

AGENCY NAME:	Department of Education		
AGENCY CODE:	H630	SECTION:	001

2022
Accountability Report

SUBMISSION FORM

I have reviewed and approved the data submitted by the agency in the following templates:

- Data Template
 - Reorganization and Compliance
 - FY2022 Strategic Plan Results
 - FY2023 Strategic Plan Development
 - Legal
 - Services
 - Partnerships
 - Report or Review
 - Budget
- Discussion Template
- Organizational Template

I have reviewed and approved the financial report summarizing the agency’s budget and actual expenditures, as entered by the agency into the South Carolina Enterprise Information System.

The information submitted is complete and accurate to the extent of my knowledge.

AGENCY DIRECTOR <i>(SIGN AND DATE):</i> (TYPE/PRINT NAME):	SIGNATURE ON FILE	Signature Received: 9/15/2022 9:42
	Molly M. Spearman	

BOARD/CMSN CHAIR <i>(SIGN AND DATE):</i> (TYPE/PRINT NAME):	SIGNATURE ON FILE	Signature Received: 9/15/2022 9:42
	Alan Walters	

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AGENCY’S DISCUSSION AND ANALYSIS

Performance Impacts

The South Carolina Department of Education (SCDE) continues to focus on providing resources and services that directly impact students and educators. Under the Superintendent’s leadership, the agency has consistently focused on student academic achievement, professional development and supports for educators, health and safety in schools, and teacher and staff recruitment. Utilizing Elementary and Secondary School Emergency Relief (ESSER) funds, the SCDE has partnered with several agencies, educational institutions, and organizations over the past few years to address the academic needs of students and help schools recover post-pandemic.

Several initiatives have been implemented on the state and local level to address learning loss during the pandemic, including a Language Essentials for Teachers of Reading and Spelling (LETRS) professional learning program and a partnership with the South Carolina State Library to provide free online tutoring for South Carolina students through federal Elementary and Secondary School Emergency Relief (ESSER) funds. ESSER funds have also been used to create a new Instruction Hub, a digital library for all teachers to provide access to high-quality, effective resources aligned to the South Carolina College and Career-Ready standards. To fill workforce gaps and grow dual credit opportunities for students, the SCDE and South Carolina Technical College System (SCTCS) announced a three-year \$11.5 million partnership in February 2022 that will grow and expand career and technical education programs, adult education programs, and provide scholarships to high demand technical college programs in response to the COVID-19 pandemic.

Current Efforts and Results and Future Planning:

School Safety

Ensuring the health and safety for both students and educators remains top priorities for the agency, as it aligned the work of multiple offices to deliver effective guidance and support to districts. During her tenure the Superintendent ushered in new school safety policies and best practices which later gave way to a school safety goal that includes a school resource officer, nurse, and mental health counselor in every school.

Prompted by recent school tragedies nationwide, the State Board of Education updated the Model Safe School checklist, which public schools in the state are required to complete annually by Sept. 1. Districts also must work with local law enforcement, and when necessary, state law enforcement agencies in order to ensure that the district has an updated plan in place. The agency has also partnered with several organizations and agencies to support mental health, including a 2019 partnership with the South Carolina Youth Suicide Prevention Initiative to bring greater awareness to suicide prevention and expand school-based mental health. In 2020, the SCDE partnered with the South Carolina Department of Mental Health to provide educators free access to Signs Matter: Early Detection, a two-hour self-paced virtual course that shows how and when to express concern and refer students to counseling personnel. In 2021, the South Carolina Department of Mental Health and South Carolina Department of Alcohol and Other Drug Abuse Services teamed up to offer a virtual support group for educators to address challenges brought on by the COVID-19 pandemic, and in 2022 the SCDE partnered with the Children’s Trust of South Carolina on a new initiative to help educators recognize and address the impacts of the pandemic on the mental health of children and their teachers.

Educator Recruitment, Retention, and Effectiveness

There continues to be a high need for high quality educators to join the profession and remain in the profession. The pandemic also impacted the number of support staff in schools to fill transportation and other key roles. On the teacher recruitment front, the Superintendent annually advocates for teacher salary increases as a means

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for attracting and retaining highly-qualified and talented teachers. During Superintendent Spearman’s tenure and under her leadership, starting pay for teachers have increased by more than 35 percent, from \$29,500 to \$40,000.

Educator retention and effectiveness were a top priority for districts as they reassessed their workforce. The agency continued to use face-to-face and virtual trainings, monthly officers, and tiered regional support to respond to district needs. Based on feedback from districts, school leaders, and teachers, the agency encouraged teacher leadership goals and hosted a recruitment and retention webinar series (4.2.2 and 4.2.3). 90% of districts went above and beyond state reporting requirements to use the evaluation data management system to personalize support, feedback, and coaching for principals and teachers. (4.2.1, 4.2.3).

Finally, the agency continues to implement instructional leadership cohorts for school and district leaders. Although targeted to specific job-alike needs, the 443 graduates of all cohorts focused on using data to increase equitable access to effective teachers for all students, personalizing support for teachers, and collective leadership. 178 educators earned leadership micro-credentials and SCDE facilitated a micro-credential academy focused on leadership and inclusive instruction (4.3.3).

Personalized Learning

The Office of Personalized Learning expanded offerings in our multi-layered system of supports for individual educators, schools, and district teams centered on advancing the Profile of the SC Graduate. The office directly served a total of 474 schools during 2021-2022 and aims to directly serve at least 525 schools during 2022-2023. The competencies for the Profile of a SC Graduate continue to be a valuable resource, and we have embedded them across multiple offices at SCDE through documents, technical supports and resources. This allows us to indirectly impact 100% of districts. The office released the [South Carolina Flexibility Guide: Possibilities to Personalize Learning](#). The guide, which puts everything in one user-friendly document, makes existing flexibilities more transparent and accessible for districts. The release of the guide was followed by a three-month listening tour with district leaders to introduce the guide and consider what resources and supports may still be needed. As a result, we are currently developing a *South Carolina Playbook* to highlight specific examples of how schools and districts are or could leverage the existing flexibility available to them and implement innovative approaches and strategies for positive student outcomes. Our office podcast continues to have an average of over 2500 listeners per month and our #PersonalizeSC online community has approximately 1500 active users helping to elevate the stories and experiences of educators to further connect and share what is working as they implement personalized learning in SC. (4.3).

The work of the office has been highlighted in numerous publications, presentations, and webinars throughout the year, including CCSSO, ExcelinEd, the Aurora Institute, the Center for Assessment, the Campaign for Grade Level Reading, and Competency Works to name a few.

Food Service

The Office of Health and Nutrition (OHN) continued to be an integral part of the agency’s response to the COVID-19 pandemic. From August 2021 to May 2022, the state served over 126 million meals to children in South Carolina.

Transportation

Approximately 350,000 students ride the bus to school each day. Implementation of a safe and reliable transportation system remains a paramount focus for the agency and the General Assembly has provided consistent support to improve the system over the past six years.

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As of August 25th, 2022 the SCDE has 117 buses that are fifteen years or older, with the replacement cost being \$13,630,968.00. To allow the SCDE to continue to lease-purchase buses, as well as to allocate additional buses to districts with high student growth and helping to reduce ride times, the SCDE will request the General Assembly to increase the recurring funds for the upcoming fiscal year. The SCDE will need \$43,960,843 in new bus funding annually to maintain the 15 year replacement requirement.

Additionally in 2013, the SCDE made a commitment to provide air-conditioned equipped buses. Currently 80 percent of that commitment has been met. The cost to upgrade the remaining 20 percent with air-conditioning is \$104,853,600. Currently 100 percent of the state’s fleet of special needs buses are equipped with air-conditioning.

The existing fleet of buses includes 436 propane buses, with an additional 17 to be delivered before December 2022. Once delivered, the total number of propane buses in the state will be 453. In April 2021, the SCDE was notified by the S.C. Department of Insurance that it would be receiving \$23,635,830 from Volkswagen settlement funding. The funding was used to purchase 235 additional propane powered buses. Those additional 235 units are being distributed to the existing 10 districts already assigned propane buses, plus one additional district.

In addition to the aforementioned 235 propane buses, the SCDE leased or purchased an additional 726 buses in FY 2021 and 314 buses in FY 2022. This total includes \$1,333,920 in funding from the EPA to purchase 4 electric school buses. This marks the SCDE’s first ever purchase of fully electric school buses, and ushers the state into the era of electrifying the state’s school bus fleet. Total FY 2021 and FY 2022 new bus spending, including the EPA source, totaled \$97,935,225.60.

On August 19, 2022, the SCDE applied to the Environmental Protection Agency’s “Clean School Bus Program” for grant funding to replace 347 diesel powered school buses with fully electric school buses. If funding is granted, this will help South Carolina usher in the age of the electric school bus. This will continue with the SCDE’s ongoing commitment to provide the safest, most environmentally friendly, and most efficient school buses possible.

On March 17, 2020, the SCDE announced a five-year contract with Tyler Technologies, Inc. (Tyler) for GPS hardware and software. This contract marks the first ever statewide agreement for both routing software and telematics (GPS) for K-12 transportation. The agreement with Tyler includes transportation management software for all 78 K-12 school districts, GPS installed on all of the State’s school bus fleet, tablets for all special needs school buses, and business intelligence dashboard for the SCDE to analyze data from across the State. This full featured and compensative routing program provides South Carolina with the unique opportunity to advance our school transportation program at the State level, positively affecting bus drivers, administration, parents and students. The SCDE has completed implementation of phase one and phase two, which includes GPS units being installed on all State-owned buses and routing software implemented in 62 districts. These 22 districts started using the program at the beginning of the 2021-2022 school year, with the remaining 40 starting in 2022-2023. Phase three implementation will include the final 16 school districts. With training set to begin after Labor Day. The state also has begun to install tablets on the 865 regular buses assigned to the phase one districts.

Prior to widespread shutdowns due to COVID-19, the Office of Transportation began streamlining the School Bus Driver Classroom Instruction program, first by introducing an online end-of-course test in July 2019 and then by condensing instruction to reduce the amount of required seat time from 20 hours to 14 hours. Beginning the last week of April 2020, instruction went online utilizing the Microsoft Teams platform, enabling participants across

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the state to participate in the training without the need to travel to a physical classroom. SCDE training is completed in the first 3 days of scheduled classes, with a fourth day of instruction devoted to Entry Level Driver Training (ELDT) topics not covered in the SCDE curriculum. Offering the added ELDT material on the fourth day frees individuals who already have a Commercial Driver’s License (CDL) with the proper endorsements to more quickly begin their behind-the-wheel training for SCDE certification.

Since implementing the ELDT training program required by the Federal Motor Carrier Safety Administration (FMCSA) on February 7, 2022, over 840 driver candidates have had their theory training recorded into the national registry. In addition to ELDT being a requirement for anyone seeking a new or upgraded CDL, the theory training offered in conjunction with the SCDE classroom training has been a helpful study aid as trainees prepare for their commercial learner permit exams.

On average, each school bus driver classroom training session has at least 70 participants, with some having over 100. This level of attendance would not have been possible with face-to-face instruction. We continue to offer three sessions per month—two daytime and one evening. The evening sessions—which were implemented in November 2020—have been tremendously successful. By having SCDE trainers conduct the class, we can better control the content and pace of the training. Because we are able to offer instruction to anyone statewide without the need for Driver Training Coordinators to spend time on the road travelling to a classroom, we are making plans to revise the district classroom instructor program to certify individuals for in-service instruction only.

A majority of the SCDE required bus driver in-service for 2022-2023 was conducted face-to-face, although several districts requested virtual instruction using the Microsoft Teams platform. In addition to SCDE Driver Training Coordinators, Sgt. Matthew Southern, the law enforcement and safety coordinator assigned to SCDE by the S.C. Highway Patrol, travelled the state to bring the school bus safety message to districts and drivers.

The Office of Transportation is in the process of converting two decommissioned lift equipped buses to be used as mobile safety, recruiting, and training platforms. The buses will be available for use at schools, community events, and job fairs to promote school bus safety and to recruit drivers and technicians. Additionally, they will be used to train drivers and technicians in a variety of areas, including wheelchair loading/unloading/securement, proper use of child safety restraint systems, and bus inspections.

Virtual SC/CTE

The agency’s VirtualSC continued to serve 54,159 student enrollments statewide in the 2020-2021 school year and remains one of the fastest growing and most successful virtual programs in the nation. The program enrollment decreased by 6% over 2020-2021 enrollment numbers. Enrollment decreased slightly as a result of the spike in program enrollments during the pandemic. The numbers experienced this year are more closely aligned with traditional program growth, if the pandemic year was removed from the data. The cost per enrollment (approximately \$200 per student) is one of the lowest amongst similarly sized and neighboring states.

In an effort to support schools as they continue to deal with the effects of the COVID-19 pandemic, VirtualSC piloted a middle school program by offering core content courses for students in grades 6-8. Based on the success of the pilot, the program was awarded new full-time positions to continue to expand and continue the middle school program beyond the pilot phase. In addition, the program is currently reviewing options to expand the program to offer engaging exploratory courses that may be harder for most districts to offer in an effort to provide opportunities for middle school students to explore various subject that they may not otherwise be exposed to at their current school.

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Further, as part of the new accountability system, the state will need to ensure that students have access to advanced coursework such as AP/IB and Career and Technical Education courses that lead to an industry certification. VirtualSC will continue to serve as a conduit for such course work, especially for students who may have limited access. VirtualSC had 10,155 student enrollments complete CTE courses in the 2020-2021 school year with an 82 percent pass rate meaning that 8,358 enrollments earned a CTE credit through VirtualSC in this school year. (3.3, 2.2).

Capital Improvement Funding for Disadvantaged School

Included in the Appropriations Act of 2021-22, Proviso 1.104(B) directs the South Carolina Department of Education (SCDE) to submit recommendations to the Senate Finance Committee and the House Ways and Means Committee establishing guidelines to disburse state funding for local school district infrastructure needs by December 31, 2021. The guidelines are to include “award criteria, conditions for the awards and any match requirements.”

The Proviso indicates the criteria shall include, but not be limited to:

- districts' index of taxpaying ability,
- consideration of a district’s or county’s per capita income,
- the age and condition of the district’s existing academic buildings, • the ability to commence construction in a timely matter, and
- the quality of the application.

The full report of the SCDE’s guidelines and recommendations may be found here: [Recommendations for Guidelines Pursuant to Proviso 1.104\(B\) of 2021 \(scstatehouse.gov\)](https://www.scstatehouse.gov/legisinfo/committees/finance/committees/finance_committee/recommendations_for_guidelines_pursuant_to_proviso_1.104(b)_of_2021).

In April of 2022, the SCDE commissioned independent facility studies of schools in the state’s poorest counties to aid in decision making for capital funding appropriated by the General Assembly for disadvantaged schools. Utilizing ESSER funds and state funds, the agency has provided more than \$200 million in infrastructure funds to Hampton, Abbeville, Clarendon, Lee, Saluda and Dillon counties, with additional announcements forthcoming for other districts.

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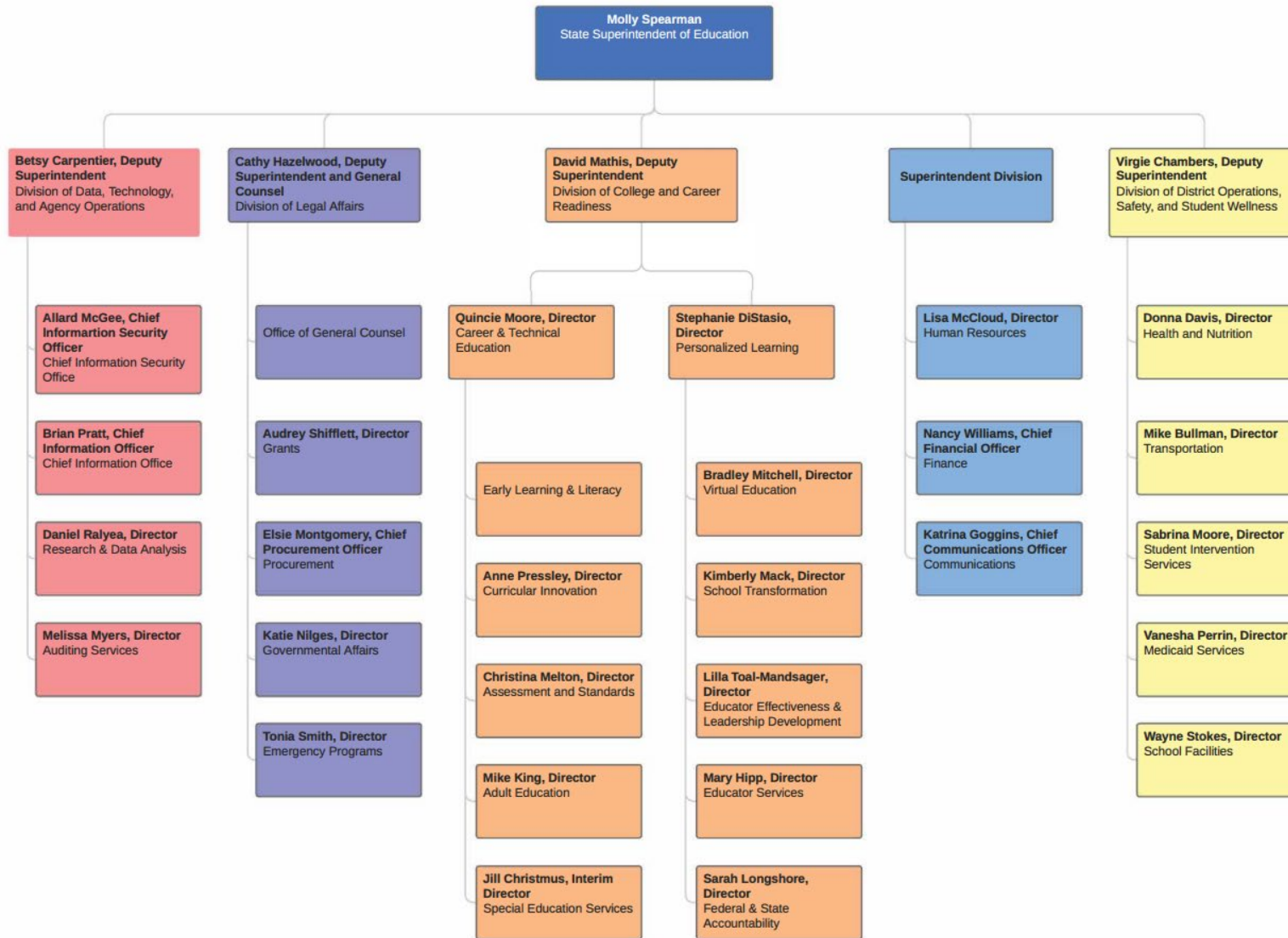
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FY2022

Reorganization and Compliance

as submitted for the Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

Primary Contact

First Name	Last Name	Role/Title	Email Address	Phone
Katie	Nilges	Director of Governmental Affairs	Knilges@ed.sc.gov	803-734-1215

Secondary Contact

First Name	Last Name	Role/Title	Email Address	Phone
Kenzie	Riddle	Program Manager II	Emriddle@ed.sc.gov	803-734-8226

Agency Mission	Adopted in:
The mission of the South Carolina Department of Education is to provide leadership and support so that all public education students graduate prepared for success.	2019

Agency Vision	Adopted in:
All students graduate prepared for success in college, careers, and citizenship. By 2022, districts will have available a system of personalized and digital learning that supports students in a safe learning environment to meet the Profile of the South Carolina Graduate.	2019

Recommendations for reorganization requiring legislative change:
None

Agency intentions for other major reorganization to divisions, departments, or programs to allow the agency to operate more effectively and efficiently in the succeeding fiscal year:
A new administration will take office in January 2022. With this change is the likelihood of further reorganization of the agency.

Significant events related to the agency that occurred in FY2022				
Description of Event	Start	End	Agency Measures Impacted	Other Impacts
n/a				

Is the agency in compliance with S.C. Code Ann. § 2-1-220, which requires submission of certain reports to the Legislative Services Agency for publication online and the State Library? (See also S.C. Code Ann. § 60-2-20).
Yes

Reason agency is out of compliance: (if applicable)

Is the agency in compliance with various requirements to transfer its records, including electronic ones, to the Department of Archives and History? See the Public Records Act (S.C. Code Ann. § 20-1-10 through 20-1-180) and the South Carolina Uniform Electronic Transactions Act (S.C. Code Ann. § 26-6-10 through 26-10-210).
Yes

Does the law allow the agency to promulgate regulations?
No

Law number(s) which gives the agency the authority to promulgate regulations:

Has the agency promulgated any regulations?
Yes

Is the agency in compliance with S.C. Code Ann. § 1-23-120 (J), which requires an agency to conduct a formal review of its regulations every five years?
Yes

(End of Reorganization and Compliance Section)

FY2022

Strategic Plan Results

as submitted for the Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

- Goal 1** Support the social-emotional learning, health, and safety needs through a whole-child approach.
- Goal 2** Strengthen standards, curriculum, instruction, and assessment alignment through differentiated supports.
- Goal 3** Enhance public educational systems to include infrastructures, opportunities, resources, data, and technology.
- Goal 4** Promote educator and school leader development.

Perf. Measure Number	Description	Base	Target	Actual	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number	Responsible	Notes
1.1 Support student physical and mental health															
State Objective: Maintaining Safety, Integrity and Security															
1.1.1	Access to mental health professionals in every school	65%	67%	49%	Percent	equal to or greater than	Other	Count number of schools with onsite or remotely accessible (telehealth) mental health professionals (including psychologists)	Internal Records	Office of Student Intervention Services (OSIS) via Dept. of Mental Health district staff	Increased access to mental health professionals	Students	4400.204001.000		
1.1.2	Percent students scoring in the Healthy Fitness Zone for cardiorespiratory fitness	0%	51%	43%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	One of 3 tests: aerobic, 1 mile run or walk test	FitnessGram Data (PE Teacher assessments)	Office of Health and Nutrition	Understand the need for physical wellbeing of students	Students	4400.201000.000		
1.1.3	Number summer food sites	1630	2000	1555	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of summer food sites (SFSP and SSO) in year	Internal Records	Office of Health and Nutrition	Access to well balanced meals while school is not in session	Students	Federally Funded		
1.2 Enhance school safety															
State Objective: Maintaining Safety, Integrity and Security															
1.2.1	Percent of school buses less than 10 years or 100,000 miles	67%	50%	66%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of buses greater than 100,000 miles plus the total number over ten years old. Divide this number and divide by total number of buses	Internal Records	Office of Transportation (OT)	Provide safe and efficient transportation to public school students	Students	3500.070000.000; 3500.090700X000; 3500.090900X000; 3500.091100X000; 3500.091500X000; 4400.900100.000; 9804.360000X000		
1.2.2	Number of Certificates of Occupancies Issued	199	330	232	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of Certificate of Occupancy Documents issued to the school districts	Internal Records	Office of School Facilities	Faster turnaround time on approved building plans	School Districts	9800.030100X000		
1.3 Promote positive school culture															
State Objective: Maintaining Safety, Integrity and Security															
1.3.1	Number of family engagement workshops/technical assistance provided to schools and districts	4	10	14	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count the number of workshops held	Internal Records	Office of Family and Community Engagement (OFACE)	Encourage communities and families to engage in student learning	Students	4400.204001.000		
1.3.2	Number of trainings provided to schools and districts on military transitions	8	10	11	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count the number of workshops held	Internal Records	Office of Family and Community Engagement (OFACE)	Simplified transition process	Military Families and Students	4400.204001.000		
1.3.3	Number of behavioral prevention/intervention supports for schools and districts	23	15	64	Count	equal to or greater than	Other	Count number of TA/PD opportunities coordinated/facilitated	Internal Records	Office of Student Intervention Services (OSIS)	Access to information regarding appropriate behavioral preventions/interventions	Educators, Schools, and Districts	4400.204001.000		
2.1 Increase equitable supports needed to meet the Profile of the South Carolina Graduate															
State Objective: Education, Training, and Human Development															
2.1.1	Percent of transformation coaches showing evidence of significant gains for their assigned schools	0%	87%	N/A (report cards not yet released)	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Divided number of coaches showing evidence of significant gains by number of all coaches	Internal Records	Office of School Transformation	Assistance and guidance related to improving student performance.	Underperforming Schools and Districts, Students, and Educators	4400.204003X000		

Perf. Measure Number	Description	Base	Target	Actual	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
2.1.2	Percentage of 17 to 21 year old students achieving measurable skill gains. (Measurable skill gains are defined as the number of students completing the high school diploma or the high school equivalency diploma, completing an educational functioning level, or exiting adult education and entering post-secondary education and/or training)	44%	45%	45%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Divide the number of participants at the end of the school year who are 17 to 21 years of age with outcomes by the total number of participants who are 17 to 21 years of age served at the end of the school year	Internal Records	Office of Adult Education (OAE)	Skills to succeed after completing the high school diploma or the high school equivalency diplom.	Students	4400.201000.000	
2.1.3	Diploma earners who are college OR career ready	0%	70%	N/A (report cards not yet released)	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Report Card Measure	Internal Records	Division of Data, Technology and Agency Operations	Ensuring students are prepared to enter the workforce or higher education upon graduation	Students	9804.720000X000; 4400.204051X000; 4400.204050X000	
2.2	Provide resources to improve the quality of instruction										State Objective: Education, Training, and Human Development			
2.2.1	Number of students enrolled statewide in Child Early Reading Development and Education Program (CERDEP)	8656	11300	12388	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Calculate the total number of students served by CERDEP programming	Internal Records	Office of Early Learning and Literacy	Access to high quality 4k programs across the state	Students	4400.400000.000; 4400.203006X000	
2.2.2	New Instructional Materials Adoptions funded	2	15	46	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Determine the number of areas to be funded by subtracting the cost of subject areas adopted from the availability of funds	Internal Records	Office of Finance-Instructional Materials	Materials aligned with State Standards	Students and Educators	2500.030000.000; 4400.203007X000; 9808.240000X000	
2.2.3	Number of students completing a Career and Technology Education (CTE) Program of Study	6%	8%	6%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of students completing a Career and Technology Education (CATE) Program of Study	Internal Records	Office of Career and Technical Education (OCTE)	Access to career and technology courses for students	Students, Schools, Districts	9805.490000X000	
2.3	Align assessments to improve teaching and learning										State Objective: Education, Training, and Human Development			
2.3.1	Percent of participants demonstrating increased understanding of assessment literacy and use of summative statewide assessment data	88%	89%	90%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	By using an evaluation instrument, participants in targeted school districts will demonstrate 80% or higher understanding of assessment literacy and use of summative assessment data to increase teaching and learning.	Internal Records	Office of Assessment	Ensure students are equipped with appropriate understanding of concepts.	Students	4400.202001.000; 4400.202005X000; 0701.010000.000	
2.3.2	Percent of participants demonstrating increased understanding of English language assessment data and data use in instruction	97%	98%	90%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	By using an evaluation instrument, participants in targeted school districts will demonstrate 80% or higher understanding of assessment literacy and use of summative assessment data to increase teaching and learning.	Internal Records	Office of Assessment	Ensure students are equipped with appropriate understanding of concepts.	Students	4400.202001.000; 4400.202005X000; 0701.010000.000	
3.1	Use data effectively to improve outcomes										State Objective: Education, Training, and Human Development			
3.1.1	Number of districts with an Individuals with Disabilities Education Act (IDEA) determination of Meets Requirements	49	50	50	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Number of districts that meet the IDEA determination of Meets Requirement, which consists of both compliance and outcome measures for special education	Internal Records	Office of Special Education Services	Ensure students with disabilities are provided all required protections.	Students with Disabilities	Federally Funded	

Perf. Measure Number	Description	Base	Target	Actual	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
3.1.2	Key Performance Indicators (Breakfast Participation) for School Nutrition	10%	33%	N/A (all schools served seamless summer option, so unable to determine - meals served were 48,954,154)	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Total # of Breakfasts served / by total number of students with access to breakfast x the number of days in the school year.	Internal Records	Office of Health and Nutrition	Access to a well- balanced breakfast	Students	Federally Funded	
3.2 Provide appropriate and efficient district, regional, and state level systems													State Objective: Education, Training, and Human Development	
3.2.1	Percent of districts with an accreditation rating of All Clear	0%	85%	99%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count the number of districts with a rating of All Clear	Internal Records	Office of Federal and State Accountability	Ensuring all appropriate measures are in place and adhered to by districts	Districts, Schools, Students	44NW.992000X000	
3.2.2	Number of districts under 1500 students who have submitted a preliminary plan for consolidation which result in actual consolidation.	0	4	8	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of districts who consolidate after submitting a preliminary plan to the SCDE	Internal Records	Division of Data, Technology and Agency Operations	Access to a high quality education throughout the entire state	Districts with less than 1,500 students	4400.204051X000; 4400.204050X000	
3.2.3	Number of districts served through the Process Improvement Team (PIT)	5	9	0	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of districts served through PIT	Internal Records	Office of Medicaid Services	Simplified process for districts	Schools and Districts	44NW.992000X000	
3.3 Increase opportunities for students													State Objective: Education, Training, and Human Development	
3.3.1	Percent of CTE completers who earn a silver or higher on the National Career Readiness Certificate	69%	65%	73%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Divide number of CATE completers attaining industry certificates for year by total number of CATE completers who graduated	Internal Records	Office of Career and Technical Education (OCTE)	Access to career and technology courses for students	Students, Schools, Districts	9805.490000X000	
3.3.2	Number of students served by South Carolina Department of Education (SCDE) virtual programs	227124	200000	175005	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of students served in year	Internal Records	Office of Virtual Education (OVE)	Provide students with access to high quality instruction through virtual programs	Students, Schools, Districts	2005.010000.000	
4.1 Enhance the quality and quantity of effective educators and school leaders													State Objective: Education, Training, and Human Development	
4.1.1	Traditional SC preparation program completers qualifying for educator certification	1058	1080	1359	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of program completers issued a standard educator certificate for the first time.	Internal Records	Office of Educator Services (OES)	Preparation for the teaching field	Educators, Schools, and Districts	4400.502000.000	
4.1.2	Alternative Route candidates qualifying for educator certification	709	750	614	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of Alternative Route candidates issued a conditional educator certificate for the first time.	Internal Records	Office of Educator Services (OES)	Preparation for the teaching field	Educators, Schools, and Districts	4400.502000.000	
4.1.3	Accreditation status of educator preparation providers	0.9	1	93	Ratio	Maintain	State Fiscal Year (July 1 - June 30).	Percentage of providers with full accreditation status (national or state)	Internal Records	Office of Educator Services (OES)	Preparation for the teaching field	Students, Schools, Districts	4400.502000.000	
4.2 Support educators and school leaders in continuous development													State Objective: Education, Training, and Human Development	
4.2.1	Percentage of SC districts using SC Leadership, Effectiveness, Advancement & Development (LEAD) to provide feedback on instruction or targeted professional learning.	88%	90%	90%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Number of unique districts using SCLead for teacher observation conferencing + (if different) # of unique districts using SCLead professional learning library to assign videos/# of unique districts	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Effective educators in the classroom	Educators and Districts	4400.504015X000; 4400.504500.000	

Perf. Measure Number	Description	Base	Target	Actual	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
4.2.2	Percent of SC principals rated proficient, or exemplary is at least 92%.	96%	97%	97%	Percent	equal to or greater than	Other	Of evaluations created in SCLead, % rated unsatisfactory, needs improvement, proficient, exemplary, or not reported.	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Need for quality administration in schools	Students, Educators, Schools, and Districts	4400.504015X000; 4400.504500.000	
4.2.3	Percent of SC educators rated proficient, or exemplary is at least 92%.	97%	98%	98%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Of evaluations created in SCLead, % rated unsatisfactory, needs improvement, proficient, exemplary, or not reported.	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Need for quality educators in the classroom	Students, Educators, Schools, and Districts	4400.504015X000; 4400.504500.000	
4.3	Provide development opportunities for educators and school leaders.										State Objective: Education, Training, and Human Development			
4.3.1	Percentage of Professional Learning Opportunities (PLO) participants who show evidence of their implementation of new learning in their classrooms	87%	88%	88%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Divide number of participants showing evidence of implementation by total number of attendees in PLOs in each area	Internal Records	Office of Standards and Learning	Ability to implement new and innovative techniques in the classroom to provide high quality instruction	Students, Schools, Districts	4400.504005X000; 4400.203001.000	
4.3.2	Number of participating schools in tiered technical support for personalized and competency-based learning	432	445	474	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of schools participating at each tier	Internal Records	Office of Personalized Learning	Ability for districts to provide instruction based on personalized and competency based learning	Students, Schools, Districts	4400.201000.000	
4.3.3	Percent of participants demonstrating leadership competencies by earning a microcredential.	91%	92%	89%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	% of participants in the Principal Induction Program; Collective Leadership Initiative, and the Institute for District Administrators who earn a micro- credential related to the Profile leadership competencies	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Access to information to help with professional growth of individuals	Educators, Schools, and Districts	4400.504015X000; 4400.504500.000	

FY2023

Strategic Plan Development

as submitted for the Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

- Goal 1** Support the health, and safety needs through a whole-child approach.
- Goal 2** Strengthen standards, curriculum, instruction, and assessment alignment through differentiated supports.
- Goal 3** Enhance public educational systems to include infrastructures, opportunities, resources, data, and technology.
- Goal 4** Promote educator and school leader development.

