

MISSOURI STATE BOARD OF EDUCATION AGENDA ITEM:**May 2020****CONSIDERATION OF SUMMER SCHOOL 120-HOUR REQUIREMENT****STATUTORY AUTHORITY:**

Sections 161.092 and 161.210.1, RSMo

Consent
ItemAction
ItemReport
Item**PRIORITY AREAS**

Success-Ready Students & Workforce Development

Safe & Healthy Schools

SUMMARY

Section 161.210.1, RSMo, gives the State Board of Education the authority to modify or waive rules: “Notwithstanding any provision of law to the contrary, the state board of education is hereby granted authority to waive or modify any administrative rule adopted by the state board or policy implemented by the department of elementary and secondary education.”

5 CSR 20-100.160(1) provides that “An approved summer school program for students without disabilities must be in session for at least one hundred twenty (120) clock hours.”

On March 11, 2020, the World Health Organization declared COVID-19 a pandemic. Governor Parson declared a State of Emergency in Missouri on March 13, 2020. By March 19, 2020, all school buildings in the state of Missouri were closed. On April 9, 2020, Governor Parson ordered all school buildings to remain closed for the academic year. Instruction has continued throughout this time and many schools are going to be holding summer school. However, in light of the pandemic, it may be difficult for schools to complete the 120 hours of summer school required by 5 CSR 20-100.160(1) in order to receive state funding.

The Department is requesting that the State Board of Education waive the minimum 120-hour requirement in 5 CSR 20-100.160(1) for summer school held in the summer of 2020 for any local education agency that applies to the Commissioner of Education and demonstrates that this waiver is necessary to better serve students.

PRESENTER

Dr. Chris Neale, Assistant Commissioner, Office of Quality Schools, will participate in the presentation and discussion of this agenda item.

RECOMMENDATION

The Department recommends that the State Board of Education waive the minimum 120-hour requirement in 5 CSR 20-100.160(1) for summer school held in the summer of 2020 for any local education agency that applies to the Commissioner of Education and demonstrates that this waiver is necessary to better serve students.

