

Board of Education
Notice of Public Hearing to Adopt Rules

A public hearing will be held in Conference Room 4, Second Floor, MacKay Building, 800 Governors Drive, Pierre, South Dakota, on July 18, 2013, at 10:00 a.m. Central Daylight Time to consider the adoption and amendment of proposed rules in

Article 24:05, inclusive; Article 24:10, inclusive; Section 24:14:13:03; Article 24:15, inclusive; Section 24:43:02:06; Article 24:55, inclusive.

Article 24:05, inclusive (Special Education)

The effect of the rules will be to reference the most current State and Federal Regulations, remove excessive criteria in eligibility categories, and add provisions to address coordinated early intervening services funded through State Aid for Special Education. The reason for adopting the proposed rules is to update and clean up provisions and add coordinated early intervening services rules required by 2013 SB 15.

Article 24:10, inclusive (Career and Technical Education)

The effect of the rules will be to establish a methodology for forecasting contributions from student fees and state appropriations available to meet projected payment schedules on outstanding bonds for lease purchase agreements with the four postsecondary technical institutes and will clarify the process by which the Board of Education makes determinations of whether to approve requests for issuance of new bonds from the postsecondary technical institutes.

The reason for adopting the proposed rules is to fulfill the requirements of 2013 HB 1098 and to clarify the process by which the Board of Education makes determinations of whether to approve requests for issuance of new bonds from the postsecondary technical institutes

Section 24:14:13:03 (Development, review, and evaluation of IFSP)

The effect of the rule will be to do a one-word clean up by removing “working” from 24:14:13:03 (6). The reason for adopting the proposed rule is to align the section with IDEA Part C and Part B timelines.

Article 24:15, inclusive (Certification)

The effect of the rules will be to streamline the certification process for military spouses leaving employment as certified teachers in other states to accompany their spouses to South Dakota. The reason for adopting the proposed rules is to fulfill the requirements of 2013 SB 117.

Section 24:43:02:06 (Accreditation Review)

The effect of the rule will allow for an accreditation review desk audit rather than team visits to the district being reviewed. The reason for adopting the proposed rule is to update and streamline the accreditation review process.

Article 24:55, inclusive (Public School Accountability System)

The effect of the rules is to update and clarify the accountability rules under the Elementary and Secondary Education Act Waiver. The reason for the rules is to clarify the accountability process.

Persons interested in presenting data, opinions, and arguments for or against the proposed rules may do so by appearing in person at the hearing or by sending them to the South Dakota Department of Education, Attn: Ferne Haddock, 800 Governors Drive, Pierre, South Dakota 57501. Material sent by mail must reach the Department of Education by July 16, 2013, to be considered.

After the hearing, the board will consider all written and oral comments it receives on the proposed rules. The board may modify or amend a proposed rule at that time to include or exclude matters that are described in this notice.

Notice is further given to individuals with disabilities that this hearing is being held in a physically accessible place. Please notify the Department of Education at least 48 hours before the public hearing if you have special needs for which special arrangements must be made. The telephone number for making special arrangements is (605) 773-3553.

Copies of the proposed rules may be obtained without charge from the South Dakota Department of Education, Attn: Ferne Haddock, 800 Governors Drive, Pierre, South Dakota 57501 or at this website: <http://www.doe.sd.gov/board/index.aspx>

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