Perf. Measure Number	Description	Base	Target	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
1.1 Support student physical and mental health													
State Objective: Maintaining Safety, Integrity and Security													
1.1.1	Access to mental health professionals in every school	49%	65%	Percent	equal to or greater than	Other	Count number of schools with onsite or remotely accessible (telehealth) mental health professionals (including psychologists)	Internal Records	Office of Student Intervention Services (OSIS) via Dept. of Mental Health district staff	Increased access to mental health professionals	Students	4400.204001.000	
1.1.2	Percent students scoring in the Healthy Fitness Zone for cardiorespiratory fitness	43%	50%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	One of 3 tests: aerobic, 1 mile run or walk test	FitnessGram Data (PE Teacher assessments)	Office of Health and Nutrition	Understand the need for physical wellbeing of students	Students	4400.201000.000	
1.1.3	Number summer food sites	1555	2000	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of summer food sites (SFSP and SSO) in year	Internal Records	Office of Health and Nutrition	Access to well balanced meals while school is not in session	Students	Federally Funded	
1.2 Enhance school safety													
State Objective: Maintaining Safety, Integrity and Security													
1.2.1	Percent of school buses less than 10 years or 100,000 miles	66%	65%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of buses greater than 100,000 miles plus the total number over ten years old. Divide this number and divide by total number of buses	Internal Records	Office of Transportation (OT)	Provide safe and efficient transportation to public school students	Students	3500.070000.000; 3500.090700X000; 3500.090900X000; 3500.091100X000; 3500.091500X000; 4400.900100.000; 9804.360000X000	
1.2.2	Number of Certificates of Occupancies Issued	232	705	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of Certificate of Occupancy Documents issued to the school districts	Internal Records	Office of School Facilities	Faster turnaround time on approved building plans	School Districts	9800.030100X000	
1.3 Promote positive school culture													
State Objective: Maintaining Safety, Integrity and Security													
1.3.1	Number of family engagement workshops/technical assistance provided to schools and districts	14	20	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count the number of workshops held	Internal Records	Office of Student Intervention Services (OSIS)	Encourage communities and families to engage in student learning	Students	4400.204001.000	
1.3.2	Number of trainings provided to schools and districts on military transitions	11	12	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count the number of workshops held	Internal Records	Office of Student Intervention Services (OSIS)	Simplified transition process	Military Families and Students	4400.204001.000	
1.3.3	Number of behavioral prevention/intervention supports for schools and districts	64	60	Count	equal to or greater than	Other	Count number of TA/PD opportunities coordinated/facilitated	Internal Records	Office of Student Intervention Services (OSIS)	Access to information regarding appropriate behavioral preventions/interventions	Educators, Schools, and Districts	4400.204001.000	
2.1 Increase equitable supports needed to meet the Profile of the South Carolina Graduate													
State Objective: Education, Training, and Human Development													
2.1.1	Percent of transformation coaches showing evidence of significant gains for their assigned schools	N/A	87%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Divided number of coaches showing evidence of significant gains by number of all coaches	Internal Records	Office of School Transformation	Assistance and guidance related to improving student performance.	Underperforming Schools and Districts, Students, and Educators	4400.204003X000	

Perf. Measure Number	Description	Base	Target	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
2.1.2	Percentage of 17 to 21 year old students achieving measurable skill gains. (Measurable skill gains are defined as the number of students completing the high school diploma or the high school equivalency diploma, completing an educational functioning level, or exiting adult education and entering post-secondary education and/or training)	45%	46%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Divide the number of participants at the end of the school year who are 17 to 21 years of age with outcomes by the total number of participants who are 17 to 21 years of age served at the end of the school year	Internal Records	Office of Adult Education (OAE)	Skills to succeed after completing the high school diploma or the high school equivalency diplom.	Students	4400.201000.000	
2.1.3	Diploma earners who are college OR career ready	N/A	87%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Report Card Measure	Internal Records	Division of Data, Technology and Agency Operations	Ensuring students are prepared to enter the workforce or higher education upon graduation	Students	9804.720000X000; 4400.204051X000; 4400.204050X000	
2.2 Provide resources to improve the quality of instruction											State Objective: Education, Training, and Human Development		
2.2.1	Number of students enrolled statewide in Child Early Reading Development and Education Program (CERDEP)	12388	13000	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Calculate the total number of students served by CERDEP programming	Internal Records	Office of Early Learning and Literacy	Access to high quality 4k programs across the state	Students	4400.400000.000; 4400.203006X000	
2.2.2	New Instructional Materials Adoptions funded (number of funded subject areas)	46	25	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Determine the number of areas to be funded by subtracting the cost of subject areas adopted from the availability of funds	Internal Records	Office of Finance-Instructional Materials	Materials aligned with State Standards	Students and Educators	2500.030000.000; 4400.203007X000; 9808.240000X000	
2.2.3	Number of students completing a Career and Technology Education (CTE) Program of Study	N/A	70%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of students completing a Career and Technology Education (CATE) Program of Study	Internal Records	Office of Career and Technology Education (OCTE)	Access to career and technology courses for students	Students, Schools, Districts	9805.490000X000	
2.3 Align assessments to improve teaching and learning											State Objective: Education, Training, and Human Development		
2.3.1	Percent of participants demonstrating increased understanding of assessment literacy or use of summative statewide assessment data	90%	89%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	By using an evaluation instrument, participants in targeted school districts will demonstrate 80% or higher understanding of assessment literacy and use of summative assessment data to increase teaching and learning.	Internal Records	Office of Assessment and Standards	Ensure students are equipped with appropriate understanding of concepts.	Students	4400.202001.000; 4400.202005X000; 0701.010000.000	
3.1 Use data effectively to improve outcomes											State Objective: Education, Training, and Human Development		
3.1.1	Number of districts with an Individuals with Disabilities Education Act (IDEA) determination of Meets Requirements	50	52	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Number of districts that meet the IDEA determination of Meets Requirement, which consists of both compliance and outcome measures for special education	Internal Records	Office of Special Education Services	Ensure students with disabilities are provided all required protections.	Students with Disabilities	Federally Funded	
3.1.2	Key Performance Indicators (Breakfast Participation) for School Nutrition	N/A	33%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Total # of Breakfasts served / by total number of students with access to breakfast x the number of days in the school year.	Internal Records	Office of Health and Nutrition	Access to a well- balanced breakfast	Students	Federally Funded	
3.2 Provide appropriate and efficient district, regional, and state level systems											State Objective: Education, Training, and Human Development		

Perf. Measure Number	Description	Base	Target	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
3.2.1	Percent of districts with an accreditation rating of All Clear	99%	99%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count the number of districts with a rating of All Clear	Internal Records	Office of Federal and State Accountability	Ensuring all appropriate measures are in place and adhered to by districts	Districts, Schools, Students	44NW.992000X000	
3.2.2	Number of districts under 1500 students who have submitted a preliminary plan for consolidation which result in actual consolidation.	8	2	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of districts who consolidate after submitting a preliminary plan to the SCDE	Internal Records	Division of Data, Technology and Agency Operations	Access to a high quality education throughout the entire state	Districts with less than 1,500 students	4400.204051X000; 4400.204050X000	
3.3 Increase opportunities for students		State Objective: Education, Training, and Human Development											
3.3.1	Percent of CTE completers who earn a silver or higher on the National Career Readiness Certificate	73%	74%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Divide number of CATE completers attaining industry certificates for year by total number of CATE completers who graduated	Internal Records	Office of Career and Technical Education (OCTE)	Access to career and technology courses for students	Students, Schools, Districts	9805.490000X000	
3.3.2	Number of students served by South Carolina Department of Education (SCDE) virtual programs	175005	175000	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of students served in year	Internal Records	Office of Virtual Education (OVE)	Provide students with access to high quality instruction through virtual programs	Students, Schools, Districts	2005.010000.000	
4.1 Enhance the quality and quantity of effective educators and school leaders		State Objective: Education, Training, and Human Development											
4.1.1	Traditional SC preparation program completers qualifying for educator certification	1359	1375	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of program completers issued a standard educator certificate for the first time.	Internal Records	Office of Educator Services (OES)	Preparation for the teaching field	Educators, Schools, and Districts	4400.502000.000	
4.1.2	Alternative Route candidates qualifying for educator certification	614	750	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count total number of Alternative Route candidates issued a conditional educator certificate for the first time.	Internal Records	Office of Educator Services (OES)	Preparation for the teaching field	Educators, Schools, and Districts	4400.502000.000	
4.1.3	Accreditation status of educator preparation providers	0.93	1	Ratio	Equal to or greater than	State Fiscal Year (July 1 - June 30).	Percentage of providers with full accreditation status (national or state)	Internal Records	Office of Educator Services (OES)	Preparation for the teaching field	Students, Schools, Districts	4400.502000.000	
4.2 Support educators and school leaders in continuous development		State Objective: Education, Training, and Human Development											
4.2.1	Percentage of SC districts using SC Leadership, Effectiveness, Advancement & Development (LEAD) to provide feedback on instruction or targeted professional learning.	90%	75%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Number of unique districts using SCLead for teacher observation conferencing + (if different) # of unique districts using SCLead professional learning library to assign videos/# of unique districts	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Effectuve educators in the classroom	Educators and Districts	4400.504015X000; 4400.504500.000	
4.2.2	Percent of SC principals rated proficient, or exemplary is at least 92%.	97%	95%	Percent	equal to or greater than	Other	Of evaluations created in SCLead, % rated unsatisfactory, needs improvement, proficient, exemplary, or not reported.	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Need for quality administration in schools	Students, Educators, Schools, and Districts	4400.504015X000; 4400.504500.000	
4.2.3	Percent of SC educators rated proficient, or exemplary is at least 92%.	98%	95%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	Of evaluations created in SCLead, % rated unsatisfactory, needs improvement, proficient, exemplary, or not reported.	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Need for quality educators in the classroom	Students, Educators, Schools, and Districts	4400.504015X000; 4400.504500.000	
4.3 Provide development opportunities for educators and school leaders.		State Objective: Education, Training, and Human Development											

Perf. Measure Number	Description	Base	Target	Value Type	Desired Outcome	Time Applicable	Calculation Method	Data Source	Data Location	Stakeholder Need Satisfied	Primary Stakeholder	State Funded Program Number Responsible	Notes
4.3.1	Percentage of Professional Learning Opportunities (PLO) participants who show evidence of their implementation of new learning in their classrooms	88%	89%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	By using an evaluation instrument, 80% or more of participants in targeted school will determine that the professional learning content is actionable	Internal Records	Office of Assessment and Standards	Ability to implement new and innovative techniques in the classroom to provide high quality instruction	Students, Schools, Districts	4400.504005X000; 4400.203001.000	
4.3.2	Number of participating schools in tiered technical support for personalized and competency-based learning	474	525	Count	equal to or greater than	State Fiscal Year (July 1 - June 30).	Count number of schools participating at each tier	Internal Records	Office of Personalized Learning	Ability for districts to provide instruction based on personalized and competency based learning	Students, Schools, Districts	4400.201000.000	
4.3.3	Percent of participants demonstrating leadership competencies by earning a microcredential.	89%	85%	Percent	equal to or greater than	State Fiscal Year (July 1 - June 30).	% of participants in the Principal Induction Program; Collective Leadership Initiative, and the Institute for District Administrators who earn a micro- credential related to the Profile leadership competencies	Internal Records	Office of Educator Effectiveness and Leadership Development (OEELD)	Access to information to help with professional growth of individuals	Educators, Schools, and Districts	4400.504015X000; 4400.504500.000	

FY2022

Budget Data

as submitted for the Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

State Funded Program No.	State Funded Program Title	Description of State Funded Program	(Actual) General	(Actual) Other	(Actual) Federal	(Actual) Total	(Projected) General2	(Projected) Other	(Projected) Federal4	(Projected) Total
0107.000000.000	Superintendent Of Education	Support agency work and education entities through administrative efforts of State Superintendent	\$ 2,097,911.27	\$ 587,476.50	\$ 10,574,007.22	\$ 13,259,394.99	\$ 30,076,019.30	\$ 20,996,090.00	\$ 131,249,813.25	\$ 182,321,922.55
0201.000000.000	Board Of Education	Support agency work and education entities through efforts of the State Board of Education	\$ 96,740.31	\$ -	\$ -	\$ 96,740.31	\$ 258,034.00	\$ -	\$ -	\$ 258,034.00
0700.400100.000	Educational Accountability Act	Support implementation of the Education Accountability Act	\$ 911,590.95	\$ -	\$ -	\$ 911,590.95	\$ -	\$ -	\$ -	\$ -
0700.500000.000	SCOICC	Support the SC Occupational Information System and provide a vast array of career development products and services	\$ 251,035.40	\$ -	\$ -	\$ 251,035.40	\$ -	\$ -	\$ -	\$ -
0701.010000.000	Operations	Support state's education accountability system including: standards development and implementation; state and federally mandated assessments for students; professional development and SLOs; assistance to low performing schools; report card creation and distribution; state data collection and maintenance; and technological support to the agency and school districts	\$ 2,801,966.97	\$ 773,421.25	\$ 13,673,604.13	\$ 17,248,992.35	\$ -	\$ -	\$ -	\$ -
1513.000000.000	Chief Information Office	Support agency information distribution and sharing	\$ 3,364,349.69	\$ 538,585.21	\$ -	\$ 3,902,934.90	\$ -	\$ -	\$ -	\$ -
2005.010000.000	School Effectiveness & Virtual SC	Support agency implementation, education entities, and students as it relates to college and career readiness and students who take courses directly through VirtualSC. Also supports educator certification and teacher and leader development.	\$ 10,152,915.24	\$ 1,552,950.04	\$ 18,987,214.04	\$ 30,693,079.32	\$ 15,117,527.00	\$ -	\$ 4,500,000.00	\$ 19,617,527.00
2500.010000.000	STOCK - PLTRY HLTH	Support expenses of the federal food distribution program through the collection of claim payments for donated food losses.	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
2500.010100.000	Finance & Operations	Support financial operations to the education system and agency	\$ 4,829,710.64	\$ 1,226,658.48	\$ 75,117,794.85	\$ 81,174,163.97	\$ -	\$ -	\$ -	\$ -
2500.010500.000	Aid To Other Entities	Support training for school board members as required by state statute.	\$ 5,617.00	\$ -	\$ -	\$ 5,617.00	\$ 5,617.00	\$ -	\$ -	\$ 5,617.00
2500.030000.000	Instructional Materials	Support the state textbook system	\$ -	\$ 1,080,728.20	\$ -	\$ 1,080,728.20	\$ -	\$ -	\$ -	\$ -
3500.070000.000	Bus Shops	Support state pupil transportation system	\$ 121,769,360.00	\$ 39,015,314.45	\$ -	\$ 160,784,674.45	\$ 154,622,552.08	\$ 19,935,122.00	\$ -	\$ 174,557,674.08
3500.090700X000	EAA Transportation	Support state pupil transportation system	\$ 2,257,775.00	\$ -	\$ -	\$ 2,257,775.00	\$ 7,327,698.18	\$ -	\$ -	\$ 7,327,698.18
3500.090900X000	EEDA Transportation	Support state pupil transportation system	\$ -	\$ -	\$ -	\$ -	\$ 1,861,109.66	\$ -	\$ -	\$ 1,861,109.66
3500.091100X000	Bus Purchases	Support state pupil transportation system	\$ 4,013,956.94	\$ -	\$ -	\$ 4,013,956.94	\$ 6,170,320.41	\$ -	\$ -	\$ 6,170,320.41
3500.091500X000	Bus Leases	Support state pupil transportation system	\$ 1,070,696.88	\$ -	\$ -	\$ 1,070,696.88	\$ 5,935,601.34	\$ -	\$ -	\$ 5,935,601.34
3501.050000.000	Support Operations	Support operations to the SC education system to include the pupil transportation system, nutrition services, school building services, and Medicaid services	\$ 2,574,833.31	\$ 1,807,642.80	\$ 6,017,574.28	\$ 10,400,050.39	\$ 23,698.00	\$ -	\$ -	\$ 23,698.00
4400.201000.000	Student Learning	Support various student learning initiatives funded via the Education Improvement Act	\$ -	\$ 167,198,447.18	\$ -	\$ 167,198,447.18	\$ -	\$ 64,613,629.04	\$ -	\$ 64,613,629.04
4400.201010X000	EEDA	Support initiatives under the Education and Economic Development Act	\$ -	\$ 8,012,141.21	\$ -	\$ 8,012,141.21	\$ -	\$ 10,826,513.95	\$ -	\$ 10,826,513.95
4400.202001.000	Student Testing	Support operations related to student assessments in the state	\$ -	\$ 625,341.00	\$ -	\$ 625,341.00	\$ -	\$ -	\$ -	\$ -
4400.202005X000	Assessment/Testing	Support actual costs of assessments in the state	\$ -	\$ 23,947,868.46	\$ -	\$ 23,947,868.46	\$ -	\$ 40,967,670.74	\$ -	\$ 40,967,670.74
4400.203001.000	Curriculum & Standards	Support the development and implementation of African American Curriculum	\$ -	\$ 87,407.52	\$ -	\$ 87,407.52	\$ -	\$ 155,652.00	\$ -	\$ 155,652.00

State Funded Program No.	State Funded Program Title	Description of State Funded Program	(Actual) General	(Actual) Other	(Actual) Federal	(Actual) Total	(Projected) General2	(Projected) Other	(Projected) Federal4	(Projected) Total
4400.203006X000	Reading	Support the operational costs of reading/literacy coaches and reading recovery	\$ -	\$ 3,270,910.85	\$ -	\$ 3,270,910.85	\$ -	\$ 3,271,026.00	\$ -	\$ 3,271,026.00
4400.203007X000	Instructional Materials	Support instructional materials used for instruction in the free public schools of the state.	\$ -	\$ 60,839,621.72	\$ -	\$ 60,839,621.72	\$ -	\$ 20,922,839.00	\$ -	\$ 20,922,839.00
4400.204001.000	Assist, Intervention & Reward	Support for intervention services	\$ -	\$ 870,510.17	\$ -	\$ 870,510.17	\$ -	\$ -	\$ -	\$ -
4400.204003X000	EAA Technical Assistance	Support for low performing schools in the state	\$ -	\$ 23,733,826.49	\$ -	\$ 23,733,826.49	\$ -	\$ 24,063,223.67	\$ -	\$ 24,063,223.67
4400.204050X000	Power Schools/Data Collection	Support for operations of the state's student information system	\$ -	\$ 7,388,990.12	\$ -	\$ 7,388,990.12	\$ -	\$ 9,486,785.49	\$ -	\$ 9,486,785.49
4400.204051X000	School Value Added Instrument	Support for the state's value added system	\$ -	\$ 1,317,059.90	\$ -	\$ 1,317,059.90	\$ -	\$ 1,658,567.20	\$ -	\$ 1,658,567.20
4400.400000.000	Early Childhood Education	Support for half-day and full-day early childhood programs in the state	\$ -	\$ 57,546,217.01	\$ -	\$ 57,546,217.01	\$ -	\$ 79,147,319.29	\$ -	\$ 79,147,319.29
4400.502000.000	Certification	Support operations for educator certification	\$ -	\$ 2,483,076.96	\$ -	\$ 2,483,076.96	\$ -	\$ -	\$ -	\$ -
4400.503005X000	Teacher Of The Year	Support for the district and state teacher of the year program	\$ -	\$ 150,710.00	\$ -	\$ 150,710.00	\$ -	\$ 155,000.00	\$ -	\$ 155,000.00
4400.503010X000	Teacher Quality Commission	Support efforts focused on attracting and retaining educators in difficult-to-staff rural districts	\$ -	\$ 309,695.04	\$ -	\$ 309,695.04	\$ -	\$ 372,724.00	\$ -	\$ 372,724.00
4400.503015.000	Retention & Reward	Support efforts focused on teacher recruitment and retention	\$ -	\$ 293,129,339.70	\$ -	\$ 293,129,339.70	\$ -	\$ 628,155,034.87	\$ -	\$ 628,155,034.87
4400.504005X000	Professional Development	Support standards and resource development	\$ -	\$ 2,403,277.07	\$ -	\$ 2,403,277.07	\$ -	\$ 5,263,551.69	\$ -	\$ 5,263,551.69
4400.504015X000	Adept	Support for the teacher evaluation program	\$ -	\$ 873,909.00	\$ -	\$ 873,909.00	\$ -	\$ 873,909.00	\$ -	\$ 873,909.00
4400.504500.000	ADEPT	Support for salary to support the teacher evaluation program	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
4400.703001.000	State	Support K-12 technology and other leadership needs associated with EIA initiatives	\$ -	\$ 26,046,314.81	\$ -	\$ 26,046,314.81	\$ -	\$ 44,520,605.00	\$ -	\$ 44,520,605.00
4400.750000.000	EIA Employer Contributions	Support for Employer Contributions funded in the EIA	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
4400.803000.000	Other Agencies & Entries	Other entity appropriated and paid under H630	\$ -	\$ 4,304,000.00	\$ -	\$ 4,304,000.00	\$ -	\$ 1,304,313.00	\$ -	\$ 1,304,313.00
4400.900100.000	Transportation	Support for parts, fuel, and other bus maintenance expenditures for the state pupil transportation system	\$ -	\$ 22,031,231.54	\$ -	\$ 22,031,231.54	\$ -	\$ 22,032,195.00	\$ -	\$ 22,032,195.00
4400.910500X000	Charter School District	Support for virtual and brick and mortar charter schools	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
4400.912000X000	South Carolina Public Charter Schools	Support for virtual and brick and mortar charter schools	\$ -	\$ 125,364,232.31	\$ -	\$ 125,364,232.31	\$ -	\$ 3,798,565.69	\$ -	\$ 3,798,565.69
4400.990100.000	EIA Non-Recurring	NEW	\$ -	\$ 56,784,797.00	\$ -	\$ 56,784,797.00	\$ -	\$ 117,920,001.00	\$ -	\$ 117,920,001.00
44NW.991300X000	Computer Science Cert and Prof Learning	Support computer science certification and professional development efforts	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.991500X000	Instructional Materials	Support instructional materials used for instruction in the free public schools of the state.	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.991600X000	SDE Grants Committee	Support grants awarded to support supplemental academic needs	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.991700X000	South Carolina Public Charter Schools	Support for virtual and brick and mortar charter schools	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.991800X000	Full Day 4K (First Steps)	Support for full-day 4K programs provided by First Steps	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.991900X000	Full Day 4K (SDE)	Support for full-day public 4K programs	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.992000X000	Aid to Districts	Support for districts' various needs	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

State Funded Program No.	State Funded Program Title	Description of State Funded Program	(Actual) General	(Actual) Other	(Actual) Federal	(Actual) Total	(Projected) General2	(Projected) Other	(Projected) Federal4	(Projected) Total
44NW.992100X000	Pattison's Academy (H630)	Support for initiative funded by the general assembly with non-recurring funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.992200X000	Meyer Center (H630)	Support for initiative funded by the general assembly with non-recurring funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.992300X000	The Continuum (H630)	Support for initiative funded by the general assembly with non-recurring funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
44NW.992400X000	Carolina Collaborative for Alternative Preparation (H630)	Support for initiative funded by the general assembly with non-recurring funds	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
6000.150000.000	Special Allocations	Support funding for districts and other entities to carryout specific purposes	\$ 1,085,684.00	\$ -	\$ -	\$ 1,085,684.00	\$ 1,808,266.00	\$ -	\$ -	\$ 1,808,266.00
6001.000000.000	INFO TECHNOLOGY	Support for information technology	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
6001.010000.000	Distribution To Subdivisions	Support district and school operations, activities, and improvement	\$ 324,827,739.36	\$ 97,200.01	\$ 1,812,717,099.16	\$ 2,137,642,038.53	\$ 305,896,107.00	\$ 2,676,463.00	\$ 2,910,500,000.00	\$ 3,219,072,570.00
6002.010100X000	State Aid to Classrooms	Support district and school operations, activities, and improvement	\$ 2,956,799,771.86	\$ -	\$ -	\$ 2,956,799,771.86	\$ 3,192,351,124.14	\$ -	\$ -	\$ 3,192,351,124.14
6002.150500X000	School Safety Program	Support for School Resource Officer program	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
75NW.100000X000	South Carolina Public Charter Schools	Support for virtual and brick and mortar charter schools	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9500.050000.000	State Employer Contributions	Support fringe benefits of agency employees	\$ 14,128,589.93	\$ 4,112,267.10	\$ 5,267,014.77	\$ 23,507,871.80	\$ 15,552,206.00	\$ 3,861,777.45	\$ 5,793,716.25	\$ 25,207,699.70
9800.010100X000	Hazardous Transportation	Support for district hazardous transportation forgiveness	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9800.030100X000	Statewide Facilities Assessment	Support for district facility assessments	\$ -	\$ 202,570.26	\$ -	\$ 202,570.26	\$ -	\$ 722,785.85	\$ -	\$ 722,785.85
9800.090100X000	School District Capital Improvements	Support for school district capital improvements	\$ 56,431,250.00	\$ -	\$ -	\$ 56,431,250.00	\$ 73,406,250.00	\$ -	\$ -	\$ 73,406,250.00
9800.130100X000	Lakes And Bridges Charter School - Capital	Support for Lakes and Bridges Charter School Capital projects	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9800.150100X000	CHARTER SCH FY21 FD	Support for public charter schools	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9803.050000X000	Grades 6-8 Reading,Math,Science	Support for grades 6-8 reading, math, and science	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9803.290000X000	Integrated Teach Certification & Compensation System	Support for an integrated certification and compensation data system	\$ -	\$ 322,526.07	\$ -	\$ 322,526.07	\$ -	\$ 83,334.26	\$ -	\$ 83,334.26
9803.480000X000	School Bus - Operating Expenses	Support for bus shop operating expenses	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9804.360000X000	School Buses	Support for school bus purchase and operations	\$ -	\$ 2,815,536.24	\$ -	\$ 2,815,536.24	\$ 3,539.10	\$ 16,082,037.59	\$ -	\$ 16,085,576.69
9804.720000X000	Dynamic Report Card System	Support for a dynamic report card system	\$ -	\$ 79,914.86	\$ -	\$ 79,914.86	\$ -	\$ -	\$ -	\$ -
9804.730000X000	Reading Partners	Support for Reading Partners	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9805.440000X000	Hold-Harmless Transistions Payments for Charter Schools	Support for hold-harmless payments for charter schools	\$ -	\$ -	\$ -	\$ -	\$ 1,157,169.57	\$ -	\$ -	\$ 1,157,169.57
9805.490000X000	College & Career Readiness	Support for college and career readiness initiatives	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
9805.640000X000	Efficiency Study	Support for school district efficiency studies	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 190,000.00	\$ -	\$ 190,000.00
9808.240000X000	Instructional Materials	Support the state textbook system	\$ -	\$ 31,779,407.68	\$ -	\$ 31,779,407.68	\$ -	\$ 35,778,528.32	\$ -	\$ 35,778,528.32
9800.140100X000	FY 20-21 Teacher Step Increases	NEW	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

