and
- (b) setting the requirements for grade 12 graduation.

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**K.1.3** When exercising its Jurisdiction pursuant to **K.1.1**, the Dehcho Government shall ensure that:

- (a) the method of delivering kindergarten to grade 12 education is consistent with achieving the prescribed learning outcomes set out in the Curriculum Framework; and
- (b) all ~~Students~~ persons aged 5 years by December 31 of the school year and not older than 21 years have access to kindergarten to grade 12 education in a regular instructional setting in the ~~<region name>~~ Settlement Area.

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**K.1.4** The Dehcho Government may create exemptions to **K.1.3 (b)** where:

- (a) a Student has reached the age of sixteen (16) years and has been expelled from school;
- (b) the health, safety or delivery of education to that Student or other Students would be jeopardized by the presence of that Student in a regular instructional setting; and
- (c) there are other reasons as determined by the Dehcho Government in Consultation with the GNWT.

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<sup>5</sup> LTC suggests that more discussion is need at the table concerning the "Curriculum Framework" concept (minimum learning objectives may be a way to address this). See also, K.1.3 (a) and K.4.1(a).

## **K.2 ASSESSMENT TOOLS**

**K.2.1** The GNWT may develop means of assessment for the purpose of determining Student achievement in relation to the Curriculum Framework. The Dehcho Government shall use these assessment tools, if any, when assessing a Student's level of achievement when transferring to a school system operated by the Dehcho Government. Decisions regarding a Student's placement in the school system operated by the Dehcho Government shall be in accordance with Dehcho Government policies.

## **K.3 AGREEMENTS**

**K.3.1** The GNWT retains the right to represent the NWT in discussions and enter into agreements with other territories, provinces or Canada on behalf of the NWT with respect to kindergarten to grade 12 education. Such agreements shall not affect the Dehcho Government's- Jurisdiction pursuant to **K.1.1**.

**K.3.2** The Dehcho Government may enter into agreements with a territory, province or Canada, a school board in a territory or province, or any independent school accredited by a territory or province, for the delivery of kindergarten to grade 12 education within  
the ~~<region name>~~, Settlement Area or for Students receiving kindergarten to grade 12 education outside of the ~~<geographical description>~~, Settlement Area.

## **K.4 CONSULTATION**

**K.4.1** The GNWT shall Consult the Dehcho Government with respect to changes to:

- (a) the Curriculum Framework;

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(b) requirements for grade 12 graduation; and

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(c) teacher certification.

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## **K.5 INFORMATION SHARING**

**K.5.1** When the Dehcho Government exercises its Jurisdiction pursuant to **K.1.1**, the Dehcho Government and the GNWT may enter into agreements on information sharing, including information on Student enrollment and Student records.

## **K.6 CONFLICT OF LAWS**

**K.6.1** In the event of a conflict between a Dehcho Government Law made pursuant to this chapter and a Federal Law or NWT Law, the Dehcho Government Law prevails to the extent of the conflict.

**K.6.2** Notwithstanding **K.6.1**, in the event of a conflict between a Dehcho Government Law made pursuant to **K.1.1 (b)** and a NWT Law in relation to teacher certification, the NWT Law prevails to the extent of the conflict.