

MISSOURI STATE BOARD OF EDUCATION AGENDA ITEM:**February 2016**

**CONSIDERATION OF A NOTICE OF PROPOSED RULEMAKING
TO AMEND RULE 5 CSR 20-100.110 PROGRAMS FOR GIFTED CHILDREN**

STATUTORY AUTHORITY:

Sections 162.720, 161.092 and 162.675,
RSMo

Consent Item Action Item Report Item

DEPARTMENT GOAL NO. 1:

All Missouri students will graduate college and career ready.

SUMMARY:

The language of the administrative rule for gifted has been updated to reflect current terminology and does not change existing practice. The rule establishes selection criteria and delivery of gifted services for state assisted gifted programs.

PRESENTERS:

Chris Neale, Assistant Commissioner, Office of Quality Schools; and David Welch, Director, Office of Quality Schools, will assist with the presentation and discussion of this agenda item.

RECOMMENDATION:

The Department recommends that the State Board of Education authorize publication in the *Missouri Register* of a notice of proposed rulemaking to amend rule 5 CSR 20-100.110 relating to Programs for Gifted Children, and that the State Board finds this proposed amendment necessary to carry out the purposes of Sections 162.720, 161.092 and 162.675, RSMo

Title 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION
Division 20 – Division of Learning Services
Chapter 100 – Office of Quality Schools

PROPOSED AMENDMENT

5 CSR 20-100.110 Programs for Gifted Children. The State Board of Education is proposing to amend section (2), subsection (4)(C) and section (6).

PURPOSE: This amendment contains changes to update the language for clarity and make the rule more accurate with the current practice and the terminology used.

(2) Annually, the Department of Elementary and Secondary Education (DESE) solicits applications from eligible elementary and secondary school districts which shall be due as of a date and in a form established by DESE. Anyone interested in receiving a copy of the *General Administrative Procedures for Gifted Programs* (August 2006) which is incorporated by reference and made a part of this rule, as published by DESE, may contact the Gifted Education Section, 205 Jefferson Street, PO Box 480, Jefferson City, MO 65102-0480 or by downloading a copy from the Internet. This rule does not incorporate any subsequent amendments or additions.

(4) For approved programs, districts shall maintain on file in the district:

- (A) The project goals and learner objectives which should be achieved by gifted students participating in the program;
- (B) The program activities of the project which shall be beyond the level normally provided in regular school programs and which contribute particularly to meeting the identified unmet needs of gifted students; and
- (C) The results of an annual evaluation used to determine the effectiveness of the *[project]* **program** as a whole and the *[project's]* **program's** impact upon participating students.

(6) Instructional positions and assignments **in the state-approved program** *[approved in a gifted application]* shall be reported **in a manner and format approved by DESE** on the annual core data reports.

*AUTHORITY: sections 162.720, RSMo 2000 and 161.092 and 162.675, RSMo Supp. 2006.*This rule was previously filed as 5 CSR 70-742.120 and 5 CSR 50-200.010. Original rule filed May 20, 1974, effective May 30, 1974. Amended: Filed Dec. 24, 1975, effective Jan. 3, 1976. Amended: Filed Nov. 7, 1977, effective March 1, 1978. Rescinded and readopted: Filed March 7, 1979, effective July 14, 1979. Amended: Filed Aug. 21, 1980, effective Dec. 15, 1980. Amended: Filed Feb. 26, 1991, effective Aug. 30, 1991. Rescinded and readopted: Filed Jan. 31, 1994, effective July 10, 1994. Amended: Filed Sept. 20, 2006, effective May 30, 2007. Moved to 5 CSR 20-100.110, effective Aug. 16, 2011.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Elementary and Secondary Education, Attention: David Welch, Director, Gifted Education, PO Box 480, Jefferson City, MO 65102-0480 or by email at webreplyge@dese.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*