FY2022

Legal Data

as submitted for the Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
1.100	State	FY 2020-21 Proviso	(SDE: Governors Schools Transfer Plan) The Governors School for the Arts and Humanities and the Governors School for Science and Mathematics shall each work with the Department of Administration, Executive Budget Office, in consultation with the Department of Education, to develop a plan to operate their school independently from the Department of Education. The plans	Requires a manner of delivery		Repealed
1.101	State	FY 2020-21 Proviso	(SDE: ESSER Funds) Of the funds appropriated to the Department of Education, the department shall ensure that school districts are made aware of all the permissible uses of ESSER funds that are at their disposal. The department shall provide training and technical support to district personnel throughout the process.	Requires a manner of delivery		Amended Proviso Number Only
1.102	State	FY 2020-21 Proviso	(SDE: ESSER Monthly Funding Report) The Department of Education is required to submit a monthly report to the Department of Administration, Executive Budget Office documenting the expenditure of federal funds allocated to South Carolina through the Elementary and Secondary Emergency Education Relief Fund and the Emergency Assistance to Non-	Report our agency must/may provide		Amended Proviso Number Only
1.103	State	FY 2020-21 Proviso	(SDE: Public School Virtual Program Funding) For Fiscal Year 2021-22, school districts shall be permitted to offer a virtual education program for up to five percent of its student population based on the most recent 135 day ADM count without impacting any state funding. The Department of Education shall establish guidelines for the virtual program and parameters	Requires a manner of delivery		Amended Proviso Number Only
1.104	State	FY 2020-21 Proviso	(SDE: Capital Funding for Disadvantaged Schools) The funds appropriated for Capital Funding for Disadvantaged Schools shall be prioritized by the Department of Education pursuant to subsections (A) and (B). (A) Up to \$15,000,000 of the funds shall be made available first to a local school district or districts with an average daily membership that is less than 5000,	Requires a manner of delivery		Amended
1.105	State	FY 2020-21 Proviso	(SDE: Partisanship Curriculum) For the current fiscal year, of the funds allocated by the Department of Education to school districts, no monies shall be used by any school district or school to provide instruction in, to teach, instruct, or train any administrator, teacher, staff member, or employee to adopt or believe, or to approve for use, make use of, or carry out standards,	Not related to agency deliverable		Amended Proviso Number Only
1.106	State	FY 2020-21 Proviso	(SDE: Retired Teacher Salary Negotiation) With funds appropriated for State Aid to Classrooms, when hiring retired teachers for the 2021-22 school year, school districts uniformly may negotiate salaries below the school district salary schedule.	Not related to agency deliverable		Amended Proviso Number Only
1.108	State	FY 2020-21 Proviso	(SDE: Mask Mandate Prohibition) No school district, or any of its schools, may use any funds appropriated or authorized pursuant to this act to require that its students and/or employees wear a facemask at any of its education facilities. This prohibition extends to the announcement or enforcement of any such policy.	Not related to agency deliverable		Amended Proviso Number Only
1.96	State	FY 2020-21 Proviso	(SDE: Formative Assessment Data) For the 2021-2022 school year, districts must ensure all students in first through ninth grades are assessed using a state approved interim assessment tool during the fall, winter, and spring. School districts shall provide all 2020-2021 and 2021-2022 interim and formative assessment data scores by grade and school to the Department of	Report our agency must/may provide		Amended Proviso Number Only
1.97	State	FY 2020-21 Proviso	(SDE: School District Employees Data) By October 1, 2021, school districts shall provide a report detailing school, district administration, and Career Centers employees to the Department of Education. The report shall specify job duties and indicate the number of individuals whose primary job is to provide classroom instruction. The department is directed to compile the	Not related to agency deliverable		Amended Proviso Number Only
1A.73	State	FY 2020-21 Proviso	(SDE-EIA: Return to Covered Employment) For compensation earned during the current fiscal year, the earnings limitation imposed pursuant to Sections 9-1-1790(A)(1) and 9-11-90(4)(a)(i) of the 1976 Code does not apply if the retired member is hired by the Department of Education to primarily provide services to the department for its tiered system of support for	Report our agency must/may provide		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
1A.74	State	FY 2020-21 Proviso	(SDE-EIA: Kindergarten Start Dates) A district superintendent or charter school authorizer may submit a request to the department to waive the minimum one hundred eighty day school attendance requirement for kindergarten students for the purpose of scheduling a readiness assessment. Upon approval of the waiver request, the approved school may stagger	Not related to agency deliverable		Amended Proviso Number Only
43-205 continued...	State	Regulation	(b) In addition to being staffed with a full time principal/director, each school with an enrollment of 500 or more students must be staffed with at least one full time properly certified assistant principal/assistant director and a properly certified assistant principal or the equivalent for each additional 500 students. 3. Teachers, Guidance Counselors, and Library Media Specialists	Distribute funding to another entity; Other service or product our agency must/may provide	Provide and renew credentials; Supervision and oversight; implementation of standards; management of class size and ratio; provide due process hearings	No Change
43-205 continued...	State	Regulation	(c) Class sizes must not exceed the following student teacher ratios: Grade Level Maximum Student-Teacher Ratio	Distribute funding to another entity; Other service or product our agency must/may provide	Provide and renew credentials; Supervision and oversight; implementation of standards; management of class size and ratio; provide due process hearings	No Change
43-205 continued...	State	Regulation	4. School Nurses Each school nurse must hold a current license issued by the State Board of Nursing to practice as a professional registered nurse or as a licensed practical nurse who is working under the supervision of a professional registered nurse. The duties and responsibilities of a school nurse are to be	Distribute funding to another entity; Other service or product our agency must/may provide	Provide and renew credentials; Supervision and oversight; implementation of standards; management of class size and ratio; provide due process hearings	No Change
43-205.1 continued...	State	Regulation	An annual contract teacher who has demonstrated potential but who has not yet met the formal evaluation criteria set by the State Board of Education and/or the requirements set by the local board of trustees is eligible for a diagnostic assistance year at the annual contract level. This diagnostic assistance year must be provided, if needed, at the discretion of the employing	Distribute funding to another entity; Other service or product our agency must/may provide	Assist, develop, and evaluate professional teaching	No Change
43-205.1 continued...	State	Regulation	XI. Teachers Employed in Charter Schools A. Except as otherwise provided in the Charter Schools Act (S.C. Code Ann. Section 59 40 50(A) (Supp. 2012)), charter schools are exempt from all provisions of law and regulations applicable to a public school, a school board, or a district. However, a charter school may elect to comply with one	Distribute funding to another entity; Other service or product our agency must/may provide	Assist, develop, and evaluate professional teaching	No Change
43-220 continued...	State	Regulation	(3) Dimension C: Intellectual/Academic Performance These students demonstrate a high degree of interest in and commitment to academic and/or intellectual pursuits or demonstrate intellectual characteristics such as curiosity/inquiry, reflection, persistence/tenacity in the face of challenge and creative productive thinking. Characteristics for this	Distribute funding to another entity; Other service or product our agency must/may provide	Rules and regulations regarding gifted and talented students	No Change
43-220 continued...	State	Regulation	4. Length of Time in Models Academic School Year (In-school, after-school, and Saturday Programming) Grades Minimum Minutes Per Year	Distribute funding to another entity; Other service or product our agency must/may provide	Rules and regulations regarding gifted and talented students	No Change
43-220 continued...	State	Regulation	4. The models and teacher pupil ratios that are approved for programming service at respective grade levels are Grades Approved Programming Model Choices	Distribute funding to another entity; Other service or product our agency must/may provide	Rules and regulations regarding gifted and talented students	No Change
43-220 continued...	State	Regulation	E. Funding 1. Allocation of Funds The SCDE will annually calculate each district's allocation based on the number of gifted and talented students projected to be served in each district as it relates to the total of all such students in the state. Unobligated funds,	Distribute funding to another entity; Other service or product our agency must/may provide	Rules and regulations regarding gifted and talented students	No Change
43-229 continued...	State	Regulation	1. Student Records a. The PUSD will maintain accurate student data according to the pupil accounting system prescribed by the SCDE. b. The district superintendent or designee will verify the accuracy of the student enrollment, attendance, membership by category, and submit this	Board, commission, or committee on which someone from our agency must/may serve		No Change
43-229 continued...	State	Regulation	I. Advisory Councils The superintendent or designee may establish advisory councils, including but not limited to a Student Advisory Council, Teacher Advisory Council, School Improvement Council, and a Career and Technology Advisory Council. Advisory councils shall meet no less than annually. No advisory	Board, commission, or committee on which someone from our agency must/may serve		No Change
43-231 continued...	State	Regulation	V. Additional Regulatory Requirements Additional regulatory requirements related to the basic program include, but are not limited to, the following: Gifted and Talented Regulation (43 220) School to Work Regulation (43 225)	Requires a service	Adopt academic achievement standards; develop additional regulatory requirements	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
43-234 continued...	State	Regulation	English language arts: English 1, 2, 3, 4 Mathematics: Algebra 1, Mathematics for the Technologies 1, 2, 3, 4* Algebra 2, Geometry	Requires a service	Develop and adopt requirements for the South Carolina High School Diploma (Defined Program for Grades 9-12)	No Change
43-234 continued...	State	Regulation	VII. Reporting Requirements A. High School Completers 1. Each school issuing the state high school diploma must submit to the State Superintendent of Education on or before May 1 the following data on its previous year's completers:	Requires a service	Develop and adopt requirements for the South Carolina High School Diploma (Defined Program for Grades 9-12)	No Change
43-243 continued...	State	Regulation	(2) If the native language or other mode of communication of the parent is not a written language, the public agency must take steps to ensure (i) That the notice is translated orally or by other means to the parent in his or her native language or other mode of communication; (ii) That the parent understands the content of the notice; and	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(3) Procedures for resolving interagency disputes (including procedures under which LEAs may initiate proceedings) under the agreement or other mechanism to secure reimbursement from other agencies or otherwise implement the provisions of the agreement or mechanism. (4) Policies and procedures for agencies to determine and identify the	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(4) In order to meet its responsibility under paragraphs (b)(2), (b)(3), and (c) of this section to ensure that children with disabilities who need instructional materials in accessible formats are provided those materials in a timely manner, the SEA must ensure that all public agencies take all reasonable steps to provide instructional materials in accessible formats to children with	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	2. SEA implementation of procedural safeguards. The SEA (and any agency assigned responsibility pursuant to Section 300.149(d)) must have in effect procedures to inform each public agency of its responsibility for ensuring effective implementation of procedural safeguards for the children with disabilities served by that public agency.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	a) Except as provided in paragraph (2)(b) of this section, the SEA must determine that an LEA complies with paragraph (1) of this section for purposes of establishing the LEA's eligibility for an award for a fiscal year if the LEA budgets, for the education of children with disabilities, at least the same total or per capita amount from either of the following sources as the	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	b) Authority of hearing officer. (1) A hearing officer under Section 300.511 hears, and makes a determination regarding an appeal under paragraph (a) of this section. (2) In making the determination under paragraph (b)(1) of this section, the hearing officer may	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	h) Construction. Nothing in this part should be construed to alter the requirements imposed on a State Medicaid agency, or any other agency administering a public benefits or insurance program by Federal statute, regulations or policy under title XIX, or title XXI of the Social Security Act, 42 U.S.C. 1396 through 1396v and 42 U.S.C. 1397aa through 1397jj, or any	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(1) Each State must collect valid and reliable information as needed to report annually to the Secretary on the indicators established by the Secretary for the State performance plans. (2) If the Secretary permits States to collect data on specific indicators through State monitoring or sampling, and the State collects the data through	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(2) In matters alleging a procedural violation, a hearing officer may find that a child did not receive a FAPE only if the procedural inadequacies (i) Impeded the child's right to a FAPE; (ii) Significantly impeded the parent's opportunity to participate in the decision making process regarding the provision of a FAPE to the parent's	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(3) A party may amend its due process complaint only if (i) The other party consents in writing to the amendment and is given the opportunity to resolve the due process complaint through a meeting held pursuant to Section 300.510; or (ii) The hearing officer grants permission, except that the hearing officer	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(3) Allocation of remaining funds. After making allocations under paragraph (b)(1) of this section, as adjusted by paragraph (b)(2) of this section, the State must (i) Allocate 85 percent of any remaining funds to those LEAs on the basis of the relative numbers of children enrolled in public and private elementary	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
43-243 continued...	State	Regulation	(5) Vocational education means organized educational programs that are directly related to the preparation of individuals for paid or unpaid employment, or for additional preparation for a career not requiring a baccalaureate or advanced degree. 36. State. State means each of the 50 States, the District of Columbia, the	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(9) Physical therapy means services provided by a qualified physical therapist. (10) Psychological services includes (i) Administering psychological and educational tests, and other assessment procedures; (ii) Interpreting assessment results;	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(C) Inappropriate types of behavior or feelings under normal circumstances. (D) A general pervasive mood of unhappiness or depression. (E) A tendency to develop physical symptoms or fears associated with personal or school problems. (ii) The term includes schizophrenia. The term does not apply to children	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	(ii) Data. For the purpose of making grants under this section, the Secretary uses the most recent population data, including data on children living in poverty, that are available and satisfactory to the Secretary. (2) Limitations. Notwithstanding paragraph (c)(1) of this section, allocations under this section are subject to the following:	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	10. Rule of construction. Nothing in this subpart shall be construed to restrict the Secretary from utilizing any authority under GEPA, including the provisions in 34 CFR parts 76, 77, 80, and 81 to monitor and enforce the requirements of the Act, including the imposition of special conditions under 34 CFR 80.12.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	15. Destruction of information. a) The public agency must inform parents when personally identifiable information collected, maintained, or used under this part is no longer needed to provide educational services to the child. b) The information must be destroyed at the request of the parents.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	2. Funds described in paragraph (1) of this section may also be used for the administration of Part C of the Act. K. Other State level activities. Each State must use any funds the State reserves under Section 300.812 and does not use for administration under Section 300.813	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	2. Modification made by an LEA or State agency. Subject to paragraph (3) of this section, policies and procedures submitted by an LEA or a State agency in accordance with this subpart remain in effect until the LEA or State agency submits to the SEA the modifications that the LEA or State agency determines are necessary.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	20. Surrogate parents. a) General. Each public agency must ensure that the rights of a child are protected when (1) No parent (as defined in Section 300.30) can be identified; (2) The public agency, after reasonable efforts, cannot locate a parent;	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	a) A public agency must control and administer the funds used to provide special education and related services under Secs. 300.137 through 300.139, and hold title to and administer materials, equipment, and property purchased with those funds for the uses and purposes provided in the Act. b) The public agency may place equipment and supplies in a private school	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	a) General. To the extent consistent with the number and location of children with disabilities who are enrolled by their parents in private, including religious, elementary schools and secondary schools located in the school district served by the LEA, provision is made for the participation of those children in the program assisted or carried out under Part B of the Act by	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	a) No individual right to special education and related services. No parentally placed private school child with a disability has an individual right to receive some or all of the special education and related services that the child would receive if enrolled in a public school. b) Decisions.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	b) Any State or local funds expended for programs that would qualify for assistance under any of the parts described in paragraph (a) of this section, but excluding any amounts for capital outlay or debt service. 14. Free appropriate public education. Free appropriate public education or FAPE means special education and related services that	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
43-243 continued...	State	Regulation	b) For an individual with deafness or blindness, or for an individual with no written language, the mode of communication is that normally used by the individual (such as sign language, Braille, or oral communication). 26. Parent. a) Parent means	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	b) If more than one individual is designated, the Secretary designates one of those individuals as the Chief Hearing Official of the Hearing Panel. If one individual is designated, that individual is the Hearing Official. 4. Hearing procedures. a) As used in Secs. 300.179 through 300.184 the term party or parties	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	b) Nothing in this part relieves an insurer or similar third party from an otherwise valid obligation to provide or to pay for services provided to a child with a disability. c) Consistent with Section 300.323(c), each public agency must ensure that there is no delay in implementing a child's IEP, including any case in which	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	b) Parental consent for services. (1) A public agency that is responsible for making FAPE available to a child with a disability must obtain informed consent from the parent of the child before the initial provision of special education and related services to the child.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	b) The Secretary waives the requirement of section 612(a)(10)(A) of the Act and of Secs. 300.131 through 300.144 if the Secretary implements a by pass. 2. Provisions for services under a by pass. a) Before implementing a by pass, the Secretary consults with appropriate public and private school officials, including SEA officials, in the affected	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	c) Local educational agency high cost fund. (1) In general (i) For the purpose of assisting LEAs (including a charter school that is an LEA or a consortium of LEAs) in addressing the needs of high need children with disabilities, each State has the option to reserve for each fiscal year 10	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	c) Source of data. The public agency must administer such assessments and other evaluation measures as may be needed to produce the data identified under paragraph (a) of this section. d) Requirements if additional data are not needed. (1) If the IEP Team and other qualified professionals, as appropriate,	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	c) State level nonsupplanting. (1) Except as provided in Section 300.202, funds paid to a State under Part B of the Act must be used to supplement the level of Federal, State, and local funds (including funds that are not under the direct control of the SEA or LEAs) expended for special education and related services provided to	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	d) Accessibility of child's IEP to teachers and others. Each public agency must ensure that (1) The child's IEP is accessible to each regular education teacher, special education teacher, related services provider, and any other service provider who is responsible for its implementation; and	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	D. Individualized Education Programs 1. Definition of individualized education program. a) General. As used in this part, the term individualized education program or IEP means a written statement for each child with a disability that is developed, reviewed, and revised in a meeting in accordance with Secs.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	D. Least Restrictive Environment (LRE) 1. LRE requirements. a) General. (1) Except as provided in Section 300.324(d)(2) (regarding children with disabilities in adult prisons), the State must have in effect policies and	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	S. Joint establishment of eligibility. 1. General. The SEA may require an LEA to establish its eligibility jointly with another LEA if the SEA determines that the LEA will be ineligible under this subpart because the agency will not be able to establish and maintain programs of sufficient size and scope to effectively meet the needs of children	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
43-243 continued...	State	Regulation	V. Procedural Safeguards Due Process Procedures for Parents and Children A. Procedural Safeguards 1. Responsibility of SEA and other public agencies. Each SEA must ensure that each public agency establishes, maintains, and implements procedural safeguards that meet the requirements of Secs. 300.500 through 300.536.	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
43-243.1 continued...	State	Regulation	2. Eligibility Criteria a. There is evidence that the child meets the criteria for both the Deaf/Hard of Hearing category and the Visual Impairment category. (1) a hearing loss that is 20 dB or greater at anyone frequency, either unilaterally or bilaterally, or	Requires a service		No Change
43-243.1 continued...	State	Regulation	2. Eligibility Criteria a. There is evidence that the child has a severe orthopedic impairment. b. The adverse effects of the orthopedic impairment on the child's educational performance require specialized instruction and/or related services.	Not related to agency deliverable		No Change
43-248 Virtual Education Program	State	Regulation	VII. Virtual Education Program Course Costs A. The SBE will determine when and if the virtual education program may charge fees and tuition. If program funds are either reduced or unavailable, the virtual education program may charge a fee to students . The virtual education program may charge a fee to students so long as the fee does not	Requires a service	Determine costs associated with Virtual Education Program courses	No Change
43-259 continued...	State	Regulation	II. Adult Education: High School Diploma Program A. Graduation Requirements 1. The student must earn a total of 24 prescribed units of credit and pass the exit examination to earn a state high school diploma. The unit requirements are distributed as follows:	Requires a service	Issue a state high school equivalency diploma to eligible candidates; Implement Adult Education Program	No Change
43-601 continued...	State	Regulation	(1) The goals and objectives must be clearly stated and must provide enough detail to indicate specific outcomes. (2) The student population must be identified by grade level, unique educational needs, and projected enrollment. A converted charter school must offer the same grades, or nongraded education appropriate for the same ages	Requires a service	Issue guidelines to assist charter schools in complying with federal legislation,	No Change
43-601 continued...	State	Regulation	(K) Facilities and Equipment The application must include a description of the building, facilities, and equipment and an explanation as to how they will be obtained: (1) Facilities Identified in Application (a) If a facility suitable for use by the charter school is identified at the time	Requires a service	Issue guidelines to assist charter schools in complying with federal legislation,	No Change
43-601 continued...	State	Regulation	V. CONDITIONAL CHARTERS The local school board may grant a conditional charter, instead of a full charter, to an applicant whose application meets the standards as determined by the Advisory Committee only if one or more of the following conditions exists: a charter school has not yet secured its space and been issued a	Requires a service	Issue guidelines to assist charter schools in complying with federal legislation,	No Change
43-601 Procedures and Standards for Review of Charter School Applications	State	Regulation	I. DEFINITIONS (A) A "charter school" means a public, nonreligious, nonhome based, nonprofit corporation forming a school that operates by sponsorship of a public school district, the South Carolina Public Charter School District, or a public or independent institution of higher learning, but is accountable to the	Requires a service	Issue guidelines to assist charter schools in complying with federal legislation,	No Change
43-62 continued...	State	Regulation	1. Bachelor's Degree 2. Initial or professional certificate at the early childhood or elementary level, or in special education or Speech and Language 3. Minimum qualifying score on the content area examination(s) required by the State Board of Education	Requires a service	Require individuals with certificates to upgrade certification; provide teaching credential	No Change
43-62 continued...	State	Regulation	4. Specialized Preparation Semester Hours Accounting 6 Business Communications 3 Business Law Computer applications and technology (to include, but not 9	Requires a service	Require individuals with certificates to upgrade certification; provide teaching credential	No Change
43-62 continued...	State	Regulation	A. ART 1. Bachelor's degree 2. Initial or professional certificate at the early childhood, elementary, middle, secondary, or pre-K-12 level 3. Minimum qualifying score(s) on the content-area examination(s) required	Requires a service	Require individuals with certificates to upgrade certification; provide teaching credential	No Change
43-62 continued...	State	Regulation	a. Bachelor's degree b. Initial or Professional certificate at the early childhood, elementary, middle, secondary, or pre-K-12 level AND	Requires a service	Require individuals with certificates to upgrade certification; provide teaching credential	No Change
43-80 continued...	State	Regulation	Certificate A Authorizes an individual to operate any school bus owned or leased by the State, a local school agency, a private contractor, a private school, or a childcare facility for the purpose of transporting school students. Certificate B Authorizes an individual to only operate an MFSAB owned or leased by a local school agency, a private contractor, a private school, or a	Distribute funding to another entity; Other service or product our agency must/may provide	Supervision of school transportation program	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY 2022
Adequate Yearly Progress (AYP) ; §200.13 Adequate yearly progress in general	Federal	Statute	(a) Each State must demonstrate in its State plan what constitutes AYP of the State and of all public schools and LEAs in the State— (1) Toward enabling all public school students to meet the State's student academic achievement standards; while	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.14 Components of Adequate Yearly Progress	Federal	Statute	A State's definition of AYP must include all of the following: (a) A timeline in accordance with §200.15. (b) Starting points in accordance with §200.16.	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.15 Timeline	Federal	Statute	(a) Each State must establish a timeline for making AYP that ensures that, not later than the 2013-2014 school year, all students in each group described in §200.13(b)(7) will meet or exceed the State's proficient level of academic achievement.	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.16 Starting points	Federal	Statute	(a) Using data from the 2001-2002 school year, each State must establish starting points in reading/language arts and in mathematics for measuring the percentage of students meeting or exceeding the State's proficient level of academic achievement.	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.17 Intermediate goals	Federal	Statute	Each State must establish intermediate goals that increase in equal increments over the period covered by the timeline under §200.15 as follows: (a) The first incremental increase must take effect not later than the 2004-2005 school year.	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.18 Annual measurable objectives	Federal	Statute	(a) Each State must establish annual measurable objectives that— (1) Identify for each year a minimum percentage of students that must meet or exceed the proficient level of academic achievement on the State's academic assessments; and	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.19 Other academic indicators	Federal	Statute	(a) Elementary and middle schools—(1) Choice of indicator. To determine AYP, consistent with §200.14(e), each State must use at least one other academic indicator for public elementary schools and at least one other academic indicator for public middle schools, such as those in paragraph (c) of this section.	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.21 Adequate yearly progress of a State	Federal	Statute	For each State that receives funds under subpart A of this part and under subpart 1 of part A of Title III of the ESEA, the Secretary must, beginning with the 2004-2005 school year, annually review whether the State has— (a)(1) Made AYP as defined by the State in accordance with §§200.13	Requires a service		No Change
Adequate Yearly Progress (AYP) ; §200.22 National Technical Advisory Council	Federal	Statute	(a) To provide advice to the Department on technical issues related to the design and implementation of standards, assessments, and accountability systems, the Secretary shall establish a National Technical Advisory Council (hereafter referred to as the "National TAC"), which shall be governed by the provisions of the Federal Advisory Committee Act (FACA) (Pub. L. 92-463,	Not related to agency deliverable		No Change
Adequate Yearly Progress (AYP) ; Appendix to §200.13—When May a State or LEA Exceed the 1% and 2% Caps?	Federal	Statute	The following table provides a summary of the circumstances in which a State or LEA may exceed the 1% and 2% caps described in §200.13. When May a State or LEA Exceed the 1% and 2% Caps?	Requires a service		No Change
Allocations to LEAs ; §200.70 Allocation of funds to LEAs in general	Federal	Statute	(a) Basic grants. An LEA is eligible for a basic grant if the number of formula children is— (1) At least 10; and	Distribute funding to another entity		No Change
Allocations to LEAs ; §200.71 LEA eligibility	Federal	Statute	(a) General. For each LEA not on the Census list (hereinafter referred to as a "new" LEA), an SEA must determine the number of formula children and the number of children ages 5 to 17, inclusive, in that LEA. (b) Determining LEA eligibility. An SEA must determine basic grant,	Requires a service		No Change
Allocations to LEAs ; §200.72 Procedures for adjusting allocations determined by the Secretary to account for eligible LEAs not on the Census list	Federal	Statute	(a) General. (1) Except as authorized under paragraph (c) of this section and §200.100(d)(2), an SEA may not reduce the allocation of an eligible LEA below the hold-harmless amounts established under paragraph (a)(4) of this section.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Allocations to LEAS ; §200.73 Applicable hold-harmless provisions	Federal	Statute	(a) For eligible LEAs serving an area with a total census population of less than 20,000 persons (hereinafter referred to as "small LEAs"), an SEA may apply to the Secretary to use an alternative method to distribute basic grant, concentration grant, targeted grant, and education finance incentive grant funds.	Requires a service		No Change
Allocations to LEAS ; §200.74 Use of an alternative method to distribute grants to LEAs with fewer than 20,000 total residents	Federal	Statute	(a) In a State in which the number of formula children is less than 0.25 percent of the national total on January 8, 2002 (hereinafter referred to as a "small State"), an SEA may either— (1) Allocate concentration grants among eligible LEAs in the State in	Distribute funding to another entity		No Change
Allocations to LEAS ; §200.75 Special procedures for allocating concentration grant funds in small States	Federal	Statute	(a) In a State in which the number of formula children is less than 0.25 percent of the national total on January 8, 2002 (hereinafter referred to as a "small State"), an SEA may either— (1) Allocate concentration grants	Funding agency deliverable(s)		No Change
Allocations to LEAS ; §200.76 [Reserved]	Federal	Statute	Before allocating funds in accordance with §200.78, an LEA must reserve funds as are reasonable and necessary to— (a) Provide services comparable to those provided to children in participating school attendance areas and schools to serve—	Not related to agency deliverable		No Change
Appendix I; Appendix I to Part 200—Full Text of Notice of Funding Opportunity continued...	Federal	Statute	D. Application and Submission Information 1. Address to Request Application Package—Required. Potential applicants must be told how to get application forms, kits, or other materials needed to apply (if this announcement contains everything needed, this section need only say so). An Internet address where the materials can be accessed is	Requires a service		No Change
Appendix I; Appendix I to Part 200—Full Text of Notice of Funding Opportunity continued...	Federal	Statute	E. Application Review Information 1. Criteria—Required. This section must address the criteria that the Federal awarding agency will use to evaluate applications. This includes the merit and other review criteria that evaluators will use to judge applications, including any statutory, regulatory, or other preferences (e.g., minority status or Native	Requires a service		No Change
Appendix I; Appendix I to Part 200—Full Text of Notice of Funding Opportunity	Federal	Statute	The full text of the notice of funding opportunity is organized in sections. The required format outlined in this appendix indicates immediately following the title of each section whether that section is required in every announcement or is a Federal awarding agency option. The format is designed so that similar types of information will appear in the same sections in announcements of	Requires a service		No Change
Appendix II; Appendix II to Part 200—Contract Provisions for Non-Federal Entity Contracts Under Federal Awards	Federal	Statute	In addition to other provisions required by the Federal agency or non-Federal entity, all contracts made by the non-Federal entity under the Federal award must contain provisions covering the following, as applicable. (A) Contracts for more than the simplified acquisition threshold currently set	Requires a service		No Change
Appendix III; Appendix III to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs) continued...	Federal	Statute	6. Provisional and Final Rates for Indirect (F&A) Costs Where the cognizant agency for indirect costs determines that cost experience and other pertinent facts do not justify the use of predetermined rates, or a fixed rate with a carry-forward, or if the parties cannot agree on an equitable rate, a provisional rate must be established. To prevent substantial	Requires a service		No Change
Appendix III; Appendix III to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs) continued...	Federal	Statute	7. Sponsored Projects Administration a. The expenses under this heading are limited to those incurred by a separate organization(s) established primarily to administer sponsored projects, including such functions as grant and contract administration (Federal and non-Federal), special security, purchasing, personnel, administration, and	Requires a service		No Change
Appendix III; Appendix III to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs) continued...	Federal	Statute	B. Identification and Assignment of Indirect (F&A) Costs 1. Definition of Facilities and Administration See §200.414 Indirect (F&A) costs which provides the basis for these indirect cost requirements.	Requires a service		No Change
Appendix III; Appendix III to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs) continued...	Federal	Statute	E. Documentation Requirements The standard format for documentation requirements for indirect (indirect (F&A)) rate proposals for claiming costs under the regular method is available on the OMB Web site here: http://www.whitehouse.gov/omb/grants_forms .	Requires a service		No Change
Appendix III; Appendix III to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs)	Federal	Statute	A. General This appendix provides criteria for identifying and computing indirect (or indirect (F&A)) rates at IHEs (institutions). Indirect (F&A) costs are those that are incurred for common or joint objectives and therefore cannot be identified readily and specifically with a particular sponsored project, an	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Appendix IV; Appendix IV to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Nonprofit Organizations Continued...	Federal	Statute	3. Multiple Allocation Base Method a. General. Where an organization's indirect costs benefit its major functions in varying degrees, indirect costs must be accumulated into separate cost groupings, as described in subparagraph b. Each grouping must then be allocated individually to benefitting functions by means of a base which best	Distribute funding to another entity		No Change
Appendix IV; Appendix IV to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Nonprofit Organizations Continued...	Federal	Statute	5. Special Indirect Cost Rates In some instances, a single indirect cost rate for all activities of an organization or for each major function of the organization may not be appropriate, since it would not take into account those different factors which may substantially affect the indirect costs applicable to a particular segment of	Distribute funding to another entity		No Change
Appendix IV; Appendix IV to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Nonprofit Organizations	Federal	Statute	A. General 1. Indirect costs are those that have been incurred for common or joint objectives and cannot be readily identified with a particular final cost objective. Direct cost of minor amounts may be treated as indirect costs under the conditions described in §200.413 Direct costs paragraph (d) of this Part.	Distribute funding to another entity		No Change
Appendix IX; Appendix IX to Part 200—Hospital Cost Principles	Federal	Statute	Based on initial feedback, OMB proposes to establish a review process to consider existing hospital cost determine how best to update and align them with this Part. Until such time as revised guidance is proposed and implemented for hospitals, the existing principles located at 45 CFR Part 75 Appendix E, entitled "Principles for Determining Cost Applicable to	Requires a service		No Change
Appendix V; Appendix V to Part 200—State/Local Governmentwide Central Service Cost Allocation Plans Continued...	Federal	Statute	F. Negotiation and Approval of Central Service Plans 1. Federal Cognizant Agency for Indirect Costs Assignments for Cost Negotiation In general, unless different arrangements are agreed to by the concerned Federal agencies, for central service cost allocation plans, the cognizant	Distribute funding to another entity		No Change
Appendix V; Appendix V to Part 200—State/Local Governmentwide Central Service Cost Allocation Plans	Federal	Statute	A. General 1. Most governmental units provide certain services, such as motor pools, computer centers, purchasing, accounting, etc., to operating agencies on a centralized basis. Since federally-supported awards are performed within the individual operating agencies, there needs to be a process whereby these	Distribute funding to another entity		No Change
Appendix VI; Appendix VI to Part 200—Public Assistance Cost Allocation Plans	Federal	Statute	A. General Federally-financed programs administered by state public assistance agencies are funded predominately by the Department of Health and Human Services (HHS). In support of its stewardship requirements, HHS has published requirements for the development, documentation, submission, negotiation,	Distribute funding to another entity		No Change
Appendix VII; Appendix VII to Part 200—States and Local Government and Indian Tribe Indirect Cost Proposals Continued...	Federal	Statute	4. Special Indirect Cost Rates a. In some instances, a single indirect cost rate for all activities of a non-Federal entity or for each major function of the agency may not be appropriate. It may not take into account those different factors which may substantially affect the indirect costs applicable to a particular program or	Distribute funding to another entity		No Change
Appendix VII; Appendix VII to Part 200—States and Local Government and Indian Tribe Indirect Cost Proposals	Federal	Statute	A. General 1. Indirect costs are those that have been incurred for common or joint purposes. These costs benefit more than one cost objective and cannot be readily identified with a particular final cost objective without effort disproportionate to the results achieved. After direct costs have been	Distribute funding to another entity		No Change
Appendix VIII; Appendix VIII to Part 200—Nonprofit Organizations Exempted From Subpart E—Cost Principles of Part 200	Federal	Statute	1. Advance Technology Institute (ATI), Charleston, South Carolina 2. Aerospace Corporation, El Segundo, California 3. American Institutes of Research (AIR), Washington, DC	Not related to agency deliverable		No Change
Appendix X; Appendix X to Part 200—Data Collection Form (Form SF-SAC)	Federal	Statute	The Data Collection Form SF-SAC is available on the FAC Web site.	Not related to agency deliverable		No Change
Appendix XI; Appendix XI to Part 200—Compliance Supplement	Federal	Statute	The compliance supplement is available on the OMB Web site: (e.g. for 2013 here http://www.whitehouse.gov/omb/circulars/)	Not related to agency deliverable		No Change
Article 10. Defined Minimum Program; 43-90 Program Approval Standards for South Carolina Teacher Education Institutions.	State	Regulation	The South Carolina State Board of Education requires that all teacher education programs meet the standards as established by a national accreditation association with which the South Carolina Department of Education has a partnership agreement. For State Board of Education approval, public institutions must seek and receive national accreditation.	Requires a service	Approval of teacher training institutions	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Article 13. General School Administration; 43-100 Test Security.	State	Regulation	I. Tests administered by or through the State Board of Education shall include but are not limited to: A. The statewide tests; as defined in the State Board of Education Regulation 43 262 including field tests and pilot tests; B. Examinations for admission to teacher education program and teacher	Requires a service	Administer tests and assessments	No Change
Article 13. General School Administration; 43-161 Appointment (Term) of School Superintendent.	State	Regulation	Each school district shall employ a chief administrative officer who serves as the executive officer of the board of trustees and the professional leader of the school district. Administrators serving as area or district superintendents for the first time after June 30, 1968, shall hold a superintendent's certificate. Annually, by October 15, the chairman of the district board of trustees shall	Requires a service		No Change
Article 13. General School Administration; 43-165.1 Program for Assisting, Developing, and Evaluating Principal Performance (PADEPP).	State	Regulation	I. PURPOSE The State Board of Education, through the South Carolina Department of Education, is required to adopt statewide performance standards and criteria that shall serve as a foundation for all processes used for assisting, developing, and evaluating principals employed in the school districts of this	Requires a service	Adopt statewide performance standards	No Change
Article 13. General School Administration; 43-166 Student and School Safety.	State	Regulation	A. School Safety Assessment 1. The State Department of Education shall develop a Model Safe Schools Checklist designed to assess schools' safety strengths and weaknesses. The checklist must include items addressing the following topics: a. the existence of a comprehensive safety plan;	Requires a service	Develop Model Safe Schools Checklist	No Change
Article 13. General School Administration; 43-167 Principal Induction Program.	State	Regulation	A. Purpose The purpose of the Principal Induction Program is to add one component of many strategies which are to be combined by the districts to meet the intent of the Education Accountability Act to improve teaching and learning so that students are equipped with a strong academic foundation. The Principal	Requires a service	Develop and implement Principal Induction Program	No Change
Article 14. Fiscal Management; 43-168 Nutrition Standards for Elementary Schools (K 5) School Food Service Meals and Competitive Foods.	State	Regulation	I. School Meals Federal law specifically, the National School Lunch Act (42 U.S.C. Section 1758(f), the National School Lunch Program (7 C.F.R. Section 210.10), and the School Breakfast Program (7 C.F.R. Section 220.8) regulates the nutritional quality of foods served in the nation's school meal programs. For a	Requires a service		No Change
Article 14. Fiscal Management; 43-169 Food Service Management Company Contracts	State	Regulation	I. PURPOSE Pursuant to regulations and policy guidelines promulgated by the United States Department of Agriculture (USDA), the South Carolina Department of Education (SCDE) is charged with the state level administration and monitoring of local child nutrition programs funded by and subject to the	Distribute funding to another entity		No Change
Article 15. Business Management; 43-171.1 Disbursement of Funds for Pressing Repairs, Renovations and Construction	State	Regulation	I. ALLOCATION OF FUNDS Funds will be allocated to the district annually on a per pupil basis, based on the Districts' 135 day cumulative average daily membership for the previous fiscal year. These funds are to be kept in an account separate from all other funds allocated from the State General Fund.	Distribute funding to another entity		No Change
Article 15. Business Management; 43-172 Accounting and Reporting	State	Regulation	I. Pupil Accounting According to Section 4, paragraph (1)(c) of the South Carolina Education Finance Act of 1977, each pupil in the state shall be counted in only one of the pupil classifications and must meet all qualifications both general and specific, before the pupil can be classified and claimed in a public school.	Distribute funding to another entity		No Change
Article 17. Personnel ; 43-205 Administrative and Professional Personnel Qualifications, Duties, and Workloads.	State	Regulation	I. District Level Administrative Personnel Personnel employed as administrative assistants, supervisors, and consultants having responsibilities for supervising instructional programs and student services must hold a master's degree and be certified in their area of primary responsibility or must earn a minimum of 6 semester hours annually toward	Distribute funding to another entity; Other service or product our agency must/may provide	Provide and renew credentials; Supervision and oversight; implementation of standards; management of class size and ratio; provide due process hearings	No Change
Article 17. Personnel ; 43-205.1 Assisting, Developing, and Evaluating Professional Teaching (ADEPT)	State	Regulation	I. State Standards for Professional Teaching Teacher preparation programs and school districts must address, but are not limited to, the performance standards for Assisting, Developing, and Evaluating Professional Teaching (ADEPT), as specified in the State Board of Education's ADEPT implementation guidelines.	Distribute funding to another entity; Other service or product our agency must/may provide	Assist, develop, and evaluate professional teaching	No Change
Article 17. Personnel ; 43-206 Professional Personnel Resignation	State	Regulation	Any teacher who fails to comply with the provisions of his contract without the written consent of the school board shall be deemed guilty of unprofessional conduct. A breach of contract resulting from the execution of an employment contract with another board within the State without the consent of the board first employing the teacher makes void any subsequent	Requires a service	Provide due process hearings	No Change
Article 17. Personnel ; 43-207 Health Examination	State	Regulation	All personnel shall be screened for tuberculosis as required by Section 44 29 150 and Section 44 29 160 of the Code of Laws of South Carolina, 1976, as amended April 24, 1979. Guidelines for screening of school employees for tuberculosis are available in each county health department.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Article 19. Instructional Program; 43-209 Support Personnel/Paraprofessional Personnel Positions, Qualifications and Duties	State	Regulation	A. Support personnel positions for school district superintendents and school principals 1. Secretarial services shall be provided. 2. Custodial services shall be provided. B. Paraprofessional personnel positions	Requires a service	Review and provide feedback	No Change
Article 19. Instructional Program; 43-210. School Resource Officers.			I. Expectations for School Resource Officers in South Carolina Public Schools School campuses are learning environments where public education students are prepared for success in college, careers, and citizenship. School resource officers are necessary to provide law	Requires a service		No Change
Article 19. Instructional Program; 43-220 Gifted and Talented	State	Regulation	Purpose: The State Board of Education recognizes the need to provide gifted and talented education services to identified students in grades one through twelve. These regulations provide the framework for provision of these services. All regulations must be followed in order to qualify for state funding. In order to comply with the South Carolina Education Improvement Act of	Distribute funding to another entity; Other service or product our agency must/may provide	Rules and regulations regarding gifted and talented students	No Change
Article 19. Instructional Program; 43-229 Defined Program for the Palmetto Unified School District (PUSD)	State	Regulation	Palmetto Unified School District No. 1 (PUSD) was established in 1981 by the South Carolina General Assembly, pursuant to S.C. Code Ann. Section 24 25 10, to provide educational services to inmates through a statewide school district. PUSD as a sanctioned school district is also mandated to comply with the regulations of the State Board of Education (SBE) unless otherwise noted	Board, commission, or committee on which someone from our agency must/may serve		No Change
Article 19. Instructional Program; 43-231 Defined Program K 5	State	Regulation	Each school district board of trustees shall ensure quality schooling having a rigorous, relevant curriculum for all students. Each school district shall examine the academic achievement standards adopted by the South Carolina State Board of Education. Elementary, middle, and high school faculty and staff shall work together to ensure that students	Requires a service	Adopt academic achievement standards; develop additional regulatory requirements	No Change
Article 19. Instructional Program; 43-232 Defined Program 6-8	State	Regulation	Each school district board of trustees shall ensure quality schooling by providing a rigorous, relevant curriculum for all students. Each school district shall examine the academic achievement standards adopted by the South Carolina State Board of Education. Elementary, middle, and high school faculty and staff shall work together to ensure that students	Requires a service		No Change
Article 19. Instructional Program; 43-234 Defined Program, Grades 9-12 and Graduation Requirements	State	Regulation	Each school district board of trustees must ensure quality schooling by providing a rigorous, relevant curriculum for all students. Each school district must offer a standards based academic curriculum organized around a career cluster system that provides students with individualized education choices.	Requires a service	Develop and adopt requirements for the South Carolina High School Diploma (Defined Program for Grades 9-12)	No Change
Article 19. Instructional Program; 43-236 Career or Technology Centers/Comprehensive High Schools	State	Regulation	Career or Technology Centers/Comprehensive High Schools Career or technology centers and/or comprehensive high schools shall, based on local needs, offer a variety of courses that will constitute a career major. These career majors are contained in the clusters defined and communicated to school districts by the Office of Career and Technology Education in	Requires a service		No Change
Article 19. Instructional Program; 43-237.1 Adult Education Program	State	Regulation	A. Adult Education Program The program of adult education is provided for adults who want to acquire a basic education, to prepare for a high school equivalency test, to develop literacy skills, to obtain the knowledge and skills necessary for employment and self sufficiency, or to complete the requirements for a state high school	Requires a service	Implementation of Adult Education Program	No Change
Article 19. Instructional Program; 43-238 Health Education Requirements	State	Regulation	The Comprehensive Health Education (CHE) Act of 1988 (59 32 5) requires that public school health instruction be planned, age appropriate, and sequential. The CHE Act further requires that, at least one time during the four years of grades 9 12, each student shall receive a program of instruction in comprehensive health education to include the following subjects:	Requires a service	Develop and implementation of Comprehensive Health Education Act/Standards	No Change
Article 19. Instructional Program; 43-240 Summer School Programs	State	Regulation	A. Summer school programs are provided for the following purposes: to deliver academic assistance to students in grades three through eight under the Education Accountability Act of 1998 (EAA), to promote students in grades one through eight, or to award Carnegie units of credit toward meeting the requirements for a state high school diploma. Other school services	Requires a service	Implementation of Summer Reading Camps	No Change
Article 19. Instructional Program; 43-241 Medical Homebound Instruction	State	Regulation	I. Students who cannot attend public school because of illness, accident, or pregnancy, even with the aid of transportation, are eligible for medical homebound or hospitalized instruction. (A) A physician must certify that the student is unable to attend school but may profit from instruction given in the home or hospital.	Requires a service	Allow Medical Homebound Instruction/develop appropriate rules and expectations	No Change
Article 19. Instructional Program; 43-242 Driver Training	State	Regulation	A school program shall include the complete program of driver education, classroom and behind the wheel phases, and it shall be provided each semester on an elective basis for eligible students. Schools organized on grades 9 12 or 10 12 basis shall provide this program. Summer programs of driver education are permissible and recommended but	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Article 19. Instructional Program; 43-243 Special Education, Education of Students with Disabilities	State	Regulation	The purpose of this regulation is to align state rules, regulations, and policies relating to the education of children with disabilities to the purposes and requirements of the Individuals with Disabilities Education Improvement Act of 2004 (IDEA) and its implementing regulation. The federal IDEA regulation is incorporated into R.43 243, Special	Distribute funding to another entity	Implementation of IDEA by aligning state rules, regulations, and policies relating to Federal IDEA requirements	No Change
Article 19. Instructional Program; 43-243.1 Criteria for Entry into Programs of Special Education for Students with Disabilities	State	Regulation	A. General Requirements These criteria for entry into programs of special education for students with disabilities will be used by all members of the multidisciplinary team, who may include school psychologists, speech language therapists, and other persons responsible for the identification and evaluation of students with	Not related to agency deliverable		No Change
Article 19. Instructional Program; 43-244 Interscholastic Activities	State	Regulation	Kindergarten; Grades 1 6: Each school shall prohibit competitive sports of a varsity pattern with scheduled league games and championships for Grades 1 6.	Requires a service		No Change
Article 19. Instructional Program; 43-244.1 Interscholastic Activities: Academic Requirements for Participation	State	Regulation	I. To participate in interscholastic activities, students in grades 9 12 must have passed at least four academic courses, including each unit the student takes that is required for graduation, with an overall passing average in the preceding semester. Academic courses must be defined as those courses of instruction for which credit toward high school graduation is given. These	Requires a service		No Change
Article 19. Instructional Program; 43-246 Instruction at Place Other Than School	State	Regulation	A parent or guardian denied permission by a district board of trustees to begin or continue a program of home instruction may appeal that decision to the State Board of Education, pursuant to Section 59 65 40 of the Code of Laws of South Carolina, 1976. When permission to operate a home instruction program is denied by a district board of trustees, the district board must notify	Requires a service	Provide due process hearings	No Change
Article 19. Instructional Program; 43-248 Virtual Education Program	State	Regulation	I. Overview of the Virtual Education Program A. The State Board of Education (SBE) is authorized under S.C. Code Ann. Sections 59 16 10 through 59 16 80 to "establish the virtual education program to ensure consistent high quality education for the students of South Carolina utilizing technology delivered courses." These procedural	Requires a service	Establish virtual education program	No Change
Article 19. Instructional Program; 43-258.1 Advanced Placement	State	Regulation	I. DEFINITION OF ADVANCED PLACEMENT COURSES Advanced Placement (AP) Courses: Courses developed by the College Board with prescribed curricula and tests for which students receive high school credit and for which students scoring at an acceptable level on the AP examination will be eligible to receive college credit from participating	Distribute funding to another entity; Other service or product our agency must/may provide	Fund and coordinate AP training teacher courses	No Change
Article 19. Instructional Program; 43-259 Adult Education	State	Regulation	I. The State High School Equivalency Diploma The State Board of Education (SBE) will issue a state high school equivalency diploma to eligible candidates who successfully complete a SBE approved high school equivalency test. The SBE authorizes the administration of approved high school equivalency tests by the South Carolina Department	Requires a service	Issue a state high school equivalency diploma to eligible candidates; Implement Adult Education Program	No Change
Article 19. Instructional Program; 43-261 District and School Planning.	State	Regulation	A. Development of District Strategic Plan and School Renewal Plans 1. Each school district must develop a five year district strategic plan and each school must develop a five year school renewal plan as required by the Early Childhood Development and Academic Assistance Act of 1993 and the Education Accountability Act of 1998. District and school plans shall	Requires a service	Provide technical assistance; Review District's Strategic Plan and School Renewal Plans	No Change
Article 19. Instructional Program; 43-262 Assessment Program.	State	Regulation	I. STATEWIDE ASSESSMENT PROGRAM A. The Education Accountability Act of 1998 (EAA), S.C. Code Ann. Section 59 18 310 (Supp. 2008), and the No Child Left Behind Act of 2001, 20 U.S.C. Section 6301, et seq. (2002) (NCLB) require that the State Board of Education develop or adopt a statewide assessment program in certain	Requires a service	Specify content and skill areas for statewide assessments	No Change
Article 19. Instructional Program; 43-264.1 Half Day Child Development Programs.	State	Regulation	I. Legislation In order to comply with the South Carolina Education Improvement Act of 1984 and the Early Childhood Development and Academic Assistance Act of 1993 school districts may establish and provide for the education of three and four year old children who have predicted significant readiness deficiencies.	Requires a service	Evaluation of districts	No Change
Article 19. Instructional Program; 43-265 Parenting/Family Literacy.	State	Regulation	I. Program Goals II. Requirements III. Program Components Family literacy uses a more holistic and integrated approach to serving families. Districts must use this approach for families requiring more intense	Requires a service	Provide and coordinate activities to train parent educators in developing and implementing parenting and family literacy initiatives	No Change
Article 20. Students; 43-267 Early Childhood Assistance Programs Grades K 3.	State	Regulation	I. Program Goals A. To place an emphasis on early childhood education and prevention. B. To focus the state's resources on academic success and prevention of academic problems. C. To establish the expectation that by providing extra assistance and	Requires a service	Review and update guidelines on "as needed" basis	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Article 20. Students; 43-268 Academic Assistance Programs Grades 4-12.	State	Regulation	I. Program Goals A. To focus the state's resources on academic success and prevention of academic problems. B. To establish the expectation that by providing extra assistance and learning time all students will graduate from high school with their peers.	Requires a service	Implement guidelines for academic assistance programs	No Change
Article 20. Students; 43-272 School Admission	State	Regulation	A. Kindergarten and Grades 1-12: Each kindergarten and first grade pupil not previously enrolled shall submit a birth certificate or other documentation to verify a birth record in special situations as allowed by a local board of trustees. All students in grades K-12 must show evidence of compliance with Department of Health and Environmental Control rules and regulations	Requires a service		No Change
Article 20. Students; 43-272.2 State Level Resolution Process for Disputes Involving Unaccompanied Youth and Homeless Children.	State	Regulation	The federal Stewart B. McKinney Homeless Assistance Act requires that each state implement a state level process to review district level decisions regarding the enrollment of a homeless child or an unaccompanied youth. An unaccompanied youth or the parent or guardian of a homeless child may request that the state conduct a review of a school district's final decision	Requires a service	Review decisions of districts	No Change
Article 20. Students; 43-273 Transfers and Withdrawals	State	Regulation	Kindergarten; Grades 1-6; 7-8: Transfer of Students Each student transferring shall be given a transfer form showing name, date of birth, grade placement, and attendance record to present to the appropriate school official where he or she is enrolling. Appropriate additional data shall	Requires a service		No Change
Article 20. Students; 43-274 Student Attendance	State	Regulation	I. Lawful and Unlawful Absences School districts must adopt policies to define and list lawful and unlawful absences. (A) Lawful absences include but are not limited to (1) absences caused by a student's own illness and whose attendance in	Requires a service		No Change
Article 23. Educational Agency Relations; 43-274.1 At Risk Students.	State	Regulation	I. At Risk Student Definition A. A student at risk of dropping out of school is any student who, because of his or her individual needs, requires temporary or ongoing intervention in order to achieve in school and to graduate with meaningful options for his or her future.	Requires a service		No Change
Article 23. Educational Agency Relations; 43-279 Minimum Standards of Student Conduct and Disciplinary Enforcement Procedures to be Implemented by Local School Districts.	State	Regulation	I. Expectations for Student Conduct in South Carolina Public Schools Students in the public schools of South Carolina enjoy the same basic rights of United States citizenship as do other United States citizens. The rights of students are supported by the responsibility to insure that the rights of others are respected. This regulation is adopted with the intent to better assure that	Requires a service		No Change
Article 23. Educational Agency Relations; 43-300 Accreditation Criteria	State	Regulation	I. Each school district shall provide the defined program approved by the State Board of Education that complies with standards prescribed for the boards of trustees; district operations; elementary grades; middle grades; secondary grades; career and technology education centers; summer school programs; and adult education. If a school district's defined program is	Requires a service	Accreditation standards; keep documents on file	No Change
Article 23. Educational Agency Relations; 43-302 Palmetto Gold and Silver Awards Program.	State	Regulation	A. Program Implementation The Palmetto Gold and Silver Awards Program is established to recognize and reward schools for academic achievement. Awards will be established for schools attaining high levels of absolute performance and for schools attaining high rates of improvement. The program shall be operated by the State	Requires a service	Operate program in accordance with criteria set by the EOC	No Change
Article 25. Teacher Training Programs in Mathematics, Science, and Computer Education; 43-303 Flexibility Through Deregulation Program.	State	Regulation	I. Program Implementation The Education Accountability Act, S.C. Code Ann. Section 59-8-1110 and 59-18-1120 (2002), provide for the recognition of schools based on student performance. Schools that continually receive recognition are rewarded by exemptions from regulations and statutes (59-18-1110). Special	Requires a service	Operate program in accordance with criteria set by the EOC	No Change
Article 26. Charter Schools; 43-307 Alignment of Assessment and Accountability Elements with the No Child Left Behind Act.	State	Regulation	I. The State Board of Education and the South Carolina Department of Education will align its assessment and accountability elements with the measures mandated by federal law. II. The State Board of Education authorizes the South Carolina Department of Education to develop and amend the State Accountability Workbook as	Requires a service	Develop and amend State Accountability Workbook	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-50 Persons Required to Hold a Teaching Certificate.	State	Regulation	Each individual employed in an instructional, classroom teaching position or who serves in a position designed for the support of the instructional program in a public school of this state must hold an appropriate South Carolina teaching credential. The licensing of related educational professionals in the areas of Audiology, Nursing, and Social Work is remanded to the established	Requires a service	Provide teaching credential	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-51 Certification Requirements.	State	Regulation	I. Requirements for Certification The applicant must meet all requirements for certification that are in effect in the current application year (July 1-June 30). The responsibility for providing accurate and complete documentation of eligibility for certification is that of the applicant. To qualify for certification in South Carolina, the applicant must	Requires a service	Provide teaching credential	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Article 3. Requirement for Teacher Education and Certification Regulations; 43-52 Application for Teaching Credential.	State	Regulation	I. Required Documentation The Office of Teacher Certification requires the following forms of documentation from applicants for teacher certification: A. Application Form. The applicant must submit the completed State Department of Education application form.	Requires a service	Provide teaching credential	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-53 Credential Classification.	State	Regulation	I. Types of Credential Classification A. Initial Certificate An initial certificate is valid for three years. Beyond the initial three year validity period, teachers who do not yet meet the requirements for professional certification, but who are employed by a public school district at	Requires a service	Provide teaching credential	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-55 Renewal of Credentials.	State	Regulation	I. For the purposes of this regulation an educator is defined as any person who holds a professional certificate issued by the South Carolina Department of Education. II. An educator's professional certificate is valid for five years and expires on June 30 of the expiration year.	Requires a service	Provide teaching credential	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-56 Foreign Applicants.	State	Regulation	Applicants for initial teacher certification who have foreign transcripts or other credentials must consult with appropriate personnel at a regionally or nationally accredited college approved for teacher education purposes or which has programs approved for teacher education by the South Carolina State Board of Education to determine if requirements are met in the	Requires a service		No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-57 Prior Work Experience.	State	Regulation	The State Department of Education shall maintain records indicating the work experience for which persons are entitled.	Requires a service	Maintain records	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-57.1 Computing the Experience of Teachers.	State	Regulation	A. In the computation of experience credit, the following conditions will apply. 1. Full time equivalents (FTEs) of the 190 day school year will be utilized as the basis of computation. The minimum experience to be credited shall be one tenth (.1) FTE per year; the maximum experience to be credited shall be one (1) FTE per year. A school day is defined as a minimum of seven hours.	Requires a service		No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-57.2 Teaching Experience Acceptable for Credit.	State	Regulation	A. To receive experience credit, the applicant must provide an official description of the professional duties for which he or she wishes to receive the credit. These duties must have been connected to the primary educational program through teaching, education administration, curriculum development, or teacher training. With the exception of trade and industry experience credit	Requires a service		No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-57.5 Military Service.	State	Regulation	Experience credit may be granted for up to five years of service in the Armed Forces provided the applicant held a valid South Carolina or out of state teaching credential prior to or during the period of military service.	Requires a service		No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-58 Disciplinary Action on Educator Certificates.	State	Regulation	The State Board of Education has the legal authority to deny, revoke, or suspend a certificate, or issue a public reprimand for the following causes: 1. incompetence, 2. willful neglect of duty, 3. willful violation of the rules and regulations of the State Board of Education.	Requires a service	Authority to deny, revoke, or suspend certificates	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-58.1 Reporting of Terminations of Certain School District Employees.	State	Regulation	A district superintendent, on behalf of the local board of education, shall report to the Chair of the State Board of Education and the State Superintendent of Education, the name and certificate number of any certified educator who is dismissed, resigns, or is otherwise separated from employment with that district based on allegations of misconduct including,	Requires a service	Investigation of claims	No Change
Article 3. Requirement for Teacher Education and Certification Regulations; 43-62 Requirements for Additional Areas of Certification.	State	Regulation	I. GENERAL INFORMATION A. Individuals who desire to add areas of certification to an existing certificate must complete a State Board of Education approved program and present a passing score on the appropriate content area examination(s) in the specific subject field, or complete the following add on certification	Requires a service	Require individuals with certificates to upgrade certification; provide teaching credential	No Change
Article 4. Textbook Regulations; 43-63 Requirements for Career and Technology Education Work Based Certification.	State	Regulation	A. POLICIES AND REGULATIONS GOVERNING CERTIFICATION The policies and regulations governing the certification requirements for Career and Technology Education educators as presented in this document replace all such procedures and regulations approved prior to this publication, except as indicated.	Requires a service	Provide teaching credential	No Change
Article 4. Textbook Regulations; 43-64 Requirements for Certification at the Advanced Level.	State	Regulation	I. ADMINISTRATION A. Elementary School Principal and Supervisor (Tier 1) 1. Master's degree 2. Valid South Carolina Educator's Professional Certificate at the elementary level	Requires a service	Provide teaching credential	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Article 4. Textbook Regulations; 43-70 Textbook Adoption Regulation.	State	Regulation	Pursuant to Sections 59 5 60 and 59 31 550, the State Board of Education shall have the responsibility and duty to adopt the instructional materials used for instruction in the free public schools of South Carolina subject to the provisions of the sections that follow. South Carolina contract statutes and any other applicable State laws guide the instructional materials adoption process.	Distribute funding to another entity		No Change
Article 5. Transportation Regulations; 43-71 Free Textbooks.	State	Regulation	Section 1. Free Basal Textbook Enabling Act. Pursuant to Section 59 31 360 to provide "free basal textbooks" in Grades 1 through 12, S. C. State Board of Education does hereby set forth procedures for ordering instructional materials. Section 2. Requisition for Free Instructional Materials. Requisitions for free	Distribute funding to another entity		No Change
Article 6. Teacher Training Institutions; 43-73 Disposition of Instructional Materials Samples after State Adoption Process.	State	Regulation	A. Sample copies of instructional materials, textbooks, and supplementary materials furnished to members of the Instructional Materials Review Panels shall remain in possession of panel members until the adoption process has been completed. State Board of Education action on recommendations from the panels will be considered as the completion of the adopted cycle in a given	Requires a service		No Change
Article 7. Test Security; 43-80 Operation of Public Pupil Transportation Services.	State	Regulation	A. The school district board of trustees shall be responsible to the State Board of Education for the supervision of the school transportation program in the district. This shall include the recruitment of school bus drivers, employment and dismissal of school bus drivers, supervision of school bus drivers and the pupils being transported, proposed routing of buses, accurate transportation	Distribute funding to another entity; Other service or product our agency must/may provide	Supervision of school transportation program	No Change
Article VI., Section 7. Elective offices; terms; duties; compensation; appointment of Adjutant General	State	Constitution	There shall be elected by the qualified voters of the State a Secretary of State, an Attorney General, a Treasurer, a Superintendent of Education, Comptroller General, Commissioner of Agriculture, and an Adjutant General who shall hold their respective offices for a term of four	Not related to agency deliverable		No Change
Article VII, Section 15. Regional councils of government	State	Constitution	SECTION 15. Regional councils of government. The General Assembly may authorize the governing body of a county or municipality, in combination with other counties and municipalities, to create, participate in, and provide financial support for	Not related to agency deliverable		No Change
Article X., Section 11. Credit of State and political subdivisions.	State	Constitution	benefit of any individual, company, association, corporation, or any religious or other private education institution except as permitted by Section 3, Article XI of this Constitution. Neither the State nor any of its political subdivisions shall become a joint owner of or stockholder in any	Not related to agency deliverable		No Change
Article XI, Section 1. State Board of Education	State	Constitution	There shall be a State Board of Education composed of one member from each of the judicial circuits of the State. The members shall be elected by the legislative delegations of the several counties within each circuit for terms and with such powers and duties as may be provided by law	Not related to agency deliverable		No Change
Article XI, Section 2. State Superintendent of Education	State	Constitution	There shall be a State Superintendent of Education who shall be the chief administrative officer of the public education system of the State and shall have such qualifications as may be prescribed by law	Not related to agency deliverable		No Change
Article XI, Section 3. System of free public schools and other public institutions of learning.	State	Constitution	The General Assembly shall provide for the maintenance and support of a system of free public schools open to all children in the State and shall establish, organize and support such other public institutions of learning, as may be desirable.	Not related to agency deliverable		No Change
Article XI, Section 4. Direct aid to religious or other private educational institutions prohibited.	State	Constitution	No money shall be paid from public funds nor shall the credit of the State or any of its political subdivisions be used for the direct benefit of any religious or other private educational institution.	Not related to agency deliverable		No Change
