

MARYLAND REGISTER

Proposed Action on Regulations

Transmittal Sheet PROPOSED OR REPROPOSED Actions on Regulations	Date Filed with AELR Committee	TO BE COMPLETED BY DSD
	04/19/2017	Date Filed with Division of State Documents
		Document Number
		Date of Publication in MD Register

1. Desired date of publication in Maryland Register: 5/26/2017

2. COMAR Codification

Title Subtitle Chapter Regulation

13A 02 01 04

3. Name of Promulgating Authority

Maryland State Department of Education

4. Name of Regulations Coordinator

Charlene L Necessary

Telephone Number

410-767-0467

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200 W. Baltimore Street

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Baltimore MD 21201

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5. Name of Person to Call About this Document

Elizabeth M. Kameen

Telephone No.

410-576-6465

Email Address

ekameen@oag.state.md.us

6. Check applicable items:

New Regulations

Amendments to Existing Regulations

Date when existing text was downloaded from COMAR online: March 1, 2017.

- Repeal of Existing Regulations
- Recodification
- Incorporation by Reference of Documents Requiring DSD Approval
- Reproposal of Substantively Different Text:

: Md. R
 (vol.) (issue) (page nos) (date)

Under Maryland Register docket no.: --P.

7. Is there emergency text which is identical to this proposal:

Yes No

8. Incorporation by Reference

Check if applicable: Incorporation by Reference (IBR) approval form(s) attached and 18 copies of documents proposed for incorporation submitted to DSD. (Submit 18 paper copies of IBR document to DSD and one copy to AELR.)

9. Public Body - Open Meeting

- OPTIONAL - If promulgating authority is a public body, check to include a sentence in the Notice of Proposed Action that proposed action was considered at an open meeting held pursuant to General Provisions Article, §3-302(c), Annotated Code of Maryland.

- OPTIONAL - If promulgating authority is a public body, check to include a paragraph that final action will be considered at an open meeting.

10. Children's Environmental Health and Protection

Check if the system should send a copy of the proposal to the Children's Environmental Health and Protection Advisory Council.

11. Certificate of Authorized Officer

I certify that the attached document is in compliance with the Administrative Procedure Act. I also certify that the attached text has been approved for legality by Elizabeth M. Kameen, Assistant Attorney General, (telephone #410-576-6465) on April 18, 2017. A written copy of the approval is on file at this agency.

Name of Authorized Officer

Karen B. Salmon, Ph.D.

Title

State Superintendent of Schools

Telephone No.

410-767-0467

Date

April 19, 2017

Title 13A
A STATE BOARD OF EDUCATION

Subtitle 02 LOCAL SCHOOL ADMINISTRATION

13A.02.01 Local Boards of Education

Authority: Education Article, §§2-205, 4-101, 4-105, 4-106, 5-101, 5-109, and 7-103, Annotated Code of Maryland

Notice of Proposed Action

□

The Maryland State Board of Education proposes to amend Regulation .04 under COMAR 13A.02.01 Local Boards of Education.

This action was considered

Statement of Purpose

The purpose of this action is to reduce from 5 to 3 the number of days by which school systems must extend their calendars in order to obtain a waiver of the 180-day school year requirement when necessary.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact.

The economic impact of this regulation is a positive one as it may increase local school system revenue.

II. Types of Economic Impact.	Revenue (R+/R-)	Magnitude
	Expenditure (E+/E-)	
A. On issuing agency:	NONE	
B. On other State agencies:	NONE	
C. On local governments:		
Local School Systems	(R+)	Unknown
	Benefit (+)	Magnitude
	Cost (-)	
D. On regulated industries or trade groups:	NONE	
E. On other industries or trade groups:	NONE	
F. Direct and indirect effects on public:	NONE	

III. Assumptions. (Identified by Impact Letter and Number from Section II.)

C. This regulation reduces the number of days a school system must add to its calendar from five to three to be eligible for a waiver for the 180 school day requirement. The economic impact will depend on the school system and the severity of the weather in any given year. The economic impact, if it occurs, will be positive on the revenue side because the school system will not incur the expense of opening those two extra days.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Elizabeth M. Kameen, Assistant Attorney General, Office of the Attorney General/Maryland State Department of Education, 200 St. Paul Place, 19th Floor, Baltimore, Maryland 21202, or call 410-576-6465 TTY:410-333-6442, or email to ekameen@oag.state.md.us, or fax to 410-576-6309. Comments will be accepted through June 26, 2017. A public hearing has not been scheduled.

Open Meeting

Final action on the proposal will be considered by the State Board of Education during a public meeting to be held on July 18, 2017, 9:00 a.m., at 200 West Baltimore Street, Baltimore, Maryland 21201.

Economic Impact Statement Part C

A. Fiscal Year in which regulations will become effective: FY 2017

B. Does the budget for the fiscal year in which regulations become effective contain funds to implement the regulations?

No

C. If 'yes', state whether general, special (exact name), or federal funds will be used:

D. If 'no', identify the source(s) of funds necessary for implementation of these regulations:

No funds are necessary.

E. If these regulations have no economic impact under Part A, indicate reason briefly:

F. If these regulations have minimal or no economic impact on small businesses under Part B, indicate the reason and attach small business worksheet.

G. Small Business Worksheet:

Attached Document:

.04 Length of the School Year.

A.—B. (text unchanged)

C. Application for Waiver.

(1) In the required written application for waiver of school days, it shall be demonstrated that:

(a) (text unchanged)

(b) The local school system has modified its calendar by scheduling school on the make-up days provided in the original calendar and by extending the school year [5] 3 days beyond the previously scheduled closing date.

(2) (text unchanged)

KAREN B. SALMON, Ph.D.
State Superintendent of Schools