

OFFICE OF EDUCATIONAL ACCOUNTABILITY
Summary of State Board of Education Agenda Items
Consent Agenda
March 17, 2022

OFFICE OF PUBLIC REPORTING

H. Approval to begin the Administrative Procedures Act process: To repeal State Board Policies in accordance with Miss. Code Ann. § 25-43-3.114

Background Information: Begin the Administrative Procedures Act process: To repeal the following Mississippi State Board of Education policies in accordance with Miss. Code Ann. § 25-43-3.114 which requires an agency to review all of its rules at least every five years to determine whether any rule should be repealed, amended or a new rule adopted.

01. Miss. Admin. Code 7-3: 16 and 16.1, State Board Policy Chapter 16 – Charter Schools, Rule 16.1 – Charter Schools [Back-up material](#)
02. Miss. Admin. Code 7-3: 18 and 18.1, State Board Policy Chapter 18 – Children First Act of 2009, Rule 18.1 – Annual Report [Back-up material](#)
03. Miss. Admin. Code 7-3: 21 and 21.1, State Board Policy Chapter 21 – Communicable Diseases, Rule 21.1 – Communicable Diseases [Back-up material](#)
04. Miss. Admin. Code 7-3: 25 and 25.1, State Board Policy Chapter 25 – Conversion Charter Schools, Rule 25.1 – Conversion Charter Schools [Back-up material](#)
05. Miss. Admin. Code 7-3: 50 and 50.1, State Board Policy Chapter 50 – Mississippi Adequate Education Capital Improvement Section, Rule 50.1 – Mississippi Adequate Education Capital Improvement Section [Back-up material](#)
06. Miss. Admin. Code 7-3: 53 and 53.1, State Board Policy Chapter 53 – New Start School Program Regulations, Rule 53.1 – New Start School Program Regulations [Back-up material](#)
07. Miss. Admin. Code 7-3: 73 and 73.1, State Board Policy Chapter 73 – School Records, Rule 73.1 – School Records [Back-up material](#)
08. Miss. Admin. Code 7-3: 76.7, State Board Policy Chapter 76, Rule 76.7 – Selection (under MAEP 4903) [Back-up material](#)
09. Miss. Admin. Code 7-3: 78.10, State Board Policy Chapter 78, Rule 78.10 – Subject Area Testing Program Appeals Process [Back-up material](#)
10. Miss. Admin. Code 7-3: 81.8, State Board Policy Chapter 81, Rule 81.8 – Transportation Management of Students with Disabilities [Back-up material](#)

Recommendation: Approval

Back-up material attached

**Mississippi Board of Education
Board Policies Recommended for Repeal
March 17, 2022**

Item #	Policy #	Title	Reason for Repeal	APA to be filed	Chief
H.01	Chapter 16 and Rule 16.1	Charter Schools	2013 charter act eliminated need for this policy.	Yes	Smith
H.02	Chapter 18 and Rule 18.1	Children First Act of 2009, Annual Report	Source statute has significantly changed and no additional content is needed in policy.	Yes	Kraman
H.03	Chapter 21 and Rule 21.1	Communicable Diseases	MDE does not develop guidelines or promulgate rules but defers to guidelines set forth by CDC and MDH.	Yes	Gavin
H.04	Chapter 25 and Rule 25.1	Conversion Charter Schools	2013 charter act eliminated need for this policy.	Yes	Smith
H.05	Chapter 50 and Rule 50.1	Mississippi Adequate Education Capital Improvement Section	Source statute has been repealed.	Yes	Gavin
H.06	Chapter 53 and Rule 53.1	New Start School Program Regulations	Source statute has been repealed.	Yes	Benton
H.07	Chapter 73 and Rule 73.1	School Records	Rule 73.1 is a duplicate of Rule 63.1.	Yes	Amis
H.08	Chapter 76, Rule 76.7	Selection (under MAEP 4903)	Source statute no longer exists.	Yes	Gavin
H.09	Chapter 78 Rule 78.10	Subject Area Testing Program Appeals Process	Rule 78.10 is no longer applicable due to online test administration	Yes	Vanderford
H.10	Chapter 81 Rule 81.8	Transportation Management of Students with Disabilities	Rule 81.8 is a duplicate of Rule 74.6	Yes	Vanderford