Article XII, Section 2. Institutions for confinement of persons convicted of crimes.	State	Constitution	The General Assembly shall establish institutions for the confinement of all persons convicted of such crimes as may be designated by law, and shall provide for the custody, maintenance, health, welfare, education, and rehabilitation of the inmates	Not related to agency deliverable		No Change
Auditees ; §200.508 Auditee responsibilities	Federal	Statute	The auditee must: (a) Procure or otherwise arrange for the audit required by this part in accordance with §200.509 Auditor selection, and ensure it is properly performed and submitted when due in accordance with §200.512 Report	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Auditees ; §200.509 Auditor selection	Federal	Statute	(a) Auditor procurement. In procuring audit services, the auditee must follow the procurement standards prescribed by the Procurement Standards in §200.317 Procurement by states through 20.326 Contract provisions of Subpart D- Post Federal Award Requirements of this part or the FAR (48 CFR part 42), as applicable. When procuring audit services, the objective is	Requires a service		No Change
Auditees ; §200.510 Financial statements	Federal	Statute	(a) Financial statements. The auditee must prepare financial statements that reflect its financial position, results of operations or changes in net assets, and, where appropriate, cash flows for the fiscal year audited. The financial statements must be for the same organizational unit and fiscal year that is chosen to meet the requirements of this part. However, non-Federal entity-	Requires a service		No Change
Auditees ; §200.511 Audit findings follow-up	Federal	Statute	(a) General. The auditee is responsible for follow-up and corrective action on all audit findings. As part of this responsibility, the auditee must prepare a summary schedule of prior audit findings. The auditee must also prepare a corrective action plan for current year audit findings. The summary schedule of prior audit findings and the corrective action plan must include the	Requires a service		No Change
Auditees ; §200.512 Report submission	Federal	Statute	(a) General. (1) The audit must be completed and the data collection form described in paragraph (b) of this section and reporting package described in paragraph (c) of this section must be submitted within the earlier of 30 calendar days after receipt of the auditor's report(s), or nine months after the end of the audit period. If the due date falls on a Saturday, Sunday, or Federal	Report our agency must/may provide		No Change
Auditors ; §200.514 Scope of audit	Federal	Statute	(a) General. The audit must be conducted in accordance with GAGAS. The audit must cover the entire operations of the auditee, or, at the option of the auditee, such audit must include a series of audits that cover departments, agencies, and other organizational units that expended or otherwise administered Federal awards during such audit period, provided that each	Requires a service		No Change
Auditors ; §200.515 Audit reporting	Federal	Statute	The auditor's report(s) may be in the form of either combined or separate reports and may be organized differently from the manner presented in this section. The auditor's report(s) must state that the audit was conducted in accordance with this part and include the following:	Report our agency must/may provide		No Change
Auditors ; §200.516 Audit findings	Federal	Statute	(a) Audit findings reported. The auditor must report the following as audit findings in a schedule of findings and questioned costs: (1) Significant deficiencies and material weaknesses in internal control over major programs and significant instances of abuse relating to major programs.	Requires a service		No Change
Auditors ; §200.517 Audit documentation	Federal	Statute	(a) Retention of audit documentation. The auditor must retain audit documentation and reports for a minimum of three years after the date of issuance of the auditor's report(s) to the auditee, unless the auditor is notified in writing by the cognizant agency for audit, oversight agency for audit, cognizant agency for indirect costs, or pass-through entity to extend the	Requires a service		No Change
Auditors ; §200.518 Major program determination	Federal	Statute	(a) General. The auditor must use a risk-based approach to determine which Federal programs are major programs. This risk-based approach must include consideration of: current and prior audit experience, oversight by Federal agencies and pass-through entities, and the inherent risk of the Federal program. The process in paragraphs (b) through (h) of this section must be	Not related to agency deliverable		No Change
Auditors ; §200.519 Criteria for Federal program risk	Federal	Statute	(a) General. The auditor's determination should be based on an overall evaluation of the risk of noncompliance occurring that could be material to the Federal program. The auditor must consider criteria, such as described in paragraphs (b), (c), and (d) of this section, to identify risk in Federal programs. Also, as part of the risk analysis, the auditor may wish to discuss a	Not related to agency deliverable		No Change
Auditors ; §200.520 Criteria for a low-risk auditee	Federal	Statute	An auditee that meets all of the following conditions for each of the preceding two audit periods must qualify as a low-risk auditee and be eligible for reduced audit coverage in accordance with §200.518 Major program determination.	Not related to agency deliverable		No Change
Audits ; §200.501 Audit requirements	Federal	Statute	(a) Audit required. A non-Federal entity that expends \$750,000 or more during the non-Federal entity's fiscal year in Federal awards must have a single or program-specific audit conducted for that year in accordance with the provisions of this part.	Requires a service		No Change
Audits ; §200.502 Basis for determining Federal awards expended	Federal	Statute	(a) Determining Federal awards expended. The determination of when a Federal award is expended must be based on when the activity related to the Federal award occurs. Generally, the activity pertains to events that require the non-Federal entity to comply with Federal statutes, regulations, and the terms and conditions of Federal awards, such as: expenditure/expense	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Audits ; §200.503 Relation to other audit requirements	Federal	Statute	(a) An audit conducted in accordance with this part must be in lieu of any financial audit of Federal awards which a non-Federal entity is required to undergo under any other Federal statute or regulation. To the extent that such audit provides a Federal agency with the information it requires to carry out its responsibilities under Federal statute or regulation, a Federal agency must	Requires a service		No Change
Audits ; §200.504 Frequency of audits	Federal	Statute	Except for the provisions for biennial audits provided in paragraphs (a) and (b) of this section, audits required by this part must be performed annually. Any biennial audit must cover both years within the biennial period. (a) A state, local government, or Indian tribe that is required by constitution or	Requires a service		No Change
Audits ; §200.505 Sanctions	Federal	Statute	In cases of continued inability or unwillingness to have an audit conducted in accordance with this part, Federal agencies and pass-through entities must take appropriate action as provided in §200.338 Remedies for noncompliance.	Not related to agency deliverable		No Change
Audits ; §200.506 Audit costs	Federal	Statute	See §200.425 Audit services.	Not related to agency deliverable		No Change
Audits ; §200.507 Program-specific audits	Federal	Statute	(a) Program-specific audit guide available. In many cases, a program-specific audit guide will be available to provide specific guidance to the auditor with respect to internal controls, compliance requirements, suggested audit procedures, and audit reporting requirements. A listing of current program-specific audit guides can be found in the compliance supplement beginning	Requires a service		No Change
Basic Considerations ; §200.402 Composition of costs	Federal	Statute	Total cost. The total cost of a Federal award is the sum of the allowable direct and allocable indirect costs less any applicable credits.	Not related to agency deliverable		No Change
Basic Considerations ; §200.403 Factors affecting allowability of costs	Federal	Statute	Except where otherwise authorized by statute, costs must meet the following general criteria in order to be allowable under Federal awards: (a) Be necessary and reasonable for the performance of the Federal award and be allocable thereto under these principles.	Requires a service		No Change
Basic Considerations ; §200.404 Reasonable costs	Federal	Statute	A cost is reasonable if, in its nature and amount, it does not exceed that which would be incurred by a prudent person under the circumstances prevailing at the time the decision was made to incur the cost. The question of reasonableness is particularly important when the non-Federal entity is predominantly federally-funded. In determining reasonableness of a given	Requires a service		No Change
Basic Considerations ; §200.405 Allocable costs	Federal	Statute	(a) A cost is allocable to a particular Federal award or other cost objective if the goods or services involved are chargeable or assignable to that Federal award or cost objective in accordance with relative benefits received. This standard is met if the cost:	Requires a service		No Change
Basic Considerations ; §200.406 Applicable credits	Federal	Statute	(a) Applicable credits refer to those receipts or reduction-of-expenditure-type transactions that offset or reduce expense items allocable to the Federal award as direct or indirect (F&A) costs. Examples of such transactions are: purchase discounts, rebates or allowances, recoveries or indemnities on losses, insurance refunds or rebates, and adjustments of overpayments or erroneous	Not related to agency deliverable		No Change
Basic Considerations ; §200.407 Prior written approval (prior approval)	Federal	Statute	Under any given Federal award, the reasonableness and allocability of certain items of costs may be difficult to determine. In order to avoid subsequent disallowance or dispute based on unreasonableness or nonallocability, the non-Federal entity may seek the prior written approval of the cognizant agency for indirect costs or the Federal awarding agency in advance of the incurrence of	Not related to agency deliverable		No Change
Basic Considerations ; §200.408 Limitation on allowance of costs	Federal	Statute	The Federal award may be subject to statutory requirements that limit the allowability of costs. When the maximum amount allowable under a limitation is less than the total amount determined in accordance with the principles in this part, the amount not recoverable under the Federal award may not be charged to the Federal award.	Not related to agency deliverable		No Change
Basic Considerations ; §200.409 Special considerations	Federal	Statute	In addition to the basic considerations regarding the allowability of costs highlighted in this subtitle, other subtitles in this part describe special considerations and requirements applicable to states, local governments, Indian tribes, and IHEs. In addition, certain provisions among the items of cost in this subpart, are only applicable to certain types of non-Federal	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Basic Considerations ; §200.410 Collection of unallowable costs	Federal	Statute	Payments made for costs determined to be unallowable by either the Federal awarding agency, cognizant agency for indirect costs, or pass-through entity, either as direct or indirect costs, must be refunded (including interest) to the Federal Government in accordance with instructions from the Federal agency that determined the costs are unallowable unless Federal statute or regulation	Not related to agency deliverable		No Change
Basic Considerations ; §200.411 Adjustment of previously negotiated indirect (F&A) cost rates containing unallowable costs	Federal	Statute	(a) Negotiated indirect (F&A) cost rates based on a proposal later found to have included costs that: (1) Are unallowable as specified by Federal statutes, regulations or the terms and conditions of a Federal award; or	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; PART A--ALLOTMENT AND ALLOCATION SEC. 111. RESERVATIONS AND STATE ALLOTMENT	Federal	Statute	(a) Reservations and State allotment (1) ReservationsFrom the sum appropriated under section 2307 of this title for each fiscal year, the Secretary shall reserve— (A) 0.13 percent to carry out section 2325 of this title; and (B) 1.50 percent to carry out section 2326 of this title, of which—	Distribute funding to another entity		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; PART B--STATE PROVISIONS SEC. 121. STATE ADMINISTRATION	Federal	Statute	(a) Eligible agency responsibilities. The responsibilities of an eligible agency under this subchapter shall include— (1) coordination of the development, submission, and implementation of the State plan, and the evaluation of the program, services, and activities assisted under this subchapter, including preparation for non-traditional fields;	Requires a service		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; PART C--LOCAL PROVISIONS SEC. 131. DISTRIBUTION OF FUNDS TO SECONDARY EDUCATION PROGRAMS	Federal	Statute	(a) Distribution rulesExcept as provided in section 2353 of this title and as otherwise provided in this section, each eligible agency shall distribute the portion of funds made available under section 2322(a)(1) of this title to carry out this section to local educational agencies within the State as follows: (1) Thirty percentThirty percent shall be allocated to such local educational	Distribute funding to another entity		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 112. WITHIN STATE ALLOCATION	Federal	Statute	(a) In generalFrom the amount allotted to each State under section 2321 of this title for a fiscal year, the eligible agency shall make available— (1) not less than 85 percent for distribution under section 2351 or 2352 of this title, of which not more than 10 percent of the 85 percent may be used in accordance with subsection (c);	Distribute funding to another entity		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 113. ACCOUNTABILITY	Federal	Statute	(a) Purpose The purpose of this section is to establish and support State and local performance accountability systems, comprised of the activities described in this section, to assess the effectiveness of the State and the eligible recipients of the State in achieving statewide progress in career and technical education,	Report our agency must/may provide		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 114. NATIONAL ACTIVITIES	Federal	Statute	(a) Program performance information (1) In general The Secretary shall collect performance information about, and report on, the condition of career and technical education and on the effectiveness of State and local programs, services, and activities carried out under this subchapter	Report our agency must/may provide		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 115. ASSISTANCE FOR THE OUTLYING AREAS	Federal	Statute	(a) Outlying Areas- From funds reserved pursuant to section 111(a)(1)(A), the Secretary shall-- (1) make a grant in the amount of \$660,000 to Guam;	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 116. NATIVE AMERICAN PROGRAMS	Federal	Statute	(a) Definitions- In this section: (1) ALASKA NATIVE- The term 'Alaska Native' means a Native as such term is defined in section 3 of the Alaska Native Claims Settlement Act (43 U.S.C. 1602).	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 117. TRIBALLY CONTROLLED POSTSECONDARY CAREER AND TECHNICAL INSTITUTIONS	Federal	Statute	(a) Grants Authorized- The Secretary shall, subject to the availability of appropriations, make grants pursuant to this section to tribally controlled postsecondary career and technical institutions that are not receiving Federal support under the Tribal	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 118. OCCUPATIONAL AND EMPLOYMENT INFORMATION	Federal	Statute	(a) National Activities- From funds appropriated under subsection (g), the Secretary, in consultation with appropriate Federal agencies, is authorized-- (1) to provide assistance to an entity to enable the entity--	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 122. STATE PLAN	Federal	Statute	(a) State plan (1) In general Each eligible agency desiring assistance under this subchapter for any fiscal year shall prepare and submit to the Secretary a State plan for a 6-year period, together with such annual revisions as the eligible agency determines to be	Requires a service	Report our agency must/may provide;	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 123. IMPROVEMENT PLANS	Federal	Statute	(a) State program improvement (1) Plan If a State fails to meet at least 90 percent of an agreed upon State adjusted level of performance for any of the core indicators of performance described in section 2323(b)(3) of this title, the eligible agency shall develop and	Requires a service	Report our agency must/may provide;	No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 124. STATE LEADERSHIP ACTIVITIES	Federal	Statute	(a) General authority From amounts reserved under section 2322(a)(2) of this title, each eligible agency shall conduct State leadership activities. (b) Required uses of fundsThe State leadership activities described in subsection (a) shall include—	Requires a service	Report our agency must/may provide;	No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 132. DISTRIBUTION OF FUNDS FOR POSTSECONDARY EDUCATION PROGRAMS	Federal	Statute	(a) Allocation- (1) IN GENERAL- Except as provided in subsections (b) and (c) and section 133, each eligible agency shall distribute the portion of the funds made available under section 112(a)(1) to carry out this section for any fiscal	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 133. SPECIAL RULES FOR CAREER AND TECHNICAL EDUCATION	Federal	Statute	(a) Special Rule for Minimal Allocation- (1) GENERAL AUTHORITY- Notwithstanding the provisions of sections 131 and 132 and in order to make a more equitable distribution of funds for programs serving the areas of greatest economic need, for any program	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 134. LOCAL PLAN FOR CAREER AND TECHNICAL EDUCATION PROGRAMS	Federal	Statute	(a) Local plan required Any eligible recipient desiring financial assistance under this part shall, in accordance with requirements established by the eligible agency (in consultation with such other educational training entities as the eligible agency determines to be appropriate) submit a local plan to the eligible agency. Such	Report our agency must/may provide		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 135. LOCAL USES OF FUNDS	Federal	Statute	(a) General authority Each eligible recipient that receives funds under this part shall use such funds to improve career and technical education programs. (b) Requirements for uses of fundsFunds made available to eligible recipients under this part shall be used to support career and technical education	Distribute funding to another entity		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 201. STATE ALLOTMENT AND APPLICATION	Federal	Statute	(a) In general For any fiscal year, the Secretary shall allot the amount made available under section 2376 of this title among the States in the same manner as funds are allotted to States under paragraph (2) of section 2321(a) of this title. (b) Payments to eligible agencies	Distribute funding to another entity		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 202. CONSOLIDATION OF FUNDS	Federal	Statute	(a) In general An eligible agency receiving an allotment under sections 2321 and 2371 of this title may choose to consolidate all, or a portion of, funds received under section 2371 of this title with funds received under section 2321 of this title in order to carry out the activities described in the State plan submitted under	Requires a service		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 203. TECH PREP PROGRAM	Federal	Statute	(a) Grant program authorized (1) In generalFrom amounts made available to each eligible agency under section 2371 of this title, the eligible agency, in accordance with the provisions of this subchapter, shall award grants, on a competitive basis or on the basis of a formula determined by the eligible agency, for tech prep	Distribute funding to another entity		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 204. CONSORTIUM APPLICATIONS	Federal	Statute	(a) In General- Each consortium that desires to receive a grant under this title shall submit an application to the eligible agency at such time and in such manner as the eligible agency shall require. (b) Plan- Each application submitted under this se	Not related to agency deliverable		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 205. REPORT	Federal	Statute	Each eligible agency that receives an allotment under this title annually shall prepare and submit to the Secretary a report on the effectiveness of the tech prep programs assisted under this title, including a description of how grants were awarded within the state.	Report our agency must/may provide		No Change
Carl D. Perkins Career and Technical Education Improvement Act of 2006 ; SEC. 206. AUTHORIZATION OF APPROPRIATIONS	Federal	Statute	There are authorized to be appropriated to carry out this title such sums as may be necessary for fiscal year 2007 and each of the 5 succeeding fiscal years.	Not related to agency deliverable		No Change
Chapter 11, Title 59	State	Statute	The Compact for Education is hereby entered into and enacted into law with all jurisdictions legally joining therein, in the form substantially as follows: COMPACT FOR EDUCATION PREAMBLE	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Chapter 15, Title 59	State	Statute	There shall be a county board of education in each county which, except as otherwise expressly provided, shall be composed of seven members, six of whom shall be appointed by the Governor upon the recommendation of the Senator and at least one half of the members of the House of Representatives from the county, who shall serve terms of four years each commencing on	Not related to agency deliverable		No Change
Chapter 17, Title 59	State	Statute	Every school district is and shall be a body politic and corporate, by the name and style of _____ (a descriptive name may be designated by the county board of education or legislative act) School District No _____ (such number may be designated by the county board of education or legislative act), of _____ County (the name of the county in which the	Not related to agency deliverable	School Districts	No Change
Chapter 19, Title 59	State	Statute	Each school district shall be under the management and control of the board of trustees provided for in this article, subject to the supervision and orders of the county board of education.	Not related to agency deliverable	School Trustees	No Change
Chapter 2, Title 59	State	Statute	South Carolina College Investment Program	Not related to agency deliverable	Commission on Higher Education	No Change
Chapter 4, Title 59	State	Statute	South Carolina Tuition Repayment Program	Not related to agency deliverable	Commission on Higher Education	No Change
Chapter 13, Title 59	State	Statute	Except as otherwise expressly provided, there shall be elected by the qualified electors of the county a county superintendent of education for each county, who shall, except as otherwise expressly provided, hold his office for a term of four years and until his successor is elected and qualified. He shall, before being commissioned and entering upon the duties of his office, give bond to	Not related to agency deliverable		No Change
Closeout ; §200.343 Closeout	Federal	Statute	The Federal awarding agency or pass-through entity will close-out the Federal award when it determines that all applicable administrative actions and all required work of the Federal award have been completed by the non-Federal entity. This section specifies the actions the non-Federal entity and Federal awarding agency or pass-through entity must take to complete this process at	Requires a service	Other service or product our agency must/may provide; Distribute funding to another entity	No Change
Collection of Amounts Due ; §200.345 Collection of amounts due	Federal	Statute	(a) Any funds paid to the non-Federal entity in excess of the amount to which the non-Federal entity is finally determined to be entitled under the terms of the Federal award constitute a debt to the Federal Government. If not paid within 90 calendar days after demand, the Federal awarding agency may reduce the debt by:	Not related to agency deliverable		No Change
Department of Education - EIA; 1A. 74 - Deleted	State	2018-19 Proviso	(SDE-EIA: Career and Technical Equipment Funding) Funds appropriated for Modernize Career and Technical Equipment will be distributed to school districts and multi-district career centers based on the prior year actual student enrollment for career and technology education courses, with no district or multi-district career center receiving less than \$50,000. Funds may	Requires a service		Repealed
Department of Education - EIA; 1A. 75	State	2018-19 Proviso	(SDE-EIA: EOC Military-Connected Children) Of the funds allocated for Partnerships for Innovation, the Education Oversight Committee is directed to expend \$300,000 to initiate in at least two school districts with high military density, a pilot program that will provide training, services, resources and research to teachers, counselors, mental health professionals, school nurses,	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A. 76	State	2018-19 Proviso	(SDE-EIA: STEM Labs) Of the funds allocated for Partnerships for Innovation, the Education Oversight Committee is directed to expend \$300,000 for customized STEM labs. The Education Oversight Committee shall work with the Department of Education, Office of Standards and Learning to solicit interested middle schools from the Abbeville trial and	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A. 78 - Deleted	State	2018-19 Proviso	(SDE-EIA: Assistance Funding) For the current fiscal year, any funds appropriated to the Department of Education to assist districts that are or were Plaintiffs in the Abbeville law suit and funding appropriated to the department to provide technical assistance to underperforming districts may not be transferred to any other program, are not subject to flexibility, and may	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A. 80	State	FY22-23 Proviso	(SDE-EIA: National Board Certification Incentive) Public school classroom teachers, to include teachers employed at the special schools or classroom teachers who work with classroom teachers, to include teachers employed at the special schools who are certified by the State Board of Education and who have been certified by the National Board for Professional Teaching	Distribute funding to another entity		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education - EIA; 1A. 81	State	2018-19 Proviso	(SDE-EIA: Revolving Student Loan Program Transfer) The State Treasurer shall transfer \$16,000,000 from the EIA Revolving Student Loan Program, Fund 41L1, to the Department of Education. The department shall utilize these funds for the School Districts Capital Improvement Plan as set forth in this act.	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A. 82	State	2018-19 Proviso	(SDE-EIA: Abbeville Equity School Districts Capital Improvement Plan) The funds appropriated for the Abbeville Equity School Districts Capital Improvement Plan in Part 1A, Section 1, VIII, I, Abbeville Equity School Districts Capital Improvements and by provisos 1.89, 1A.50, 1A.81, and 1A.85 shall be allocated by the Department of Education to eligible school	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A. 83	State	2018-19 Proviso	The department shall develop and maintain an application process for school districts to request funding for qualified school projects and establish policies, procedures, and priorities for the making of grants pursuant to this provision. At least twice a year and upon receipt of applications pursuant to the application process adopted by the department, the department shall	Requires a service	SDE must procure a value added assessment system	Repealed
Department of Education - EIA; 1A. 84	State	2018-19 Proviso	The financial assistance provided to school districts pursuant to this provision must be used for the eligible school facility project. The department is responsible for establishing policies and procedures to ensure that funds are expended in a manner consistent with this provision.	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A. 85	State	2018-19 Proviso	Following the close of the fiscal year, the department shall submit an annual report of its Abbeville Equity School Districts Capital Improvement Plan activities for the preceding year to the Governor, the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, the Chairman of the Senate Education Committee, and the	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A. 86	State	2018-19 Proviso	Funds distributed to a school district may only be used for the following purposes: (1) To improve external connections to schools, with a goal of reaching at least 100 kilobits per second, per student in each school by 2017; (2) To improve internal connections within schools, with a goal of reaching at least 1 megabit per second, per student in each school by 2017; or (3) To	Report our agency must/may provide		Repealed
Department of Education - EIA; 1A. 87	State	2018-19 Proviso	A school district that has achieved each of the above goals may submit a plan to the K-12 Technology Committee for permission to expend its allocation on other technology-related uses; such permission shall not be unreasonably withheld and the K-12 Technology Committee must permit districts to appeal any process should a district not receive approval and must	Requires a service		Repealed
Department of Education - EIA; 1A. 88 - Deleted	State	2018-19 Proviso	Funds appropriated may not be used to supplant existing school district expenditures on technology. By June 30, 2018, each school district that receives funding during Fiscal Year 2017-18 must provide the K-12 Technology Committee with an itemized report on the amounts and uses of these funds, using a form developed by the Education Oversight Committee.	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A. 89	State	2018-19 Proviso	EIA funds directed to EOC Partnerships - Kinesthetic Learning Platform	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A. 90 - Deleted	State	2018-19 Proviso	EIA funds directed to EOC Partnerships - Algebra Nation	Requires a service		Repealed
Department of Education - EIA; 1A. 91 - Deleted	State	2018-19 Proviso	EIA funds directed to EOC Partnerships - kindergarten readiness	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A.1	State	2018-19 Proviso	(SDE-EIA: Prohibition on Appropriation Transfers) The amounts appropriated herein for aid to subdivisions or allocations to school districts shall not be transferred or reduced and must be expended in accordance with the intent of the appropriation. However, transfers are authorized from allocations to school districts or special line items with projected year-end	Requires a service		Repealed
Department of Education - EIA; 1A.10	State	FY22-23 Proviso	(SDE-EIA: Teacher of the Year Awards) Of the funds provided herein for Teacher of the Year Awards, each district Teacher of the Year shall receive an award of \$1,000. In addition, the State Teacher of the Year shall receive an award of \$25,000, and each of the four Honor Roll Teachers of the Year will receive an award of \$10,000. To be eligible, districts must participate in	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education - EIA; 1A.11	State	FY22-23 Proviso	(SDE-EIA: EOC) The Education Oversight Committee may collect, retain and expend revenue from conference registration and fees; charges for materials supplied to local school districts or other entities not otherwise mandated to be provided by state law; and from other activities or functions sponsored by the committee including public awareness campaign activities.	Not related to agency deliverable		No Change
Department of Education - EIA; 1A.12	State	2018-19 Proviso	(SDE-EIA: Technical Assistance) In order to best meet the needs of underperforming schools, funds appropriated for technical assistance must be used to provide intensive support to schools and districts with an absolute rating of below average or at-risk on the most recent annual school report card or with the lowest percentages of students meeting state standards on	Requires a service	Technical Assistance to underperforming schools	Repealed
Department of Education - EIA; 1A.13	State	FY22-23 Proviso	(SDE-EIA: Proviso Allocations) In the event an official EIA revenue shortfall is declared by the Board of Economic Advisors, the Department of Education may reduce any allocation in Section 1A specifically designated by proviso in accordance with the lower Board of Economic Advisors revenue estimate as directed by the Executive Budget Office. No allocation for teacher salaries	Requires a service		No Change
Department of Education - EIA; 1A.14	State	FY22-23 Proviso	Committee Chairs (House Ways and Means, Senate Finance, Senate Education, House Education and Public Works) - (Certification/Electronic Copy). All school districts and special schools of this State may transfer and expend funds among appropriated State general funds, revenues, EIA funds, lottery funds, to ensure the delivery of academic and arts instruction to	Requires a service		No Change
Department of Education - EIA; 1A.15	State	FY22-23 Proviso	(SDE-EIA: Teacher Salary Supplement) The department is directed to carry forward prior year unobligated teacher salary supplement and related employer contribution funds into the current fiscal year to be used for the same purpose. Any unexpended funds in teacher salary supplement may be used to fund shortfalls in the associated employer contribution funding in the	Requires a service		No Change
Department of Education - EIA; 1A.16	State	FY22-23 Proviso	(SDE-EIA: Dropout Prevention and High Schools That Work Programs) The Department of Education must report annually by December first, to the Governor, the Chairman of the Senate Finance Committee, the Chairman of the House Ways and Means Committee, the Chairman of the Senate Education Committee, and the Chairman of the House Education and Public	Report our agency must/may provide		No Change
Department of Education - EIA; 1A.17	State	FY22-23 Proviso	(SDE-EIA: Assessment) The department is authorized to carry forward into the current fiscal year, prior year state assessment funds for the same purpose. Reimbursements shall resume in the current fiscal year for PSAT, pre-ACT or 10th grade Aspire.	Not related to agency deliverable		No Change
Department of Education - EIA; 1A.18	State	FY22-23 Proviso	(SDE-EIA: Report Card Information) The percentage each school district expended on classroom instruction as defined by the Department of Education's InSite classification for "Instruction" must be printed on the Annual School and District Report Card.	Requires a service		No Change
Department of Education - EIA; 1A.19	State	FY22-23 Proviso	(SDE-EIA: Core Curriculum Materials) The funds appropriated in Part IA, Section 1, VIII.A.3 for instructional materials for core curriculum shall be expended consistent with the requirements of Section 59-31-600 of the 1976 Code requiring the development of higher order thinking skills and critical thinking which should be integrated throughout the core curriculum	Not related to agency deliverable		No Change
Department of Education - EIA; 1A.2	State	FY22-23 Proviso	(SDE-EIA: African-American History) Funds provided for the development of the African-American History curricula may be carried forward into the current fiscal year. Funds that are currently a salary line item will be reallocated for the development of instructional materials and programs and the implementation of professional learning opportunities that promote	Requires a service		No Change
Department of Education - EIA; 1A.20	State	2018-19 Proviso	(SDE-EIA: Certified Staff Technology Proficiency) To ensure the effective and efficient use of the funding provided by the General Assembly in Part IA, Section 1 VIII.D. for school technology in the classroom and internet access, the State Department of Education shall approve district technology plans that specifically address and incorporate certified staff technology competency	Requires a service		Repealed
Department of Education - EIA; 1A.21	State	FY22-23 Proviso	(SDE-EIA: Accountability Program Implementation) To support implementation of the accountability program, the Education Oversight Committee may carry forward unexpended Education Accountability Act funds authorized specifically for the administration of the Education Oversight Committee. For the current fiscal year the Education Oversight	Requires a service		No Change
Department of Education - EIA; 1A.22	State	FY22-23 Proviso	(SDE-EIA: 4K Targeting) EIA funds allocated for the provision of four-year-old kindergarten shall be utilized for the provision of services to age-eligible children qualifying for free or reduced-price lunch or Medicaid. Children with developmental delays documented through state approved screening assessments or children with medically documented disabilities who do not	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education - EIA; 1A.23	State	FY22-23 Proviso	(SDE-EIA: Reading) Of the funds appropriated for reading/literacy, the Department of Education, schools, and districts shall ensure that resources are utilized to improve student achievement in reading/literacy. To focus on the importance of early reading and writing skills and to ensure that all students acquire reading/literacy skills by the end of grade three, fifty percent of the	Distribute funding to another entity		No Change
Department of Education - EIA; 1A.24	State	2018-19 Proviso	Fifty percent of the funds shall be allocated to school districts based on the number of weighted pupil units in each school district in proportion to the statewide weighted pupil units using the one hundred thirty-five day count of the prior school year. Fifty percent of the funds shall be allocated to the Department of Education to provide districts with research-based strategies	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A.25	State	FY22-23 Proviso	(SDE-EIA: Professional Development) Of the funds appropriated for professional development, up to \$500,000 may be expended for gifted and talented teacher endorsement and certification activities. The balance of EIA funds appropriated for professional development must be allocated to districts based on the number of weighted pupil units in each school district in	Distribute funding to another entity		No Change
Department of Education - EIA; 1A.26	State	FY22-23 Proviso	(SDE-EIA: Assessments-Gifted & Talented, Advanced Placement, & International Baccalaureate Exams) Funds appropriated and/or authorized for assessment shall be used for assessments to determine eligibility of students for gifted and talented programs and for the cost of Advanced Placement and International Baccalaureate exams.	Requires a service		No Change
Department of Education - EIA; 1A.27	State	FY22-23 Proviso	(SDE-EIA: Adult Education) A minimum of thirty percent of the funds appropriated for adult education must be allocated to school districts to serve adult education students between the ages of seventeen and twenty-one who are enrolled in programs leading to a state high school diploma, state high school equivalency diploma (GED), or career readiness certificate	Distribute funding to another entity		No Change
Department of Education - EIA; 1A.28	State	FY22-23 Proviso	(SDE-EIA: Clemson Agriculture Education Teachers) The funds appropriated in Part IA, Section VIII.E. for Clemson Agriculture Education Teachers must be transferred to Clemson University PSA to fund summer employment of agriculture teachers and to cover state-mandated salary increases on that portion of the agriculture teachers' salaries attributable to	Not related to agency deliverable		No Change
Department of Education - EIA; 1A.3	State	2018-19 Proviso	(SDE-EIA: Teacher Evaluations, Implementation/Education Oversight) The Department of Education is directed to oversee the evaluation of teachers at the School for the Deaf and the Blind, the John de la Howe School and the Department of Juvenile Justice under the ADEPT model.	Requires a service		Repealed
Department of Education - EIA; 1A.30	State	FY22-23 Proviso	(SDE-EIA: Full-Day 4K) Eligible students residing in a school district that met the poverty level for participation in the prior school year are eligible to participate in the South Carolina Early Reading Development and Education Program in the current school year. Public and private providers shall be funded for instructional costs at a rate of \$4,422 per student enrolled. Eligible	Distribute funding to another entity		Amended
Department of Education - EIA; 1A.31	State	2018-19 Proviso	(SDE-EIA: Aid to Districts) Funds appropriated in Part IA, Section 1, VIII.A.1. Aid to Districts shall be dispersed to school districts based on the number of weighted pupil units	Requires a service		Repealed
Department of Education - EIA; 1A.32	State	FY22-23 Proviso	(SDE-EIA: Centers of Excellence) Of the funds appropriated for Centers of Excellence, \$350,000 must be allocated to the Francis Marion University Center of Excellence to Prepare Teachers of Children of Poverty to expand statewide training for individuals who teach children of poverty through weekend college, nontraditional or alternative learning opportunities.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education - EIA; 1A.33	State	2018-19 Proviso	(SDE-EIA: IDEA Maintenance of Effort) Prior to the dispersal of funds appropriated in Section VIII.A.1. Aid to Districts according to Proviso 1A.31 for the current fiscal year, in the event that there is a reduction in state funds or there are changes in the Education Finance Act/Base Student Cost formula that would reduce support for children with disabilities, the Department of	Report our agency must/may provide		Repealed
Department of Education - EIA; 1A.34	State	FY22-23 Proviso	(SDE-EIA: Career Cluster Industry Partnerships) From the funds appropriated to the Department of Education, \$800,000 must be provided as direct grants to the private sector statewide trade association or educational foundation providing nationally certified programs in career and technology education representing the automotive, construction, engineering, healthcare,	Report our agency must/may provide		Amended Proviso Number Only
Department of Education - EIA; 1A.35	State	FY22-23 Proviso	(SDE-EIA: Partnerships/Other Agencies & Entities) For the current fiscal year, agencies and other entities receiving funds appropriated in Part IA, Section 1, VIII.E. will continue to report annually to the Education Oversight Committee (EOC). Any entity receiving funds that must flow through a state agency will receive those funds through the EOC. The EOC will make	Requires a service		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education - EIA; 1A.36	State	FY22-23 Proviso	(SDE-EIA: ETV Teacher Training/Support) Of the funds appropriated in Part IA, Section 1, VIII.E. South Carolina Educational Television must provide training and technical support on the educational resources available to teachers and school districts.	Requires a service		Amended Proviso Number Only
Department of Education - EIA; 1A.37	State	FY22-23 Proviso	(SDE-EIA: Teacher Salaries/SE Average) The projected Southeastern average teacher salary shall be the average of the average teachers' salaries of the southeastern states as projected by the Revenue and Fiscal Affairs Office. For the current school year the Southeastern average teacher salary is projected to be \$51,966. The General Assembly remains desirous of raising	Distribute funding to another entity		Amended
Department of Education - EIA; 1A.38	State	FY22-23 Proviso	(SDE-EIA: PowerSchool Dropout Recovery Data) With the funds appropriated to the Department of Education for PowerSchool and data collection, the department will begin in the current fiscal year to collect data from schools and school districts on the number of students who had previously dropped out of school and who reenrolled in a public school or	Requires a service		Amended Proviso Number Only
Department of Education - EIA; 1A.39	State	FY22-23 Proviso	(SDE-EIA: Assisting, Developing and Evaluating Professional Teaching - ADEPT) With funds appropriated in the current fiscal year, the Department of Education, school districts, the Department of Juvenile Justice and special schools of the state may continue implementation of the ADEPT program. Governing boards of public institutions of higher education may provide by	Requires a service	Implementation of ADEPT	Amended Proviso Number Only
Department of Education - EIA; 1A.4	State	FY22-23 Proviso	(SDE-EIA: Teacher Salaries/State Agencies) Each state agency which does not contain a school district but has instructional personnel shall receive an appropriation as recommended by the Education Oversight Committee and funded by the General Assembly for teacher salaries based on the following formula: Each state agency shall receive such funds as are necessary to adjust	Not related to agency deliverable		No Change
Department of Education - EIA; 1A.40	State	2018-19 Proviso	DELETED	Requires a service		Repealed
Department of Education - EIA; 1A.41	State	FY22-23 Proviso	(SDE-EIA: Educational Partnerships) The funds provided to the Center for Educational Partnerships at the College of Education at the University of South Carolina will be used to create a consortium of educational initiatives and services to schools and communities. These initiatives will include, but are not limited to, professional development in writing, geography and other	Not related to agency deliverable	Univeristy of South Carolina	Amended Proviso Number Only
Department of Education - EIA; 1A.42	State	FY22-23 Proviso	(SDE-EIA: STEM Centers SC) All EIA-funded entities that provide professional development and science programming to teachers and students should be included in the state's science, technology, engineering and mathematics education strategic plan.	Requires a service		Amended Proviso Number Only
Department of Education - EIA; 1A.43	State	FY22-23 Proviso	(SDE-EIA: EOC Partnerships for Innovation) Of the funds appropriated or carried forward from the prior fiscal year, the Education Oversight Committee is directed to participate in public-private partnerships to promote innovative ways to transform the assessment of public education in South Carolina that support increased student achievement in reading and college	Report our agency must/may provide		Amended Proviso Number Only
Department of Education - EIA; 1A.44	State	FY22-23 Proviso	(SDE-EIA: Aid to Districts Draw Down) For the current fiscal year, in order to draw down funds appropriated in Part IA, Section 1, VIII.A.1, Aid to Districts, school districts, Palmetto Unified District and the Department of Juvenile Justice must work with local law enforcement agencies, and when necessary, state law enforcement agencies in order to ensure that the district	Report our agency must/may provide		Amended Proviso Number Only
Department of Education - EIA; 1A.45	State	FY22-23 Proviso	(SDE-EIA: Education and Economic Development Act Carry Forward) Funds provided for the Education and Economic Development Act may be carried forward into the current fiscal year to be expended for the same purposes by the department, school districts, and special schools	Not related to agency deliverable		Amended Proviso Number Only
Department of Education - EIA; 1A.46	State	FY22-23 Proviso	(SDE-EIA: EEDA Regional Education Centers) Funds appropriated from the EEDA for Regional Education Centers must not be less than \$108,500.	Distribute funding to another entity		Amended Proviso Number Only
Department of Education - EIA; 1A.47	State	FY22-23 Proviso	(SDE-EIA: Teach for America SC) Because Teach For America SC receives EIA funds in the current fiscal year, school districts that partner with Teach For America SC are required to provide to Teach For America SC by September first annually, information on the prior year's academic achievement of students who were directly taught by Teach For America	Requires a service		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education - EIA; 1A.48	State	FY22-23 Proviso	(SDE-EIA: EOC-South Carolina Autism Society) Of the funds appropriated in Section 1A, VIII.E. Partnerships, Education Oversight Committee (A85), \$500,000 must be transferred in quarterly installments from the Education Oversight Committee to the South Carolina Autism Society for the Autism Parent-School Partnership Program. Beginning October 10, 2015, the South	Requires a service		Amended Proviso Number Only
Department of Education - EIA; 1A.49	State	FY22-23 Proviso	(SDE-EIA: CHE/CERRA) The Center for Educator Recruitment, Retention and Advancement (CERRA) must complete periodic evaluations of the institutions currently hosting a Teaching Fellows (TF) program and ensure that the TF programs at the current host institutions continue to meet the requirements for a TF program as set forth by the CERRA Board of	Not related to agency deliverable		Amended Proviso Number Only
Department of Education - EIA; 1A.5	State	FY22-23 Proviso	Teacher salary increases recommended by the Education Oversight Committee and funded in this Act shall be incorporated into each agency's EIA appropriation contained in Section 1, VIII.E.	Distribute funding to another entity		No Change
Department of Education - EIA; 1A.50	State	FY22-23 Proviso	(SDE-EIA: Surplus) For Fiscal Year 2017-18, EIA cash funds from the prior fiscal year and EIA funds not otherwise appropriated or authorized must be carried forward and expended on the following items in the order listed: 1. Computer Science Task Force - \$400,000; 2. EOC-Partnerships - \$6,281,500;	Distribute funding to another entity		Amended
Department of Education - EIA; 1A.51	State	FY22-23 Proviso	(SDE-EIA: Public Charter Pupil Counts) With funds appropriated to the South Carolina Public Charter School District, the district must require each charter school to submit a student attendance report for the 5th, 45th, 90th and 135th days. Reporting requirements shall include both Average Daily Membership and Weighted Pupil Unit membership. The South Carolina	Requires a service		Amended Proviso Number Only
Department of Education - EIA; 1A.52	State	2018-19 Proviso	(SDE-EIA: South Carolina Public Charter School District Funding) The funds appropriated in Part 1A, Section VIII.G. - South Carolina Public Charter School District must be allocated in the following manner to students at charter schools within the South Carolina Public Charter School District: Pupils enrolled in virtual charter schools sponsored by the South Carolina	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A.53	State	2018-19 Proviso	(SDE-EIA: Low Achieving Schools) Of the funds appropriated to the Education Oversight Committee for Partnerships for Innovation, \$500,000 must be allocated to support up to three low-achieving schools in designing and planning for implementation innovative, research-based strategies focused on recruiting and retaining highly effective teachers and on increasing	Requires a service		Repealed
Department of Education - EIA; 1A.54 - Deleted	State	2018-19 Proviso	(SDE-EIA: TransformSC) Of the funds appropriated to the Education Oversight Committee for Partnerships for Innovation, at least \$400,000 shall be allocated to the TransformSC public-private project.	Requires a service		Repealed
Department of Education - EIA; 1A.55	State	FY22-23 Proviso	(SDE-EIA: CDEPP Student Information and Reporting) For the current fiscal year, the Department of Education and the Office of First Steps to School Readiness must acquire unique student identifiers or SUNS numbers for each student enrolled in the CDEPP program no later than the 45th day and must provide a report of such to the House Ways and Means Committee,	Report our agency must/may provide		Amended Proviso Number Only
Department of Education - EIA; 1A.57	State	2018-19 Proviso	((SDE-EIA: Charter School Funding-Chartered by Institution of Higher Education) Pupils enrolled in a brick and mortar charter school authorized by an approved institution of higher education located in this state shall receive \$3,600 per weighted pupil and pupils enrolled in a virtual charter school authorized by an approved institution of higher education located in this state	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A.59	State	FY22-23 Proviso	(SDE-EIA: Rural Teacher Recruiting Incentive) (A) There is created a program within the South Carolina Center for Educator Recruitment, Retention, and Advancement (CERRA) to recruit and retain classroom educators in rural and underserved districts experiencing excessive turnover of classroom teachers on an annual basis.	Requires a service		Amended Proviso Number Only
Department of Education - EIA; 1A.6	State	FY22-23 Proviso	(SDE-EIA: CHE/Teacher Recruitment) Of the funds appropriated in Part 1A, Section 1, VIII.E. for the Teacher Recruitment Program, the South Carolina Commission on Higher Education shall distribute a total of ninety-two percent to the Center for Educator Recruitment, Retention, and Advancement (CERRA-South Carolina) for a state teacher recruitment program, of which at	Requires a service		Amended Proviso Number Only
Department of Education - EIA; 1A.60 - Reserved	State	FY22-23 Proviso	(SDE-EIA: Project Read) Of the funds appropriated in Section 1A. VIII.A.3. for Reading, \$500,000 must be used for teacher in-service training and professional development related to Project Read. The department may set accountability guidelines to ensure that funds are spent in accordance with the proviso.	Distribute funding to another entity		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education - EIA; 1A.61	State	FY22-23 Proviso	(SDE-EIA: Reading/Literacy Coaches) (A) Funds appropriated for Reading/Literacy Coaches must be allocated to school districts by the Department of Education as follows: (1) for each elementary school in which twenty percent or more of the students scored below "meets expectations" on the reading sub score of	Report our agency must/may provide		Amended Proviso Number Only
Department of Education - EIA; 1A.62 - Deleted	State	FY22-23 Proviso	(SDE-EIA: Digital Instructional Materials) The Department of Education shall create an instructional materials list composed of those items (print and/or digital) that have received State Board of Education approval through the normal adoption process. The department shall continue to work with the publishers of instructional materials to ensure that districts who wish to	Requires a service	Instructional materials list	Amended Proviso Number Only
Department of Education - EIA; 1A.63	State	FY22-23 Proviso	(SDE-EIA: 4K Early Literacy Competencies Assessments) Of the funds carried forward from the full-day 4K program from the previous fiscal year, the Department of Education is authorized to expend up to \$800,000 on assessments and professional development to analyze the early literacy competencies of children in publicly funded prekindergarten. The department	Requires a service	Assessment administration	Amended Proviso Number Only
Department of Education - EIA; 1A.64	State	2018-19 Proviso	(SDE-EIA: Teacher Supply Study) With funds appropriated to the Center for Educator Recruitment, Retention, and Advancement (CERRA), in concert with the Commission on Higher Education, the Department of Education, and the Education Oversight Committee, CERRA shall initiate and conduct a study to identify and project the number of additional teachers needed	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A.65	State	2018-19 Proviso	(SDE-EIA: CDEPP Unexpended Funds) For Fiscal Year 2017-18, the Office of First Steps to School Readiness is permitted to retain the first \$1,000,000 of any unexpended CDEPP funds of the prior fiscal year and expend these funds to enhance the quality of the full-day 4K program in private centers and provide professional development opportunities.	Report our agency must/may provide		Repealed
Department of Education - EIA; 1A.66 - Deleted	State	2018-19 Proviso	(SDE-EIA: College and Career Readiness) Funds appropriated to the Department of Education for District College and Career Readiness Assistance must first be used to increase the capacity of districts that are or were the original trial and plaintiff school districts in the Abbeville law suit. Funds shall be used by the department to provide assistance to districts using	Requires a service	SDE must provide assistance to the districts that are or were the Abbeville Plaintiff Districts	Repealed
Department of Education - EIA; 1A.67	State	FY22-23 Proviso	(SDE-EIA: Industry Certifications/Credentials) Of the funds appropriated for Industry Certifications/Credentials, \$3,000,000 must be allocated to school districts based upon the number of national industry exams administered in the prior school year with each district receiving a base amount of \$10,000. The department will identify the national industry exams	Distribute funding to another entity		Amended Proviso Number Only
Department of Education - EIA; 1A.68	State	FY22-23 Proviso	(SDE-EIA: Career and Technology Education) Funds appropriated for Career and Technology Education will be distributed to school districts and multi-district career centers based on the prior year actual student enrollment for career and technology education courses, with no district or multi-district career center receiving less than \$50,000. Funds may be expended for the	Distribute funding to another entity		Amended Proviso Number Only
Department of Education - EIA; 1A.69	State	2018-19 Proviso	(SDE-EIA: Digital Learning) Of the funds appropriated to the Education Oversight Committee for Partnerships for Innovation, \$1,300,000 must be authorized for schools or school districts that have poverty indices of eighty percent or greater based on the poverty index utilized the prior fiscal year that was student eligibility for the free or reduced price lunch program and	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A.7	State	2018-19 Proviso	(SDE-EIA: Disbursements/Other Entities) Notwithstanding the provisions of Sections 2-7-66 and 11-3-50, South Carolina Code of Laws, it is the intent of the General Assembly that funds appropriated in Part IA, Section 1, VIII.E. Other State Agencies and Entities shall be disbursed on a quarterly basis by the Department of Revenue directly to the state agencies and entities	Not related to agency deliverable		Repealed
Department of Education - EIA; 1A.70	State	2018-19 Proviso	(SDE-EIA: South Carolina IT Academy) Of the funds appropriated for the South Carolina IT Academy, the Department of Education shall procure an IT Academy for public schools statewide in the coming school year. The IT Academy must offer certification opportunities for educators to receive Teacher Certification Exams and for students to receive certifications in an	Distribute funding to another entity		Repealed
Department of Education - EIA; 1A.71	State	FY22-23 Proviso	(SDE-EIA: Family Connection South Carolina) Funds appropriated in Part IA, Section 1, VIII.E, Partnerships, for Family Connection South Carolina (H63), shall be transferred in quarterly installments from the Department of Education to Family Connection South Carolina. Funds shall be used to provide support to families of children with disabilities. Support shall	Not related to agency deliverable		Amended Proviso Number Only
Department of Education - EIA; 1A.8	State	FY22-23 Proviso	(SDE-EIA: Arts in Education) Funds appropriated in Part IA, Section 1, VIII.A.1. Arts Curricula shall be used to support innovative practices in arts education curriculum, instruction, and assessment in the visual and performing arts including dance, music, theatre, and visual arts which incorporates strengths from the Arts in Education sites. They shall also be	Distribute funding to another entity		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education - EIA; 1A.9	State	FY22-23 Proviso	(SDE-EIA: Teacher Supplies) All certified and non-certified public school teachers identified in PCS, certified special school classroom teachers, certified media specialists, certified guidance counselors, and career specialists who are employed by a school district, a charter school, or lead teachers employed in a publically funded full day 4K classroom approved by	Requires a service		Amended
Department of Education; 1.1	State	FY22-23 Proviso	(SDE: Appropriation Transfer Prohibition) The amounts appropriated herein for aid to subdivisions, allocations to school districts, or special line items shall not be transferred and must be expended in accordance with the intent of the appropriation, except that the department may transfer funds that are deducted and retained from a school district's transportation allocation to	Distribute funding to another entity		No Change
Department of Education; 1.10	State	FY22-23 Proviso	(SDE: Revenue Authorization) The State Department of Education is hereby authorized to collect, expend, and carry forward revenues in the following areas to offset the cost of providing such services: the sale of publications, manuals and forms, the sale of Apple Tags, royalties, contributions, donations, foundation funds, special grants and contracts, brochures, photo	Not related to agency deliverable		No Change
Department of Education; 1.11	State	FY22-23 Proviso	(SDE: School District Bank Accounts) Each school district in this State, upon the approval of the district's governing body, may maintain its own bank account for the purpose of making disbursement of school district funds as necessary to conduct school district business and each county treasurer is hereby authorized to transfer such amount as needed, upon receipt of a	Not related to agency deliverable		No Change
Department of Education; 1.12 - Deleted	State	2018-19 Proviso	(SDE: School Lunch Program Aid) The amount appropriated herein for School Lunch Program Aid shall be divided among the District and/or County Boards of Education of the State upon the basis of the number of schools participating in the School Lunch Program in each district during the prior school year. The travel expenses of the District and/or County School Lunch	Not related to agency deliverable		Repealed
Department of Education; 1.13	State	FY22-23 Proviso	(SDE: Travel/Outside of Continental U.S.) School District allocations from General Funds, lottery, and EIA funds shall not be used for travel outside of the continental United States. The International Baccalaureate Program shall be exempt from this restriction.	Requires a service		Amended Proviso Number Only
Department of Education; 1.14	State	FY22-23 Proviso	(SDE: Year End Closeout) The State Department of Education is authorized to expend federal and earmarked funds (not including state or EIA funds) in the current fiscal year for expenditures incurred in the prior year; however, state funds appropriated in Part IA, Section 1, X, Aid to School Districts, for the Children's Case Resolution System or private placements for services	Requires a service		Amended Proviso Number Only
Department of Education; 1.15	State	FY22-23 Proviso	(SDE: Transportation Collaboration) The Department of Education School Bus Maintenance Shops shall be permitted, on a cost reimbursable-plus basis, to deliver transportation maintenance and services to vehicles owned or operated by public agencies in South Carolina. School buses operated by school districts, other governmental agencies or	Requires a service	Maintenance on vehicles through bus shops for other governmental entities upon request	Amended Proviso Number Only
Department of Education; 1.16	State	FY22-23 Proviso	(SDE: School Bus Insurance) The Department of Education shall maintain comprehensive and collision insurance or self-insure state-owned buses. In no event shall the department charge local school districts for damages to the buses which are commonly covered by insurance.	Requires a service	Maintain insurance on school buses	Amended Proviso Number Only
Department of Education; 1.17	State	FY22-23 Proviso	(SDE: Teacher Data Collection) Of the non-program funds appropriated to the Department of Education, it and the Commission on Higher Education shall share data about the teaching profession in South Carolina. The data sharing should ensure (1) a systematic report on teacher supply and demand information and (2) data to determine classes being taught by public school	Report our agency must/may provide		Amended Proviso Number Only
Department of Education; 1.18	State	FY22-23 Proviso	(SDE: School Bus Driver CDL) From funds provided in Part IA, Section 1, VII.B., local school districts shall request a criminal record history from the South Carolina Law Enforcement Division for past conviction of any crime before the initial employment of a school bus driver or school bus aide. The Department of Education and the school districts shall be treated as a	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.19	State	FY22-23 Proviso	(SDE: School Bus Purchase) Any procurement of school buses with funds appropriated in this act or any other appropriation bill must meet specifications developed by the School Bus Specification Committee as established by the State Superintendent of Education. The School Bus Specifications Committee shall allow for input from all school bus chassis and	Report our agency must/may provide		Amended Proviso Number Only
Department of Education; 1.2	State	FY22-23 Proviso	(SDE: DHEC - Comprehensive Health Assessment) All school districts shall participate, to the fullest extent possible, in the Medicaid program by seeking appropriate reimbursement for services and administration of health and social services. Reimbursements to the school districts shall not be used to supplant funds currently being spent on health and social services.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education; 1.20	State	FY22-23 Proviso	(SDE: Buses, Parts, and/or Fuel) Funds appropriated for other operating in program VII.B. - Bus Shops and funds appropriated in VII.C. - Buses may be used to purchase buses, fuel, parts, or other school bus related items. All funds appropriated for bus fuel, parts/supplies, maintenance, and bus purchases may be carried forward from the prior fiscal year and expended in	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.21	State	FY22-23 Proviso	(SDE: Mitford Transportation Costs) Transportation costs for the transporting of students from the Mitford area of Fairfield County to schools in the Great Falls area of Chester County is not the responsibility of and shall not be borne by the Chester County School District. These transportation costs shall continue to be the responsibility of the State Department of	Requires a service	Transportation	Amended Proviso Number Only
Department of Education; 1.22	State	FY22-23 Proviso	(SDE: Status Offenders/John de la Howe) The funds appropriated for the Status Offender Program shall be distributed to John de la Howe School to expand residential programs to include court ordered status offenders. Components of such a program shall include collaboration between the home school district and the residential school and treatment or related services to	Not related to agency deliverable		Repealed
Department of Education; 1.23	State	FY22-23 Proviso	(SDE: Governor's School Leave Policy) The South Carolina Governor's School for the Arts and Humanities and the South Carolina Governor's School for Science and Mathematics are authorized to promulgate administrative policy governing annual and sick leave relative to faculty and staff with the approval of their respective board of directors. This policy shall address their	Requires a service		Redesignated
Department of Education; 1.24	State	FY22-23 Proviso	(SDE: School Board Meetings) Of the funds appropriated through the Department of Education for technology related expenses, school districts that have a website shall place a notice of a regularly scheduled school board meeting twenty-four hours in advance of such meeting. The notice shall include the date, time, and agenda for the board meeting. The school district	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.25	State	FY22-23 Proviso	(SDE: Proviso Allocations) In the event an official General Fund revenue shortfall is declared by the Board of Economic Advisors, the Department of Education may reduce any allocation in Section 1 specifically designated by proviso in accordance with the lower Board of Economic Advisors revenue estimate as directed by the Executive Budget Office, except the additional	Distribute funding to another entity		Amended Proviso Number Only
Department of Education; 1.26	State	FY22-23 Proviso	(SDE: School Districts and Special Schools Flexibility) All school districts and special schools of this State may transfer and expend funds among appropriated state general fund revenues, Education Improvement Act funds, Education Lottery Act funds, and funds received from the Children's Education Endowment Fund for school facilities and fixed equipment	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.27	State	FY22-23 Proviso	(SDE: Medical Examination and Security Reimbursement/Expenditures) From funds authorized in Part IA, Section 1, VII.B. Other Operating Expenses, the Department of Education may directly pay, or reimburse employees, for the cost of a medical examination as required in Part 391, Subpart E of the Federal Motor Carrier Safety Regulations, for employees	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.28	State	FY22-23 Proviso	(SDE: Budget Reduction) In compensating for any reduction in funding or an operating deficit publicly recognized by the School Board of Trustees, local districts must give priority to preserving classroom teachers and operations. Funding reductions should first be applied to administrative and non-classroom expenses before classroom expenses are affected.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.29	State	FY22-23 Proviso	(SDE: Governor's School for the Arts and Humanities Carry Forward) Any unexpended balance on June thirtieth of the prior fiscal year of funds appropriated to or generated by the Governor's School for the Arts and Humanities may be carried forward and expended in the current fiscal year pursuant to the discretion of the Board of Trustees of the School.	Requires a service		Redesignated
Department of Education; 1.3	State	FY22-23 Proviso	(SDE: EFA Formula/Base Student Cost Inflation Factor) To the extent possible within available funds, it is the intent of the General Assembly to provide for one hundred percent of full implementation of the Education Finance Act to include an inflation factor projected by the Revenue and Fiscal Affairs Office to match inflation wages of public school employees in the	Distribute funding to another entity		Amended
Department of Education; 1.30	State	FY22-23 Proviso	(SDE: Governor's Schools' Fees) The South Carolina Governor's School for the Arts and Humanities and the South Carolina Governor's School for Science and Mathematics are authorized to charge, collect, expend, and carry forward student fees as approved by their respective Board of Directors. The purpose and amount of any such fees will be to maintain program quality in	Requires a service		Redesignated
Department of Education; 1.31	State	FY22-23 Proviso	(SDE: School District Furlough) Should there be a midyear reduction in state funding to the districts, school districts may institute employee furlough programs for district-level and school-level professional staff. Before any of these employees may be furloughed, the chairman of the governing body of the school district must certify that all fund flexibility provided by the General	Report our agency must/may provide		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education; 1.32	State	FY22-23 Proviso	(SDE: School Lunch/Attendance Supervisors) For those counties in which an entity other than the school district administers the school lunch supervisor and/or attendance supervisor programs, the school districts in that county shall transfer to the entity the amount available in the previous fiscal year for administration of the school lunch supervisor and/or attendance supervisor	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.33	State	FY22-23 Proviso	(SDE: SCGSAH Certified Teacher Designation) Because of the unique nature of the South Carolina Governor's School for the Arts and Humanities, the Charleston School of the Arts, and the Greenville County Fine Arts Center, the schools are authorized to employ at its discretion noncertified classroom teachers teaching in the literary, visual and performing arts subject	Requires a service		Redesignated
Department of Education; 1.34	State	FY22-23 Proviso	(SDE: No Discrimination Requirement) State funds must not be appropriated to a school that discriminates against or participates with or is a member of an association with policies that discriminate or afford different treatment of students based on race or national origin.	Requires a service		Amended Proviso Number Only
Department of Education; 1.35	State	FY22-23 Proviso	(SDE: Medicaid Cash Match Accounting) The department is granted authority to transfer funds between budget lines and object codes to identify, reconcile, reimburse, and remit funds required for Medicaid cash match to the Department of Health and Human Services.	Distribute funding to another entity		Amended Proviso Number Only
Department of Education; 1.36	State	FY22-23 Proviso	(SDE: Student Report Card-GPA) For each high school student, school districts shall be required to print the student's individual cumulative grade point average for grades nine through twelve on the student's report card.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.37	State	FY22-23 Proviso	(SDE: Lost & Damaged Instructional Materials Fees) Fees for lost and damaged instructional materials for the prior school year are due no later than December first of the current school year when invoiced by the Department of Education. The department may withhold instructional materials funding from schools that have not paid their fees by the payment deadline.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.38	State	FY22-23 Proviso	(SDE: Education Finance Act Reserve Fund) There is created in the State Treasury a fund separate and distinct from the General Fund of the State and all other funds entitled the Education Finance Act Reserve Fund. All unexpended general funds appropriated to the Department of Education for the Education Finance Act in the current fiscal year shall be transferred to the	Requires a service		Amended Proviso Number Only
Department of Education; 1.39	State	FY22-23 Proviso	(SDE: Prohibit Advertising on School Buses) The Department of Education and local school districts are prohibited from selling space for or the placement of advertisements on the outside or inside of state-owned school buses.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.4	State	FY22-23 Proviso	(SDE: EFA - Formula) The amount appropriated in Part IA, Section 1 for "Education Finance Act" shall be the maximum paid under the provisions of Act 163 of 1977 (the South Carolina Education Finance Act of 1977) to the aggregate of all recipients. The South Carolina Education Department shall develop formulas to determine the state and required local funding as	Distribute funding to another entity		Repealed
Department of Education; 1.40	State	FY22-23 Proviso	(SDE: Residential Treatment Facilities Student Enrollment and Funding) Each South Carolina resident of lawful school age residing in licensed residential treatment facilities (RTFs) for children and adolescents identified on the State Qualified Providers list and meets the requirements of Section 44-7-130 of the 1976 Code, (students) shall be entitled to receive educational	Requires a service	Implement system for following students placed in RTFs	Amended Proviso Number Only
Department of Education; 1.41	State	FY22-23 Proviso	(SDE: Special Schools Flexibility) For the current fiscal year, the special schools are authorized to transfer funds among funding categories, including capital funds.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.42	State	FY22-23 Proviso	(SDE: High School Driver Education) For the current fiscal year, the requirement for high schools to provide a course in driver education is suspended however, high schools may continue to offer driver education courses if they choose to do so.	Requires a service		Amended Proviso Number Only
Department of Education; 1.43	State	FY22-23 Proviso	(SDE: Carry Forward Authorization) For the current fiscal year, the Department of Education is authorized to carry forward and expend any General Fund balances for school bus transportation.	Not related to agency deliverable		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education; 1.44	State	FY22-23 Proviso	(SDE: Administrative Costs Report Posting) School districts must report the amount of funds spent on administrative costs, as defined by In\$ight in the prior fiscal year and post the report on the districts website. School districts shall provide an electronic copy of this report to the Department of Education in conjunction with the financial audit report required by Section 59-17-100.	Requires a service	Compliance monitoring	Amended
Department of Education; 1.45	State	FY22-23 Proviso	(SDE: Governor's Schools Residency Requirement) Of the funds appropriated, the Governor's School for the Arts and the Humanities and the Governor's School for Science and Mathematics are to ensure that a parent(s) or guardian(s) of a student attending either the Governor's School for the Arts and the Humanities or the Governor's School for Science and Mathematics	Requires a service		Redesignated
Department of Education; 1.46	State	FY22-23 Proviso	(SDE: Holocaust Funds) Funds appropriated to the Department of Education for the SC Council on Holocaust shall not be used for any other purpose nor transferred to any other program. In addition, in the event the department is required to implement a budget reduction, SC Council on Holocaust funds may not be reduced.	Distribute funding to another entity		Amended Proviso Number Only
Department of Education; 1.47	State	FY22-23 Proviso	(SDE: Student Health and Fitness) Funds appropriated for Student Health and Fitness shall be allocated to school districts to increase the number of physical education teachers to the extent possible and to provide licensed nurses for elementary public schools. Twenty-seven percent of the funds shall be allocated to the districts based on average daily membership of	Distribute funding to another entity		Amended Proviso Number Only
Department of Education; 1.48	State	FY22-23 Proviso	(SDE: Impute Index Value) For the current fiscal year and for the purposes of calculating the index of taxpaying ability the Department of Revenue shall impute an index value for owner-occupied residential property qualifying for the special four percent assessment ratio by adding the second preceding taxable year total school district reimbursements for Tier 1, 2, and Tier 3(A)	Requires a service		Amended Proviso Number Only
Department of Education; 1.49	State	FY22-23 Proviso	(SDE: EFA State Share) A school district that does not recognize a State share of the EFA financial requirement shall be supplemented with an amount equal to seventy percent of the school district with the least State financial requirement.	Distribute funding to another entity		Amended Proviso Number Only
Department of Education; 1.5	State	FY22-23 Proviso	(SDE: Health Education) (1) Each school district is required to ensure that all comprehensive health education, reproductive health education, and family life education conducted within the district, whether by school district employees or a private entity, must utilize curriculum that complies with the provisions contained in Chapter 32, Title 59 and aligns to all standards and	Requires a service	Monitor compliance and withhold funding	Amended Proviso Number Only
Department of Education; 1.5	State	FY22-23 Proviso	(SDE: Employer Contributions/Allocations) It is the intent of the General Assembly that the appropriation contained herein for "Public School Employee Benefits" shall not be utilized to provide employer contributions for any portion of a school district employee's salary that is federally funded. State funds allocated for school district employer contributions must be	Not related to agency deliverable		Repealed
Department of Education; 1.51	State	FY22-23 Proviso	(SDE: Bus Lease/Purchase) The Department of Education is permitted to purchase or lease school buses in order to continue replacement of the state's school bus fleet.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.52	State	FY22-23 Proviso	(SDE: Lee County Bus Shop) From the funds appropriated in program VII.B. Bus Shops, in the current fiscal year, the department must fund the Lee County School District Bus Shop and the Kershaw County School District Bus Shop at the same level as they were funded in the previous fiscal year.	Distribute funding to another entity		Repealed
Department of Education; 1.53	State	FY22-23 Proviso	(SDE: School Enrollment Policy) For the current fiscal year, any school district with an open enrollment policy for all schools or certain schools which had previously accepted certain students residing outside of the district to an academic magnet school in the district must continue to accept these students and their siblings for enrollment at the academic magnet school under the	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.54	State	FY22-23 Proviso	(SDE: District Funding Flexibility) For the current fiscal year, districts must utilize funding flexibility provided herein to ensure that district approved safety precautions are in place at every school.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.55	State	FY22-23 Proviso	(SDE: School District Activity Bus Advertisements) School Districts may sell commercial advertising space on the outside or inside of district owned activity buses. However, as defined and determined by the local school board, a school district may not sell such commercial advertising if the advertisement promotes a political candidate, ideology, or cause, a product	Requires a service		Amended Proviso Number Only

