

Motion to Waive Board Rule Provisions due to COVID-19

March 19, 2020

I move that in light of the national and state declarations of state of emergency due to the COVID-19 Pandemic:

That through June 30, 2020, the State Board of Education grants to local education agencies (LEAs) a statewide waiver of:

- 1) the 180-school day and 990-hour requirements of R277-419-4;
- 2) the requirement that a school calendar be approved in an open meeting as described in R277-419-4(6);
- 3) the transportation requirements of R277-600, which require an LEA to record and submit all student transportation costs, including miles and minutes, as described by USBE staff; and
- 4) the requirement in R277-406-3(1) for a school to administer a third benchmark reading assessment sometime between April and June 15.

That the following deadlines be pushed back by two months:

- 1) the April 1 deadline in R277-407-6, which requires an LEA governing board to annually adopt a fee schedule and fee policies for the LEA in a regularly scheduled public meeting by April 1;
- 2) the April 30 deadline in R277-400-4, which requires a school to designate an Emergency Preparedness/Emergency Response week each year before April 30;
- 3) the requirement in R277-419-5(7) that requires LEAs to apply by April 1 for CTE courses for the upcoming year;
- 4) the April 1 deadline in R277-459-3(E) for a teacher to commit to spend the teacher's allocation of supplies and materials funding;
- 5) the April 1 deadline for a school to approve, with the school's governing board, the school's trust land plan; and
- 6) the April 1 deadline in R277-720-3(1) for an LEA to apply for a competency-based education designation.

That the waivers be based on the following conditions:

- 1) The LEA follows state and local health official orders and timelines for dismissal, soft closure, or complete closure of schools;
- 2) The LEA implements the LEA's [School Closure Continuity of Education Plan](#), which may not be inconsistent with health department directives and for which the LEA has available personnel and funds; and
- 3) The LEA provides as much notice and communication to students and parents of the suspension and reconvening of school services, including meal services, as soon as is reasonably possible and in languages spoken by families within the LEA where applicable.

And that the Board directs staff to continue to distribute state funding to LEAs, and other entities that receive funding directly from USBE, through June 30, 2020.