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education; 1.55	State	FY22-23 Proviso	(SDE: Transportation Maintenance Facilities) For the current fiscal year, a school district wishing to include school bus maintenance in a contract with a private vendor may enter into an agreement with the Department of Education whereby the department releases the school district to include school bus maintenance in the private vendor contract.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.57	State	FY22-23 Proviso	(SDE: School District Property) The requirements of Section 59-19-250 of the 1976 Code, as amended, which requires the consent of a governing board of a county in order for school trustees to sell or lease school property whenever they deem it expedient to do so are suspended for the current fiscal year.	Requires a service		Amended Proviso Number Only
Department of Education; 1.58	State	FY22-23 Proviso	(SDE: Full-Day 4K) Eligible students residing in a school district that met the poverty level for participation in the prior school year are eligible to participate in the South Carolina Early Reading Development and Education Program in the current school year. Public and private providers shall be funded for instructional costs at a rate of \$4,422 per student enrolled. Eligible	Distribute funding to another entity		Amended
Department of Education; 1.59	State	FY22-23 Proviso	(SDE: Summer Reading Camps) For the current fiscal year, funds appropriated for summer reading camps must be allocated as follows: (1) up to twenty percent to the Department of Education to provide bus transportation for students attending the camps; (2) \$700,000 allocated to the department to provide grants to support community partnerships whereby	Distribute funding to another entity		Amended Proviso Number Only
Department of Education; 1.6	State	FY22-23 Proviso	(SDE: Employer Contributions/Obligations) In order to finalize each school district's allocations of Employer Contributions funds for retiree insurance from the prior fiscal year, the Department of Education is authorized to adjust a school district's allocation in the current fiscal year accordingly to reflect actual payroll and payments to the Retirement System from the prior fiscal	Requires a service		Repealed
Department of Education; 1.6	State	FY22-23 Proviso	SDE: Interscholastic Athletic Association Dues) A public school district supported by state funds shall not use any funds or permit any school within the district to use any funds to join, affiliate with, pay dues or fees to, or in any way financially support any interscholastic athletic association, body, or entity unless the constitution, rules, or policies of the association, body, or	Requires a service		Amended Proviso Number Only
Department of Education; 1.61	State	FY22-23 Proviso	(SDE: Governor's Schools Informational Access to Students) For the current fiscal year, school districts must permit both the Governor's School for the Arts and Humanities and the Governor's School for Science and Mathematics to collaborate with individual schools and their staff to share information with students and families about the educational opportunities offered at the	Not related to agency deliverable		Redesignated
Department of Education; 1.62	State	FY22-23 Proviso	(SDE: Reading/Literacy Coaches) (A) Funds appropriated for Reading/Literacy Coaches must be allocated to school districts by the Department of Education as follows: (1) for each elementary school in which twenty percent or more of the students scored below "meets expectations" on the reading sub score of	Requires a service	Guidelines	Amended Proviso Number Only
Department of Education; 1.63	State	FY22-23 Proviso	(SDE: Sports Participation) Any school receiving state funds shall be required to allow a military dependent student who has transferred from their resident school district to another school district to participate in a sport that was not offered in the resident school district. Should a school fail to comply with this provision, the Department of Education shall withhold one percent	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.64	State	FY22-23 Proviso	(SDE: Graduation Rates) For the current fiscal year, if a high school has a graduation rate below sixty percent, using appropriated funds a local school district board of trustees must provide a report detailing a plan to increase the graduation rate in accordance with the provisions of the Education Accountability Act to the State Board of Education.	Not related to agency deliverable		Amended Proviso Number Only
Department of Education; 1.65	State	FY22-23 Proviso	(SDE: South Carolina Community Block Grants for Education Pilot Program) There is created the South Carolina Community Block Grants for Education Pilot Program. The purpose of this matching grants program is to encourage and sustain partnerships between a community and its local public school district or school for the implementation of innovative, state-of-the-art	Not related to agency deliverable		Repealed
Department of Education; 1.66 - Deleted	State	2018-19 Proviso	(SDE: Board of Education Funds) For the current fiscal year, the Department of Education is authorized to carry forward funds appropriated in Part IA, Section 1, II. Board of Education. The State Board of Education is permitted to utilize these funds for innovative educational opportunities and projects. The Board of Education shall develop guidelines and publish them on the	Requires a service		Repealed
Department of Education; 1.67	State	2018-19 Proviso	(SDE: Proceeds from Sale of Bus Shop & Boat) For the current fiscal year the Department of Education is authorized to retain any funds received from the sale of any bus shop and the sale of the state-owned boat and expend those funds for transportation purposes.	Requires a service		Repealed

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education; 1.68	State	2018-19 Proviso	(SDE: First Steps 4K Technology) During the current fiscal year, South Carolina Office of First Steps to School Readiness is authorized to expend up to \$75,000 from the four-year-old kindergarten carry forward funds to purchase electronic devices for the administration of required school readiness assessments to children enrolled in the full-day 4K program in	Requires a service		Repealed
Department of Education; 1.69 - Deleted	State	2018-19 Proviso	(SDE: Teacher Salary Schedule Structure) The Department of Education shall convene stakeholders to include: Palmetto State Teachers Association, South Carolina School Business Officials, South Carolina Association of School Administrators, South Carolina School Boards Association, South Carolina Education Association, the Education Oversight Committee and	Report our agency must/may provide		Repealed
Department of Education; 1.7	State	FY22-23 Proviso	(SDE: Governor's School for Science & Math) Any unexpended balance on June thirtieth of the prior fiscal year of funds appropriated to or generated by the Governor's School for Science and Mathematics may be carried forward and expended in the current fiscal year pursuant to the direction of the board of trustees of the school.	Requires a service		Redesignated
Department of Education; 1.7	State	FY22-23 Proviso	(SDE: Teacher Certification Exemption) For the current fiscal year, a teacher certified at the secondary level may teach such courses in grades seven through twelve without having the add on certification for middle-level education. Districts must report to the Department of Education and the Center for Educator Recruitment Retention and Advancement on the teachers	Requires a service		Amended Proviso Number Only
Department of Education; 1.71	State	FY22-23 Proviso	(SDE: Digital Instructional Materials) The Department of Education shall create an instructional materials list composed of those items (print and/or digital) that have received State Board of Education approval through the normal adoption process. The department shall continue to work with the publishers of instructional materials to ensure that districts who wish to	Distribute funding to another entity	Instructional materials list	Amended Proviso Number Only
Department of Education; 1.72	State	FY22-23 Proviso	(SDE: CDEPP Unexpended Funds) For Fiscal Year 2017-18, the Office of First Steps to School Readiness is permitted to retain the first \$1,000,000 of any unexpended CDEPP funds of the prior fiscal year and expend these funds to enhance the quality of the full-day 4K program in private centers and provide professional development opportunities.	Report our agency must/may provide		Amended Proviso Number Only
Department of Education; 1.73	State	FY22-23 Proviso	(SDE: Technology Technical Assistance) Of the funds appropriated for the K-12 Technology Initiative, the department is authorized to withhold up to \$350,000 in order to provide technology technical assistance to school districts.	Requires a service	Technical Assistance	Amended Proviso Number Only
Department of Education; 1.74 - Reserved	State	2018-19 Proviso	DELETED	Requires a service		Repealed
Department of Education; 1.75 - Deleted	State	FY22-23 Proviso	(SDE: Data Maintenance and Collection) For the current fiscal year and from the funds appropriated to the department to procure and maintain licenses for a new Education Evaluation Data System, the department shall work with institutions of higher education to provide teacher preparation programs with aggregate, non-personally identifiable educator effectiveness data related to	Report our agency must/may provide		Repealed
Department of Education; 1.76	State	2018-19 Proviso	(SDE: Teacher Employment) Of the funds appropriated in the current fiscal year, a local school district superintendent or his designee shall provide a teacher with notice of dismissal and an opportunity for a hearing before the local board or its designee. Further, a local board may authorize a South Carolina licensed, practicing attorney to serve as hearing officer to conduct a	Requires a service		Repealed
Department of Education; 1.77 - Deleted	State	FY22-23 Proviso	(SDE: Technology Technical Assistance) Funds appropriated to the Department of Education for Technology Technical Assistance must be used to increase the capacity of districts who are or were the original trial and plaintiff school districts in the Abbeville law suit. Funds shall be used by the department to assist school districts in procuring appropriate technology to	Requires a service	Technical Assistance	Amended Proviso Number Only
Department of Education; 1.78	State	2018-19 Proviso	(SDE-Highly Qualified Teachers) For the current fiscal year teacher certification requirements for highly qualified educators aligned to No Child Left Behind shall be suspended. The department shall report to the General Assembly by February first on the updated Federal requirements under the Every Student Succeeds Act.	Report our agency must/may provide		Repealed
Department of Education; 1.8	State	2018-19 Proviso	(SDE: Educational Responsibility/Foster Care) The responsibility for providing a free and appropriate public education program for all children including disabled students is vested in the public school district wherein a child of lawful school age resides in a foster home, group home, orphanage, or a state operated health care facility including a facility for treatment of	Requires a service	Educational continuity for children in foster care	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education; 1.81	State	FY22-23 Proviso	(SDE: Assistance Funding) For the current fiscal year, any funds appropriated to the Department of Education to assist districts that are or were Plaintiffs in the Abbeville law suit and funding appropriated to the department to provide technical assistance to underperforming districts may not be transferred to any other program, are not subject to flexibility, and may	Requires a service		Amended Proviso Number Only
Department of Education; 1.82	State	FY22-23 Proviso	(SDE: Reporting and Procurement) Any state agency or school for which the department acts as the fiscal agent must comply with any state and federal reporting requirements using agency procedures and shall follow all state procurement laws.	Requires a service		Amended Proviso Number Only
Department of Education; 1.83	State	2018-19 Proviso	(SDE: Abbeville Equity Districts Comprehensive Report) Of the appropriations and provision of services that are provided in the current fiscal year's budget for the Abbeville equity districts, the Department of Education must submit a comprehensive report to the General Assembly by January 1, 2018 on the current allocation of funds to the Abbeville equity districts and	Report our agency must/may provide		Repealed
Department of Education; 1.84	State	2018-19 Proviso	(SDE: Computer Science Curriculum) Of the funds appropriated to the department for computer science, the department shall develop grade appropriate computer science standards that include computational thinking and computer coding for grades 9-12. Experts and officials from higher education, business and industry must be included in the development of the	Requires a service	Standards	Repealed
Department of Education; 1.85 - Deleted	State	2018-19 Proviso	(SDE: Military Child Care Centers) During the current fiscal year, South Carolina First Steps to School Readiness may extend four-year-old kindergarten provider eligibility to military child care settings regulated by the United States Department of Defense. State funds appropriated for use in military child care facilities must be used to expand service to CERDEP	Requires a service		Repealed
Department of Education; 1.86 - Deleted	State	2018-19 Proviso	(SDE: First Steps 4K Underserved Communities) Using funds appropriated for the Child Early Reading and Development Education Program, South Carolina First Steps shall develop a pilot program to expand four-year-old kindergarten enrollment within underserved communities eligible for participation during the most recent fiscal year. Newly created and/or newly	Not related to agency deliverable		Repealed
Department of Education; 1.87	State	2018-19 Proviso	(SDE: School Leadership) Of the funds appropriated to and retained by the department for Professional Development, \$400,000 shall be used to contract with a non-profit leadership development provider. The provider must specialize in multiple assessments, executive coaching, and leadership development that provides the skills necessary for a progressive career path in	Distribute funding to another entity		Repealed
Department of Education; 1.89 - Deleted	State	2018-19 Proviso	(SDE: Carry Forward) For Fiscal Year 2017-18, the Department of Education is directed to allocate \$30,000,000 from carry forward or unencumbered or unobligated cash balances for the School Districts Capital Improvement Plan as set forth in this Act.	Distribute funding to another entity		Repealed
Department of Education; 1.9	State	2018-19 Proviso	(SDE: Instruction in Juvenile Detention Centers) It shall be the responsibility of the school district where a local juvenile detention center is located to provide adequate teaching staff and to ensure compliance with the educational requirements of this State. Students housed in local juvenile detention centers are to be included in the average daily membership count of students for that	Requires a service		Repealed
Department of Education; 1.90 - Deleted	State	2018-19 Proviso	(SDE: Poverty) Students eligible in the prior fiscal year to receive funding according to the Poverty weighting in the Education Finance Act pursuant to proviso 1.3 in this Act, are eligible to receive those funds for Fiscal Year 2017-18.	Distribute funding to another entity		Repealed
Department of Education; 1.91 - Deleted	State	FY22-23 Proviso	(SDE: School Bus Drivers) For the current fiscal year, a driver candidate must possess a valid driver's license that meets the requirements in State and Federal law to operate commercial and non-commercial school bus type vehicles with no restrictions other than vision correction to qualify for issuance. Driver candidates must complete all Department of Education	Requires a service	Driver training	Amended Proviso Number Only
Department of Education; 1.92	State	2018-19 Proviso	(SDE: Committee on Educator Retention and Recruitment) From the funds appropriated to the department, the Superintendent of Education shall initiate convening a study committee to address the issue of educator recruitment and retention to include identification of the causes of teacher shortages and the state's educational system's future demand for teachers. The study committee	Report our agency must/may provide		Repealed
Department of Education; 1.93	State	2018-19 Proviso	(SDE: Big Brothers Big Sisters) Of the funds retained and carried forward by the Department of Education pursuant to proviso 117.23, the Department of Education is directed to transfer up to \$50,000 to Big Brothers Big Sisters of the Upstate and up to \$50,000 to Big Brothers Big Sisters - Carolina Youth Development Center to support educational activities.	Distribute funding to another entity		Repealed

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Department of Education; 1.94	State	2018-19 Proviso	(SDE: Hold Harmless) The Department of Education shall distribute the \$5,000,000 appropriated from Proviso 8.2 for the Education Foundation Supplement distributed to public school districts which would in the current fiscal year recognize a loss in State financial requirement of the foundation program by utilizing an Index of Taxpaying Ability which imputes the	Distribute funding to another entity		Repealed
Department of Education; 1.95 - Deleted	State	2018-19 Proviso	(SDE: Save the Children) Of the funds retained and carried forward by the Department of Education pursuant to proviso 117.23, the Department of Education is directed to transfer up to \$200,000 to Save the Children.	Distribute funding to another entity		Repealed
Department of Education; Section 59 156 230	State	Statute	Duties of Department of Social Services. The Department of Social Services shall: (1) maintain a list of all approved public and private providers; and (2) provide the Department of Education and the Office of First Steps information necessary to carry out the requirements of this chapter.	Requires a service		No Change
Department of Education; Section 59 156 240	State	Statute	Collection and maintenance of data. The Office of First Steps to School Readiness is responsible for the collection and maintenance of data on the state funded programs provided through private providers.	Not related to agency deliverable		No Change
Direct and Indirect (F&A) Costs ; §200.412 Classification of costs	Federal	Statute	There is no universal rule for classifying certain costs as either direct or indirect (F&A) under every accounting system. A cost may be direct with respect to some specific service or function, but indirect with respect to the Federal award or other final cost objective. Therefore, it is essential that each item of cost incurred for the same purpose be treated consistently in like	Not related to agency deliverable		No Change
Direct and Indirect (F&A) Costs ; §200.413 Direct costs	Federal	Statute	(a) General. Direct costs are those costs that can be identified specifically with a particular final cost objective, such as a Federal award, or other internally or externally funded activity, or that can be directly assigned to such activities relatively easily with a high degree of accuracy. Costs incurred for the same purpose in like circumstances must be treated consistently as either	Requires a service		No Change
Direct and Indirect (F&A) Costs ; §200.414 Indirect (F&A) costs	Federal	Statute	(a) Facilities and Administration Classification. For major IHEs and major nonprofit organizations, indirect (F&A) costs must be classified within two broad categories: "Facilities" and "Administration." "Facilities" is defined as depreciation on buildings, equipment and capital improvement, interest on debt associated with certain buildings, equipment and capital improvements,	Requires a service		No Change
Direct and Indirect (F&A) Costs ; §200.415 Required certifications	Federal	Statute	Required certifications include: (a) To assure that expenditures are proper and in accordance with the terms and conditions of the Federal award and approved project budgets, the annual and final fiscal reports or vouchers requesting payment under the agreements	Requires a service		No Change
Federal Agencies ; §200.513 Responsibilities	Federal	Statute	(a)(1) Cognizant agency for audit responsibilities. A non-Federal entity expending more than \$50 million a year in Federal awards must have a cognizant agency for audit. The designated cognizant agency for audit must be the Federal awarding agency that provides the predominant amount of direct funding to a non-Federal entity unless OMB designates a specific	Not related to agency deliverable		No Change
Fiscal Requirements ; §200.79 Exclusion of supplemental State and local funds from supplement, not supplant and comparability determinations	Federal	Statute	Eligible participants under the Migrant Education Even Start Program (MEES) must meet the definitions of a migratory child, a migratory agricultural worker, or a migratory fisher in §200.81.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.420 Considerations for selected items of cost	Federal	Statute	This section provides principles to be applied in establishing the allowability of certain items involved in determining cost, in addition to the requirements of Subtitle II. Basic Considerations of this subpart. These principles apply whether or not a particular item of cost is properly treated as direct cost or indirect (F&A) cost. Failure to mention a particular item of cost is not	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.421 Advertising and public relations	Federal	Statute	(a) The term advertising costs means the costs of advertising media and corollary administrative costs. Advertising media include magazines, newspapers, radio and television, direct mail, exhibits, electronic or computer transmittals, and the like.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.422 Advisory councils	Federal	Statute	Costs incurred by advisory councils or committees are unallowable unless authorized by statute, the Federal awarding agency or as an indirect cost where allocable to Federal awards. See §200.444 General costs of government, applicable to states, local governments and Indian tribes.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
General Provisions for Selected Items of Cost ; §200.423 Alcoholic beverages	Federal	Statute	Costs of alcoholic beverages are unallowable.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.424 Alumni/ae activities	Federal	Statute	Costs incurred by IHEs for, or in support of, alumni/ae activities are unallowable.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.425 Audit services	Federal	Statute	(a) A reasonably proportionate share of the costs of audits required by, and performed in accordance with, the Single Audit Act Amendments of 1996 (31 U.S.C. 7501-7507), as implemented by requirements of this part, are allowable. However, the following audit costs are unallowable:	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.426 Bad debts	Federal	Statute	Bad debts (debts which have been determined to be uncollectable), including losses (whether actual or estimated) arising from uncollectable accounts and other claims, are unallowable. Related collection costs, and related legal costs, arising from such debts after they have been determined to be uncollectable are also unallowable. See also §200.428 Collections of improper payments.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.427 Bonding costs	Federal	Statute	(a) Bonding costs arise when the Federal awarding agency requires assurance against financial loss to itself or others by reason of the act or default of the non-Federal entity. They arise also in instances where the non-Federal entity requires similar assurance, including: bonds as bid, performance, payment, advance payment, infringement, and fidelity bonds for employees and officials.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.428 Collections of improper payments	Federal	Statute	The costs incurred by a non-Federal entity to recover improper payments are allowable as either direct or indirect costs, as appropriate. Amounts collected may be used by the non-Federal entity in accordance with cash management standards set forth in §200.305 Payment.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.429 Commencement and convocation costs	Federal	Statute	For IHEs, costs incurred for commencements and convocations are unallowable, except as provided for in Appendix III to Part 200—Indirect (F&A) Costs Identification and Assignment, and Rate Determination for Institutions of Higher Education (IHEs), paragraph (B)(9) Student Administration and Services, as student activity costs.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.430 Compensation—personal services	Federal	Statute	(a) General. Compensation for personal services includes all remuneration, paid currently or accrued, for services of employees rendered during the period of performance under the Federal award, including but not necessarily limited to wages and salaries. Compensation for personal services may also include fringe benefits which are addressed in §200.431	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.431 Compensation—fringe benefits	Federal	Statute	(a) Fringe benefits are allowances and services provided by employers to their employees as compensation in addition to regular salaries and wages. Fringe benefits include, but are not limited to, the costs of leave (vacation, family-related, sick or military), employee insurance, pensions, and unemployment benefit plans. Except as provided elsewhere in these principles, the costs of	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.432 Conferences	Federal	Statute	A conference is defined as a meeting, retreat, seminar, symposium, workshop or event whose primary purpose is the dissemination of technical information beyond the non-Federal entity and is necessary and reasonable for successful performance under the Federal award. Allowable conference costs paid by the non-Federal entity as a sponsor or host of the conference may include rental of	Requires a service		No Change
General Provisions for Selected Items of Cost ; §200.433 Contingency provisions	Federal	Statute	(a) Contingency is that part of a budget estimate of future costs (typically of large construction projects, IT systems, or other items as approved by the Federal awarding agency) which is associated with possible events or conditions arising from causes the precise outcome of which is indeterminable at the time of estimate, and that experience shows will likely result, in	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.434 Contributions and donations	Federal	Statute	(a) Costs of contributions and donations, including cash, property, and services, from the non-Federal entity to other entities, are unallowable. (b) The value of services and property donated to the non-Federal entity may not be charged to the Federal award either as a direct or indirect (F&A) cost.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.435 Defense and prosecution of criminal and civil proceedings, claims, appeals and patent infringements	Federal	Statute	(a) Definitions for the purposes of this section. (1) Conviction means a judgment or conviction of a criminal offense by any court of competent jurisdiction, whether entered upon verdict or a plea, including a conviction due to a plea of nolo contendere.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
General Provisions for Selected Items of Cost ; §200.436 Depreciation	Federal	Statute	(a) Depreciation is the method for allocating the cost of fixed assets to periods benefitting from asset use. The non-Federal entity may be compensated for the use of its buildings, capital improvements, equipment, and software projects capitalized in accordance with GAAP, provided that they are used, needed in the non-Federal entity's activities, and properly allocated to Federal	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.437 Employee health and welfare costs	Federal	Statute	a) Costs incurred in accordance with the non-Federal entity's documented policies for the improvement of working conditions, employer-employee relations, employee health, and employee performance are allowable. (b) Such costs will be equitably apportioned to all activities of the non-Federal	Requires a service		No Change
General Provisions for Selected Items of Cost ; §200.438 Entertainment costs	Federal	Statute	Costs of entertainment, including amusement, diversion, and social activities and any associated costs are unallowable, except where specific costs that might otherwise be considered entertainment have a programmatic purpose and are authorized either in the approved budget for the Federal award or with prior written approval of the Federal awarding agency.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.439 Equipment and other capital expenditures	Federal	Statute	(a) See §200.13 Capital expenditures, 200.33 Equipment, 200.89 Special purpose equipment, 200.48 General purpose equipment, 200.2 Acquisition cost, and 200.12 Capital assets. (b) The following rules of allowability must apply to equipment and other	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.440 Exchange rates	Federal	Statute	(a) Cost increases for fluctuations in exchange rates are allowable costs subject to the availability of funding. Prior approval of exchange rate fluctuations is required only when the change results in the need for additional Federal funding, or the increased costs result in the need to significantly reduce the scope of the project. The Federal awarding agency must however	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.441 Fines, penalties, damages and other settlements	Federal	Statute	Costs resulting from non-Federal entity violations of, alleged violations of, or failure to comply with, Federal, state, tribal, local or foreign laws and regulations are unallowable, except when incurred as a result of compliance with specific provisions of the Federal award, or with prior written approval of the Federal awarding agency. See also §200.435 Defense and prosecution	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.442 Fund raising and investment management costs	Federal	Statute	(a) Costs of organized fund raising, including financial campaigns, endowment drives, solicitation of gifts and bequests, and similar expenses incurred to raise capital or obtain contributions are unallowable. Fund raising costs for the purposes of meeting the Federal program objectives are allowable with prior written approval from the Federal awarding agency.	Requires a service		No Change
General Provisions for Selected Items of Cost ; §200.443 Gains and losses on disposition of depreciable assets	Federal	Statute	(a) Gains and losses on the sale, retirement, or other disposition of depreciable property must be included in the year in which they occur as credits or charges to the asset cost grouping(s) in which the property was included. The amount of the gain or loss to be included as a credit or charge to the appropriate asset cost grouping(s) is the difference between the amount	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.444 General costs of government	Federal	Statute	(a) For states, local governments, and Indian Tribes, the general costs of government are unallowable (except as provided in §200.474 Travel costs). Unallowable costs include: (1) Salaries and expenses of the Office of the Governor of a state or the chief	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.445 Goods or services for personal use	Federal	Statute	(a) Costs of goods or services for personal use of the non-Federal entity's employees are unallowable regardless of whether the cost is reported as taxable income to the employees. (b) Costs of housing (e.g., depreciation, maintenance, utilities, furnishings,	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.446 Idle facilities and idle capacity	Federal	Statute	(a) As used in this section the following terms have the meanings set forth in this section: (1) Facilities means land and buildings or any portion thereof, equipment individually or collectively, or any other tangible capital asset, wherever	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.447 Insurance and indemnification	Federal	Statute	(a) Costs of insurance required or approved and maintained, pursuant to the Federal award, are allowable. (b) Costs of other insurance in connection with the general conduct of activities are allowable subject to the following limitations:	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.448 Intellectual property	Federal	Statute	(a) Patent costs. (1) The following costs related to securing patents and copyrights are allowable: (i) Costs of preparing disclosures, reports, and other documents required by the Federal award, and of searching the art to the extent necessary to make	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
General Provisions for Selected Items of Cost ; §200.449 Interest	Federal	Statute	(a) General. Costs incurred for interest on borrowed capital, temporary use of endowment funds, or the use of the non-Federal entity's own funds, however represented, are unallowable. Financing costs (including interest) to acquire, construct, or replace capital assets are allowable, subject to the conditions in this section.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.450 Lobbying	Federal	Statute	(a) The cost of certain influencing activities associated with obtaining grants, contracts, cooperative agreements, or loans is an unallowable cost. Lobbying with respect to certain grants, contracts, cooperative agreements, and loans is governed by relevant statutes, including among others, the provisions of 31 U.S.C. 1352, as well as the common rule, "New Restrictions on Lobbying"	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.451 Losses on other awards or contracts	Federal	Statute	Any excess of costs over income under any other award or contract of any nature is unallowable. This includes, but is not limited to, the non-Federal entity's contributed portion by reason of cost-sharing agreements or any under-recoveries through negotiation of flat amounts for indirect (F&A) costs. Also, any excess of costs over authorized funding levels transferred from any award	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.452 Maintenance and repair costs	Federal	Statute	Costs incurred for utilities, insurance, security, necessary maintenance, janitorial services, repair, or upkeep of buildings and equipment (including Federal property unless otherwise provided for) which neither add to the permanent value of the property nor appreciably prolong its intended life, but keep it in an efficient operating condition, are allowable. Costs incurred for	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.453 Materials and supplies costs, including costs of computing devices	Federal	Statute	(a) Costs incurred for materials, supplies, and fabricated parts necessary to carry out a Federal award are allowable. (b) Purchased materials and supplies must be charged at their actual prices, net of applicable credits. Withdrawals from general stores or stockrooms	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.454 Memberships, subscriptions, and professional activity costs	Federal	Statute	(a) Costs of the non-Federal entity's membership in business, technical, and professional organizations are allowable. (b) Costs of the non-Federal entity's subscriptions to business, professional, and technical periodicals are allowable.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.455 Organization costs	Federal	Statute	Costs such as incorporation fees, brokers' fees, fees to promoters, organizers or management consultants, attorneys, accountants, or investment counselor, whether or not employees of the non-Federal entity in connection with establishment or reorganization of an organization, are unallowable except with prior approval of the Federal awarding agency.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.456 Participant support costs	Federal	Statute	Participant support costs as defined in §200.75 Participant support costs are allowable with the prior approval of the Federal awarding agency.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.457 Plant and security costs	Federal	Statute	Necessary and reasonable expenses incurred for protection and security of facilities, personnel, and work products are allowable. Such costs include, but are not limited to, wages and uniforms of personnel engaged in security activities; equipment; barriers; protective (non-military) gear, devices, and equipment; contractual security services; and consultants. Capital	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.458 Pre-award costs	Federal	Statute	Pre-award costs are those incurred prior to the effective date of the Federal award directly pursuant to the negotiation and in anticipation of the Federal award where such costs are necessary for efficient and timely performance of the scope of work. Such costs are allowable only to the extent that they would have been allowable if incurred after the date of the Federal award and only	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.459 Professional service costs	Federal	Statute	(a) Costs of professional and consultant services rendered by persons who are members of a particular profession or possess a special skill, and who are not officers or employees of the non-Federal entity, are allowable, subject to paragraphs (b) and (c) when reasonable in relation to the services rendered and when not contingent upon recovery of the costs from the Federal	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.460 Proposal costs	Federal	Statute	Proposal costs are the costs of preparing bids, proposals, or applications on potential Federal and non-Federal awards or projects, including the development of data necessary to support the non-Federal entity's bids or proposals. Proposal costs of the current accounting period of both successful and unsuccessful bids and proposals normally should be treated as indirect	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.461 Publication and printing costs	Federal	Statute	(a) Publication costs for electronic and print media, including distribution, promotion, and general handling are allowable. If these costs are not identifiable with a particular cost objective, they should be allocated as indirect costs to all benefiting activities of the non-Federal entity.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
General Provisions for Selected Items of Cost ; §200.462 Rearrangement and reconversion costs	Federal	Statute	(a) Costs incurred for ordinary and normal rearrangement and alteration of facilities are allowable as indirect costs. Special arrangements and alterations costs incurred specifically for a Federal award are allowable as a direct cost with the prior approval of the Federal awarding agency or pass-through entity.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.463 Recruiting costs	Federal	Statute	(a) Subject to paragraphs (b) and (c) of this section, and provided that the size of the staff recruited and maintained is in keeping with workload requirements, costs of "help wanted" advertising, operating costs of an employment office necessary to secure and maintain an adequate staff, costs of operating an aptitude and educational testing program, travel costs of	Distribute funding to another entity		No Change
General Provisions for Selected Items of Cost ; §200.464 Relocation costs of employees	Federal	Statute	(a) Relocation costs are costs incident to the permanent change of duty assignment (for an indefinite period or for a stated period of not less than 12 months) of an existing employee or upon recruitment of a new employee. Relocation costs are allowable, subject to the limitations described in paragraphs (b), (c), and (d) of this section, provided that:	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.465 Rental costs of real property and equipment	Federal	Statute	(a) Subject to the limitations described in paragraphs (b) through (d) of this section, rental costs are allowable to the extent that the rates are reasonable in light of such factors as: rental costs of comparable property, if any; market conditions in the area; alternatives available; and the type, life expectancy, condition, and value of the property leased. Rental arrangements should be	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.466 Scholarships and student aid costs	Federal	Statute	(a) Costs of scholarships, fellowships, and other programs of student aid at IHEs are allowable only when the purpose of the Federal award is to provide training to selected participants and the charge is approved by the Federal awarding agency. However, tuition remission and other forms of compensation paid as, or in lieu of, wages to students performing necessary	Requires a service		No Change
General Provisions for Selected Items of Cost ; §200.467 Selling and marketing costs	Federal	Statute	Costs of selling and marketing any products or services of the non-Federal entity (unless allowed under §200.421 Advertising and public relations.) are unallowable, except as direct costs, with prior approval by the Federal awarding agency when necessary for the performance of the Federal award.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.468 Specialized service facilities	Federal	Statute	(a) The costs of services provided by highly complex or specialized facilities operated by the non-Federal entity, such as computing facilities, wind tunnels, and reactors are allowable, provided the charges for the services meet the conditions of either paragraphs (b) or (c) of this section, and, in addition, take into account any items of income or Federal financing that qualify as	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.469 Student activity costs	Federal	Statute	Costs incurred for intramural activities, student publications, student clubs, and other student activities, are unallowable, unless specifically provided for in the Federal award.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.470 Taxes (including Value Added Tax).	Federal	Statute	(a) For states, local governments and Indian tribes: (1) Taxes that a governmental unit is legally required to pay are allowable, except for self-assessed taxes that disproportionately affect Federal programs or changes in tax policies that disproportionately affect Federal programs.	Requires a service		No Change
General Provisions for Selected Items of Cost ; §200.471 Termination costs	Federal	Statute	Termination of a Federal award generally gives rise to the incurrence of costs, or the need for special treatment of costs, which would not have arisen had the Federal award not been terminated. Cost principles covering these items are set forth in this section. They are to be used in conjunction with the other provisions of this part in termination situations.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.472 Training and education costs	Federal	Statute	The cost of training and education provided for employee development is allowable.	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.473 Transportation costs	Federal	Statute	Costs incurred for freight, express, cartage, postage, and other transportation services relating either to goods purchased, in process, or delivered, are allowable. When such costs can readily be identified with the items involved, they may be charged directly as transportation costs or added to the cost of such items. Where identification with the materials received cannot readily be	Not related to agency deliverable		No Change
General Provisions for Selected Items of Cost ; §200.474 Travel costs	Federal	Statute	(a) General. Travel costs are the expenses for transportation, lodging, subsistence, and related items incurred by employees who are in travel status on official business of the non-Federal entity. Such costs may be charged on an actual cost basis, on a per diem or mileage basis in lieu of actual costs incurred, or on a combination of the two, provided the method used is applied	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
General Provisions for Selected Items of Cost ; §200.475 Trustees	Federal	Statute	Travel and subsistence costs of trustees (or directors) at IHEs and nonprofit organizations are allowable. See also §200.474 Travel costs.	Not related to agency deliverable		No Change
H. 3589	State	Statute	Changes the name from "school of choice" to "school of innovation". Also allows school districts to establish multiple schools of innovation, provided that not all schools in the district may not be considered schools of innovation. This statute also provides for specific reporting requirements which must be completed by schools of innovation and submitted to the State Board of	Not related to agency deliverable	Amends Section 59-19-350	Amended
LEA and School Improvement ; §200.30 Local review	Federal	Statute	(a) Each LEA receiving funds under subpart A of this part must use the results of the State assessment system described in §200.2 to review annually the progress of each school served under subpart A of this part to determine whether the school is making AYP in accordance with §200.20.	Requires a service		No Change
LEA and School Improvement ; §200.31 Opportunity to review school-level data	Federal	Statute	(a) Before identifying a school for school improvement, corrective action, or restructuring, an LEA must provide the school with an opportunity to review the school-level data, including academic assessment data, on which the proposed identification is based.	Requires a service		No Change
LEA and School Improvement ; §200.32 Identification for school improvement	Federal	Statute	(a)(1)(i) An LEA must identify for school improvement any elementary or secondary school served under subpart A of this part that fails, for two consecutive years, to make AYP as defined under §§200.13 through 200.20. (ii) In identifying schools for improvement, an LEA—	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.33 Identification for corrective action	Federal	Statute	(a) If a school served by an LEA under subpart A of this part fails to make AYP by the end of the second full school year after the LEA has identified the school for improvement under §200.32(a) or (b), or by the end of the first full school year after the LEA has identified the school for improvement under §200.32(c), the LEA must identify the school for corrective action under	Requires a service		No Change
LEA and School Improvement ; §200.34 Identification for restructuring	Federal	Statute	(a) If a school continues to fail to make AYP after one full school year of corrective action under §200.42, the LEA must prepare a restructuring plan for the school and make arrangements to implement the plan. (b) If the school continues to fail to make AYP, the LEA must implement the	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.35 Delay and removal	Federal	Statute	(a) Delay. (1) An LEA may delay, for a period not to exceed one year, implementation of requirements under the second year of school improvement, under corrective action, or under restructuring if— (i) The school makes AYP for one year; or	Requires a service		No Change
LEA and School Improvement ; §200.36 Communication with parents	Federal	Statute	(a) Throughout the school improvement process, the State, LEA, or school must communicate with the parents of each child attending the school. (b) The State, LEA, or school must ensure that, regardless of the method or media used, it provides the information required by §§200.37 and 200.38 to	Requires a service		No Change
LEA and School Improvement ; §200.37 Notice of identification for improvement, corrective action, or restructuring	Federal	Statute	(a) If an LEA identifies a school for improvement or subjects the school to corrective action or restructuring, the LEA must, consistent with the requirements of §200.36, promptly notify the parent or parents of each child enrolled in the school of this identification.	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.38 Information about action taken	Federal	Statute	(a) An LEA must publish and disseminate to the parents of each student enrolled in the school, consistent with the requirements of §200.36, and to the public information regarding any action taken by a school and the LEA to address the problems that led to the LEA's identification of the school for improvement, corrective action, or restructuring.	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.39 Responsibilities resulting from identification for school improvement	Federal	Statute	(a) If an LEA identifies a school for school improvement under §200.32— (1) The LEA must— (i) Not later than the first day of the school year following identification, with	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.40 Technical assistance	Federal	Statute	(a) An LEA that identifies a school for improvement under §200.32 must ensure that the school receives technical assistance as the school develops and implements its improvement plan under §200.41 and throughout the plan's duration.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
LEA and School Improvement ; §200.41 School improvement plan	Federal	Statute	(a) Definition. "Corrective action" means action by an LEA that— (1) Substantially and directly responds to— (i) The consistent academic failure of a school that led the LEA to identify the	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.41 School improvement plan	Federal	Statute	(a)(1) Not later than three months after an LEA has identified a school for improvement under §200.32, the school must develop or revise a school improvement plan for approval by the LEA. (2) The school must consult with parents, school staff, the LEA, and outside	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.42 Corrective action	Federal	Statute	(a) Definition. "Restructuring" means a major reorganization of a school's governance arrangement by an LEA that— (1) Makes fundamental reforms to improve student academic achievement in the school;	Requires a service		No Change
LEA and School Improvement ; §200.43 Restructuring	Federal	Statute	(a) Requirements. (1) In the case of a school identified for school improvement under §200.32, for corrective action under §200.33, or for restructuring under §200.34, the LEA must provide all students enrolled in the school with the option to transfer to another public school served by the LEA.	Requires a service		No Change
LEA and School Improvement ; §200.44 Public school choice	Federal	Statute	(a) Definition. "Supplemental educational services" means tutoring and other supplemental academic enrichment services that are— (1) In addition to instruction provided during the school day;	Not related to agency deliverable		No Change
LEA and School Improvement ; §200.45 Supplemental educational services	Federal	Statute	(a) If an LEA is required to make available supplemental educational services under §200.39(b)(3), §200.42(b)(3), or §200.43(b)(2), the LEA must do the following: (1) Provide the annual notice to parents described in §200.37(b)(5).	Requires a service		No Change
LEA and School Improvement ; §200.46 LEA responsibilities for supplemental educational services	Federal	Statute	(a) If one or more LEAs in a State are required to make available supplemental educational services under §200.39(b)(3), §200.42(b)(3), or §200.43(b)(2), the SEA for that State must do the following: (1)(i) In consultation with affected LEAs, parents, teachers, and other	Requires a service		No Change
LEA and School Improvement ; §200.47 SEA responsibilities for supplemental educational services	Federal	Statute	(a) Amounts required. (1) To pay for choice-related transportation and supplemental educational services required under section 1116 of the ESEA, an LEA may use— (i) Funds allocated under subpart A of this part;	Distribute funding to another entity		No Change
LEA and School Improvement ; §200.48 Funding for choice-related transportation and supplemental educational services	Federal	Statute	(a) Transition requirements for public school choice and supplemental educational services. (1) Except as described in §§200.32(d) and 200.33(c), if a school was in school improvement or subject to corrective action on January 7, 2002, the SEA must ensure that the LEA for that school provides public school choice in accordance with §200.44 not later than the first day of the	Requires a service		No Change
LEA and School Improvement ; §200.49 SEA responsibilities for school improvement, corrective action, and restructuring	Federal	Statute	(a) State review. (1) An SEA must annually review the progress of each LEA in its State that receives funds under subpart A of this part to determine whether— (i) The LEA's schools served under this part are making AYP, as defined	Requires a service		No Change
LEA and School Improvement ; §200.50 SEA review of LEA progress	Federal	Statute	(a) In general. (1) An SEA must— (i) Communicate with parents throughout the review of an LEA under §200.50; and	Requires a service		No Change
LEA and School Improvement ; §200.51 Notice of SEA action	Federal	Statute	(a) Improvement plan. (1) Not later than 3 months after an SEA has identified an LEA for improvement under §200.50(d), the LEA must develop or revise an LEA improvement plan. (2) The LEA must consult with parents, school staff, and others in developing	Requires a service		No Change
LEA and School Improvement ; §200.52 LEA improvement	Federal	Statute	(a) Definition. For the purposes of this section, the term "corrective action" means action by an SEA that— (1) Substantially and directly responds to—	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
LEA and School Improvement ; §200.53 LEA corrective action	Federal	Statute	(a) Definition. For the purposes of this section, the term “corrective action” means action by an SEA that— (i) Substantially and directly responds to— that caused the SEA to identify an LEA for corrective action; and (ii) Any underlying staffing, curriculum, or other problems in the LEA;	Requires a service		No Change
Management Decisions ; §200.521 Management decision	Federal	Statute	(a) General. The management decision must clearly state whether or not the audit finding is sustained, the reasons for the decision, and the expected auditee action to repay disallowed costs, make financial adjustments, or take other action. If the auditee has not completed corrective action, a timetable for follow-up should be given. Prior to issuing the management decision, the	Requires a service		No Change
PART 200—TITLE I—IMPROVING THE ACADEMIC ACHIEVEMENT OF THE DISADVANTAGED; PART 200—TITLE I—IMPROVING THE ACADEMIC ACHIEVEMENT OF THE	Federal	Statute	(a) Academic standards in general. A State must adopt challenging academic content standards and aligned academic achievement standards that will be used by the State, its local educational agencies (LEAs), and its schools to carry out this subpart. These academic standards must -	Requires a service		No Change
Participation in National Assessment of Educational Progress (NAEP) ; §200.11 Participation in NAEP	Federal	Statute	(a) State participation. Beginning in the 2002-2003 school year, each State that receives funds under subpart A of this part must participate in biennial State academic assessments of fourth and eighth grade reading and mathematics under the State National Assessment of Educational Progress (NAEP), if the Department pays the costs of administering those assessments.	Requires a service		No Change
Participation of Eligible Children in Private Schools ; §200.68-200.69 [Reserved]	Federal	Statute	(a) The Secretary allocates basic grants, concentration grants, targeted grants, and education finance incentive grants, through SEAs, to each eligible LEA for which the Bureau of the Census has provided data on the number of children from low-income families residing in the school attendance areas of the LEA (hereinafter referred to as the “Census list”).	Not related to agency deliverable		No Change
Participation of Eligible Children in Private Schools ; §200.62 Responsibilities for providing services to private school children	Federal	Statute	(a) In order to have timely and meaningful consultation, an LEA must consult with appropriate officials of private schools during the design and development of the LEA's program for eligible private school children. (b) At a minimum, the LEA must consult on the following:	Requires a service		No Change
Participation of Eligible Children in Private Schools ; §200.63 Consultation	Federal	Statute	(a) Equal expenditures. (1) Funds expended by an LEA under subpart A of this part for services for eligible private school children in the aggregate must be equal to the amount of funds generated by private school children from low-income families under paragraph (a)(2) of this section.	Distribute funding to another entity		No Change
Participation of Eligible Children in Private Schools ; §200.64 Factors for determining equitable participation of private school children	Federal	Statute	(a)(1) From applicable funds reserved for parent involvement and professional development under §200.77, an LEA shall ensure that teachers and families of participating private school children participate on an equitable basis in professional development and parent involvement activities, respectively.	Distribute funding to another entity		No Change
Participation of Eligible Children in Private Schools ; §200.65 Determining equitable participation of teachers and families of participating private school children	Federal	Statute	(a) An LEA must use funds under subpart A of this part to provide services that supplement, and in no case supplant, the services that would, in the absence of Title I services, be available to participating private school children.	Distribute funding to another entity		No Change
Participation of Eligible Children in Private Schools ; §200.66 Requirements to ensure that funds do not benefit a private school	Federal	Statute	(a) The LEA must keep title to and exercise continuing administrative control of all property, equipment, and supplies that the LEA acquires with funds under subpart A of this part for the benefit of eligible private school children. (b) The LEA may place equipment and supplies in a private school for the	Distribute funding to another entity		No Change
Participation of Eligible Children in Private Schools ; §200.67 Requirements concerning property, equipment, and supplies for the benefit of private school children	Federal	Statute	(a) The LEA must keep title to and exercise continuing administrative control of all property, equipment, and supplies that the LEA acquires with funds under subpart A of this part for	Not related to agency deliverable		No Change
Performance and Financial Monitoring and Reporting ; §200.327 Financial reporting	Federal	Statute	Unless otherwise approved by OMB, the Federal awarding agency may solicit only the standard, OMB-approved governmentwide data elements for collection of financial information (at time of publication the Federal Financial Report or such future collections as may be approved by OMB and listed on the OMB Web site). This information must be collected with the frequency	Requires a service		No Change
Performance and Financial Monitoring and Reporting ; §200.328 Monitoring and reporting program performance	Federal	Statute	(a) Monitoring by the non-Federal entity. The non-Federal entity is responsible for oversight of the operations of the Federal award supported activities. The non-Federal entity must monitor its activities under Federal awards to assure compliance with applicable Federal requirements and performance expectations are being achieved. Monitoring by the non-Federal	Report our agency must/may provide		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Performance and Financial Monitoring and Reporting ; §200.329 Reporting on real property	Federal	Statute	The Federal awarding agency or pass-through entity must require a non-Federal entity to submit reports at least annually on the status of real property in which the Federal Government retains an interest, unless the Federal interest in the real property extends 15 years or longer. In those instances where the Federal interest attached is for a period of 15 years or more, the	Report our agency must/may provide		No Change
Post-Closeout Adjustments and Continuing Responsibilities ; §200.344 Post-closeout adjustments and continuing responsibilities	Federal	Statute	(a) The closeout of a Federal award does not affect any of the following: (1) The right of the Federal awarding agency or pass-through entity to disallow costs and recover funds on the basis of a later audit or other review. The Federal awarding agency or pass-through entity must make any cost	Requires a service	Other service or product our agency must/may provide; Distribute funding to another entity	No Change
Procedures for the Within-District Allocation of LEA Program Funds ; §200.77 Reservation of funds by an LEA	Federal	Statute	(a)(1) An LEA must allocate funds under subpart A of this part to school attendance areas and schools, identified as eligible and selected to participate under section 1113(a) or (b) of the ESEA, in rank order on the basis of the total number of children from low-income families in each area or school.	Not related to agency deliverable		No Change
Procedures for the Within-District Allocation of LEA Program Funds ; §200.78 Allocation of funds to school attendance areas and schools	Federal	Statute	(a) For the purpose of determining compliance with the supplement not supplant requirement in section 1120A(b) and the comparability requirement in section 1120A(c) of the ESEA, a grantee or subgrantee under subpart A of this part may exclude supplemental State and local funds spent in any school attendance area or school for programs that meet the intent and purposes of	Not related to agency deliverable		No Change
Procurement Standards ; §200.317 Procurements by states	Federal	Statute	When procuring property and services under a Federal award, a state must follow the same policies and procedures it uses for procurements from its non-Federal funds. The state will comply with §200.322 Procurement of recovered materials and ensure that every purchase order or other contract includes any clauses required by section §200.326 Contract provisions. All	Requires a service		No Change
Procurement Standards ; §200.318 General procurement standards	Federal	Statute	(a) The non-Federal entity must use its own documented procurement procedures which reflect applicable State, local, and tribal laws and regulations, provided that the procurements conform to applicable Federal law and the standards identified in this part.	Requires a service		No Change
Procurement Standards ; §200.319 Competition	Federal	Statute	(a) All procurement transactions must be conducted in a manner providing full and open competition consistent with the standards of this section. In order to ensure objective contractor performance and eliminate unfair competitive advantage, contractors that develop or draft specifications, requirements, statements of work, or invitations for bids or requests for	Requires a service		No Change
Procurement Standards ; §200.320 Methods of procurement to be followed	Federal	Statute	The non-Federal entity must use one of the following methods of procurement. (a) Procurement by micro-purchases. Procurement by micro-purchase is the acquisition of supplies or services, the aggregate dollar amount of which does not exceed the micro-purchase threshold (§200.67 Micro-purchase). To the	Requires a service		No Change
Procurement Standards ; §200.321 Contracting with small and minority businesses, women's business enterprises, and labor surplus area firms.	Federal	Statute	(a) The non-Federal entity must take all necessary affirmative steps to assure that minority businesses, women's business enterprises, and labor surplus area firms are used when possible. (b) Affirmative steps must include:	Requires a service		No Change
Procurement Standards ; §200.322 Procurement of recovered materials	Federal	Statute	A non-Federal entity that is a state agency or agency of a political subdivision of a state and its contractors must comply with section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act. The requirements of Section 6002 include procuring only items designated in guidelines of the Environmental Protection Agency (EPA) at 40	Not related to agency deliverable		No Change
Procurement Standards ; §200.323 Contract cost and price	Federal	Statute	(a) The non-Federal entity must perform a cost or price analysis in connection with every procurement action in excess of the Simplified Acquisition Threshold including contract modifications. The method and degree of analysis is dependent on the facts surrounding the particular procurement situation, but as a starting point, the non-Federal entity must make	Requires a service		No Change
Procurement Standards ; §200.324 Federal awarding agency or pass-through entity review	Federal	Statute	(a) The non-Federal entity must make available, upon request of the Federal awarding agency or pass-through entity, technical specifications on proposed procurements where the Federal awarding agency or pass-through entity believes such review is needed to ensure that the item or service specified is the one being proposed for acquisition. This review generally will take place	Requires a service		No Change
Procurement Standards ; §200.325 Bonding requirements	Federal	Statute	For construction or facility improvement contracts or subcontracts exceeding the Simplified Acquisition Threshold, the Federal awarding agency or pass-through entity may accept the bonding policy and requirements of the non-Federal entity provided that the Federal awarding agency or pass-through entity has made a determination that the Federal interest is adequately	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Procurement Standards ; §200.326 Contract provisions	Federal	Statute	The non-Federal entity's contracts must contain the applicable provisions described in Appendix II to Part 200— Contract Provisions for non-Federal Entity Contracts Under Federal Awards.	Not related to agency deliverable		No Change
Property Standards ; §200.310 Insurance coverage	Federal	Statute	The non-Federal entity must, at a minimum, provide the equivalent insurance coverage for real property and equipment acquired or improved with Federal funds as provided to property owned by the non-Federal entity. Federally-owned property need not be insured unless required by the terms and conditions of the Federal award.	Distribute funding to another entity		No Change
Property Standards ; §200.311 Real property	Federal	Statute	(a) Title. Subject to the obligations and conditions set forth in this section, title to real property acquired or improved under a Federal award will vest upon acquisition in the non-Federal entity. (b) Use. Except as otherwise provided by Federal statutes or by the Federal	Requires a service		No Change
Property Standards ; §200.312 Federally-owned and exempt property	Federal	Statute	(a) Title to federally-owned property remains vested in the Federal Government. The non-Federal entity must submit annually an inventory listing of federally-owned property in its custody to the Federal awarding agency. Upon completion of the Federal award or when the property is no longer needed, the non-Federal entity must report the property to the Federal	Requires a service		No Change
Property Standards ; §200.313 Equipment	Federal	Statute	See also §200.439 Equipment and other capital expenditures. (a) Title. Subject to the obligations and conditions set forth in this section, title to equipment acquired under a Federal award will vest upon acquisition in the non-Federal entity. Unless a statute specifically authorizes the Federal agency	Requires a service		No Change
Property Standards ; §200.314 Supplies	Federal	Statute	See also §200.453 Materials and supplies costs, including costs of computing devices. (a) Title to supplies will vest in the non-Federal entity upon acquisition. If there is a residual inventory of unused supplies exceeding \$5,000 in total	Distribute funding to another entity		No Change
Property Standards ; §200.315 Intangible property	Federal	Statute	(a) Title to intangible property (see §200.59 Intangible property) acquired under a Federal award vests upon acquisition in the non-Federal entity. The non-Federal entity must use that property for the originally-authorized purpose, and must not encumber the property without approval of the Federal awarding agency. When no longer needed for the originally authorized	Requires a service		No Change
Property Standards ; §200.316 Property trust relationship	Federal	Statute	Real property, equipment, and intangible property, that are acquired or improved with a Federal award must be held in trust by the non-Federal entity as trustee for the beneficiaries of the project or program under which the property was acquired or improved. The Federal awarding agency may require the non-Federal entity to record liens or other appropriate notices of	Requires a service		No Change
Qualifications Of Teachers And Paraprofessionals ; §200.55 Qualifications of teachers	Federal	Statute	A teacher described in §200.55(a) and (b)(1) is a "highly qualified teacher" if the teacher meets the requirements in paragraph (a) and paragraph (b), (c), or (d) of this section. (a) In general. (1) Except as provided in paragraph (a)(3) of this section, a	Requires a service		No Change
Qualifications Of Teachers And Paraprofessionals ; §200.56 Definition of "highly qualified teacher	Federal	Statute	(a) State plan. (1) A State that receives funds under subpart A of this part must develop, as part of its State plan under section 1111 of the ESEA, a plan to ensure that all public elementary and secondary school teachers in the State who teach core academic subjects are highly qualified not later than the end of the 2005-2006 school year.	Report our agency must/may provide		No Change
Qualifications Of Teachers And Paraprofessionals ; §200.57 Plans to increase teacher quality	Federal	Statute	(a) Applicability. (1) An LEA must ensure that each paraprofessional who is hired by the LEA and who works in a program supported with funds under subpart A of this part meets the requirements in paragraph (b) of this section and, except as provided in paragraph (c) of this section, the requirements in either paragraph (c) or (d) of this section.	Requires a service		No Change
Qualifications Of Teachers And Paraprofessionals ; §200.58 Qualifications of paraprofessionals	Federal	Statute	(a) A paraprofessional covered under §200.58 may not be assigned a duty inconsistent with paragraph (b) of this section. (b) A paraprofessional covered under §200.58 may perform the following instructional support duties:	Not related to agency deliverable		No Change
Qualifications Of Teachers And Paraprofessionals ; §200.59 Duties of paraprofessionals	Federal	Statute	(a)(1) Except as provided in paragraph (a)(2) of this section, an LEA must use funds it receives under subpart A of this part as follows for professional development activities to ensure that teachers and paraprofessionals meet the requirements of §§200.56 and 200.58:	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Qualifications Of Teachers And Paraprofessionals ; §200.60 Expenditures for professional development	Federal	Statute	(a) At the beginning of each school year, an LEA that receives funds under subpart A of this part must notify the parents of each student attending a Title I school that the parents may request, and the LEA will provide the parents on request, information regarding the professional qualifications of the student's classroom teachers, including, at a minimum, the following:	Distribute funding to another entity		No Change
Qualifications Of Teachers And Paraprofessionals ; §200.61 Parents' right to know	Federal	Statute	(a) After timely and meaningful consultation with appropriate officials of private schools, an LEA must— (1) In accordance with §§200.62 through 200.67 and section 1120 of the ESEA, provide special educational services or other benefits under subpart A	Requires a service		No Change
Record Retention and Access ; §200.333 Retention requirements for records	Federal	Statute	Financial records, supporting documents, statistical records, and all other non-Federal entity records pertinent to a Federal award must be retained for a period of three years from the date of submission of the final expenditure report or, for Federal awards that are renewed quarterly or annually, from the date of the submission of the quarterly or annual financial report, respectively,	Requires a service		No Change
Record Retention and Access ; §200.334 Requests for transfer of records	Federal	Statute	The Federal awarding agency must request transfer of certain records to its custody from the non-Federal entity when it determines that the records possess long-term retention value. However, in order to avoid duplicate recordkeeping, the Federal awarding agency may make arrangements for the non-Federal entity to retain any records that are continuously needed for joint	Not related to agency deliverable		No Change
Record Retention and Access ; §200.335 Methods for collection, transmission and storage of information	Federal	Statute	In accordance with the May 2013 Executive Order on Making Open and Machine Readable the New Default for Government Information, the Federal awarding agency and the non-Federal entity should, whenever practicable, collect, transmit, and store Federal award-related information in open and machine readable formats rather than in closed formats or on paper. The	Requires a service		No Change
Record Retention and Access ; §200.336 Access to records	Federal	Statute	(a) Records of non-Federal entities. The Federal awarding agency, Inspectors General, the Comptroller General of the United States, and the pass-through entity, or any of their authorized representatives, must have the right of access to any documents, papers, or other records of the non-Federal entity which are pertinent to the Federal award, in order to make audits, examinations,	Not related to agency deliverable		No Change
Record Retention and Access ; §200.337 Restrictions on public access to records	Federal	Statute	No Federal awarding agency may place restrictions on the non-Federal entity that limit public access to the records of the non-Federal entity pertinent to a Federal award, except for protected personally identifiable information (PII) or when the Federal awarding agency can demonstrate that such records will be kept confidential and would have been exempted from disclosure pursuant	Requires a service		No Change
Remedies for Noncompliance ; §200.338 Remedies for noncompliance	Federal	Statute	If a non-Federal entity fails to comply with Federal statutes, regulations or the terms and conditions of a Federal award, the Federal awarding agency or pass-through entity may impose additional conditions, as described in §200.207 Specific conditions. If the Federal awarding agency or pass-through entity determines that noncompliance cannot be remedied by imposing	Not related to agency deliverable		No Change
Remedies for Noncompliance ; §200.339 Termination	Federal	Statute	(a) The Federal award may be terminated in whole or in part as follows: (1) By the Federal awarding agency or pass-through entity, if a non-Federal entity fails to comply with the terms and conditions of a Federal award;	Not related to agency deliverable		No Change
Remedies for Noncompliance ; §200.340 Notification of termination requirement	Federal	Statute	(a) The Federal agency or pass-through entity must provide to the non-Federal entity a notice of termination. (b) If the Federal award is terminated for the non-Federal entity's failure to comply with the Federal statutes, regulations, or terms and conditions of the	Not related to agency deliverable		No Change
Remedies for Noncompliance ; §200.341 Opportunities to object, hearings and appeals	Federal	Statute	Upon taking any remedy for non-compliance, the Federal awarding agency must provide the non-Federal entity an opportunity to object and provide information and documentation challenging the suspension or termination action, in accordance with written processes and procedures published by the Federal awarding agency. The Federal awarding agency or pass-through	Not related to agency deliverable		No Change
Remedies for Noncompliance ; §200.342 Effects of suspension and termination	Federal	Statute	Costs to the non-Federal entity resulting from obligations incurred by the non-Federal entity during a suspension or after termination of a Federal award or subaward are not allowable unless the Federal awarding agency or pass-through entity expressly authorizes them in the notice of suspension or termination or subsequently. However, costs during suspension or after	Not related to agency deliverable		No Change
S. 201	State	Statute	Revises accountability measures for public schools and school districts; provides definitions and process for when the State Superintendent of Education may seek a state of education emergency and the steps for returning a districts to the local school board after the district meets annual targets.	Requires a manner of delivery	Amends Chapter 18 of Title 59 (59-18-1615; 1620; 1625; 1630; 1635; 1640)	Amended

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
S. 231	State	Statute	"Section 59 1 375.(A)A public school, including a charter school, that serves any students in the seventh through twelfth grades that issues student identification cards must print on either side of the cards the telephone number for the National Suicide Prevention Lifeline. The school must also print on either side of the cards the social media platform, telephone number,	Not related to agency deliverable		Amended
S. 607	State	Statute	(B) Notwithstanding another provision of law to the contrary, members of a charter school board of directors who wilfully commit or engage in an act of malfeasance, misfeasance, absenteeism, conflicts of interest, misconduct, or persistent neglect of duty in office, or are deemed incompetent or incapacitated, may be removed from office by the Governor upon any of the	Not related to agency deliverable		Amended
S.38	State	Statute	(A) of the 1976 Code is amended to read: (A) All public high schools must give instruction in the essentials of the United States Constitution, the Declaration of Independence, the Emancipation Proclamation, and the Federalist Papers. No student in any such school may receive a certificate of graduation without previously passing a course that includes instruction in the	Not related to agency deliverable	Amends Section 59-29-120	Amended
Schoolwide Programs ; §200.25 Schoolwide programs in general	Federal	Statute	(a) Purpose. (1) The purpose of a schoolwide program is to improve academic achievement throughout a school so that all students, particularly the lowest-achieving students, demonstrate proficiency related to the State's academic standards under §200.1.	Requires a service		No Change
Schoolwide Programs ; §200.26 Core elements of a schoolwide program	Federal	Statute	(a) Comprehensive needs assessment. (1) A school operating a schoolwide program must conduct a comprehensive needs assessment of the entire school that— (i) Is based on academic achievement information about all students in the	Not related to agency deliverable		No Change
Schoolwide Programs ; §200.27 Development of a schoolwide program plan	Federal	Statute	(a)(1) A school operating a schoolwide program must develop a comprehensive plan to improve teaching and learning throughout the school. (2) The school must develop the comprehensive plan in consultation with the LEA and its school support team or other technical assistance provider under	Requires a service		No Change
Schoolwide Programs ; §200.28 Schoolwide program components	Federal	Statute	A schoolwide program must include the following components: (a) Schoolwide reform strategies. The schoolwide program must incorporate reform strategies in the overall instructional program. Those strategies must—	Not related to agency deliverable		No Change
Schoolwide Programs ; §200.29 Consolidation of funds in a schoolwide program	Federal	Statute	(a)(1) In addition to funds under subpart A of this part, a school may consolidate and use in its schoolwide program Federal funds from any program administered by the Secretary that is included in the most recent notice published for this purpose in the Federal Register.	Requires a service		No Change
Section 59 139 05	State	Statute	Purpose of chapter. It is the purpose of the General Assembly in this chapter: (1) to place an emphasis on early childhood education and prevention while promoting assistance for students at every grade level which is more flexible and tailored to individual needs and learning styles;	Not related to agency deliverable		No Change
Section 59 139 10	State	Statute	Districts and schools to design plan; what plan must include; early childhood development initiative; academic assistance initiative; staff training; goals; progress review; school improvement council input; peer review; requests for funds. (A) The State Board of Education, through the Department of Education and	Distribute funding to another entity; Other service or product our agency must/may provide	Develop regulations and plans	No Change
Section 59 139 11	State	Statute	Use of SACS Plan by Southern Association of Colleges and Schools accredited institutions. A school accredited by the Southern Association of Colleges and Schools (SACS) may substitute the SACS five year plan and annual updates for the comprehensive plan and updates required by Section 59 139 10(B), provided	Requires a service		No Change
Section 59 139 15	State	Statute	Extension of completion dates of certain long range, comprehensive plans. Notwithstanding any other provision of law, the stipulated completion dates of the long range, comprehensive plans required by Chapter 139 of Title 59 of the 1976 Code may be extended until the end of school year 1994 95 upon approval from the State Board of Education. Districts requesting such a	Not related to agency deliverable		No Change
Section 59 139 20	State	Statute	Appropriations for academic assistance initiative; uses of funds; matching of weighted pupil units. Beginning in fiscal year 1994 95 in the annual general appropriations act, the General Assembly shall determine an appropriation level for the academic assistance initiative. The State Board of Education through the Department of	Distribute funding to another entity; Other service or product our agency must/may provide	Develop regulations and plans	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 139 30	State	Statute	Formula for allocating funds. For fiscal year 1993 94, funds must be allocated to districts on the same percentage as they received funds for the Compensatory and Remedial Programs for 1992 93. By January 1, 1995, the Joint Legislative Committee to Study Formula Funding in Education Programs shall review and approve	Requires a service		No Change
Section 59 139 40	State	Statute	Development of criteria for monitoring district and school plans and implementation. By December, 1993, the State Board of Education, through the Department of Education and in consultation with the Education Oversight Committee, shall develop criteria for the monitoring of the district and school plans and	Requires a service	Develop criteria for monitoring district and school plans	No Change
Section 59 139 50	State	Statute	Development of plan for providing technical assistance to districts in designing and implementing plans. By September, 1993, the Department of Education, in consultation with the State Board of Education and the Education Oversight Committee, shall develop a written plan outlining the process for providing technical assistance	Requires a service	Develop criteria for monitoring district and school plans	No Change
Section 59 139 60	State	Statute	Evaluating fulfillment of purposes of chapter; assessments of students, schools, and districts; sharing of results. The State Board of Education, through the State Department of Education and in consultation with the Education Oversight Committee, shall establish an assessment system to evaluate the degree to which the purposes of this	Requires a service	Establish assessment system	No Change
Section 59 139 70	State	Statute	Half day program for four year olds to be maintained. The half day program for four year old children established in Section 59 19 340, must be maintained at no less than the 1993 94 level in each school district as funded by the General Assembly.	Requires a service		No Change
Section 59 139 80	State	Statute	Targeted technical assistance if goals and time lines are not met; assistance if progress lacking after two years. If a review of a district's comprehensive plan indicates the goals and time lines established by the district are not being met, the Department of Education, after consultation with the district's administration, shall provide	Requires a service	Provide technical assistance	No Change
Section 59 139 90	State	Statute	Strategic plans to include goals and objectives for parent involvement. The school and district strategic plans required in Section 59 139 10 must include the stated goals and objectives for parent involvement and the methods used for data collection to support statewide evaluation of parent involvement efforts.	Not related to agency deliverable		No Change
Section 59 141 10	State	Statute	National education goals. (A) The State Department of Education shall formulate an implementation plan to accomplish the following national education goals as applicable to South Carolina, which are: (1) By the year 2000, all children in America will start school ready to learn.	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59 144 10	State	Statute	Use of Children's Education Endowment Fund. Funds available from the Children's Education Endowment Fund, as established in Chapter 143 of this title, must be used for public school facilities assistance as provided in this chapter.	Not related to agency deliverable		No Change
Section 59 144 100	State	Statute	Allocation of funds to school districts. (A) Funds made available under this chapter must be allocated annually to the school districts in the following manner: (1) thirty five percent of the funds allocated annually to the several school districts for facilities' needs must be allocated on a per pupil basis using the	Requires a service		No Change
Section 59 144 120	State	Statute	State Board of Education responsibilities. The State Board of Education responsibilities in regard to this chapter include: (1) developing policies, guidelines, and standards for a uniform assessment of facilities' needs and standardized cost allowances for estimating the cost in	Requires a service	Develop and implement program and guidelines	No Change
Section 59 144 130	State	Statute	Report to General Assembly. Every three years by December first beginning with the year 1998, the State Board of Education shall report to the General Assembly the projected five year school facilities improvement requirements reported by the school districts, the needs identified since the last report, and those previously	Report our agency must/may provide		No Change
Section 59 144 140	State	Statute	Department of Education responsibilities. The Department of Education's responsibilities shall include: (1) providing staffing assistance to the State Board of Education in the development of policies, guidelines, standards, and regulations implementing this chapter; and	Requires a service	Assist in development of policies, guidelines, standards, and regulations.	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 144 150	State	Statute	Qualification for funds. To qualify for funds under this chapter, each school district shall meet the provisions of this chapter and any regulations promulgated hereunder. Funds must be withheld from districts when inappropriate reporting of facilities' needs is found or when inappropriate use of funds is documented.	Not related to agency deliverable		No Change
Section 59 144 160	State	Statute	Recommendations to General Assembly. By December 1, 1998, the State Board of Education shall recommend to the General Assembly changes to be made to this chapter regarding program objectives, appropriate funding levels, and funding allotment formulas.	Not related to agency deliverable		No Change
Section 59 144 20	State	Statute	Legislative purpose. For the benefit of the people of the State and the increase of their commerce, welfare, and prosperity, it is essential that the school districts of this State be assisted in obtaining adequate school facilities to assist youth in achieving the required levels of learning. It is the purpose of this chapter to provide a	Not related to agency deliverable		No Change
Section 59 144 30	State	Statute	Funds for permanent school facilities and fixed equipment. Funds made available through this chapter must be used for permanent school instructional facilities and fixed equipment including the costs for construction, improvement, enlargement, or renovation of public school facilities. The district may use its fiscal year 1996 97 allocation for payment	Not related to agency deliverable		No Change
Section 59 144 40	State	Statute	Accumulation of annual allotments. From annual allotments made to the various districts, a school district may accumulate its allotments for up to seventy two months to meet the facilities' needs identified in its capital improvement plan.	Requires a service		No Change
Section 59 -1-452	State	Statute	Public school employee cost savings program. (A) The Public School Employee Cost Savings Program is established for the purpose of making cash awards to individual school district employees for cost saving ideas which are proven to be workable. The program must be administered by the State Department of Education with the advice and assistance of a special	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59 146 10	State	Statute	Short title. This chapter may be cited as the "State School Facilities Bond Act".	Not related to agency deliverable		No Change
Section 59 146 100	State	Statute	Tax exemption of state school facilities bonds. All state school facilities bonds issued under this chapter are exempt from taxation as provided in Section 12 2 50.	Not related to agency deliverable		No Change
Section 59 146 110	State	Statute	Execution and authentication of state school facilities bonds. All state school facilities bonds issued under this chapter must be signed by the Governor and the State Treasurer. The Governor and the State Treasurer may sign these obligations by a facsimile of their signatures. The Great Seal of the State must be affixed to, impressed on, or reproduced upon each of	Not related to agency deliverable		No Change
Section 59 146 120	State	Statute	Payment of principal and interest. For the payment of the principal and interest on all state school facilities bonds issued and outstanding pursuant to this chapter there is pledged the full faith, credit, and taxing power of the State of South Carolina, and in accordance with the provisions of paragraph (4) of Section 13 of Article X of	Not related to agency deliverable		No Change
Section 59 146 130	State	Statute	Sale of state school facilities bonds. State school facilities bonds must be sold by the Governor and the State Treasurer upon sealed proposals, after publication of notice of the sale one or more times at least seven days before the sale, in a financial paper published in New York City which regularly publishes notices of sale of state or	Not related to agency deliverable		No Change
Section 59 146 140	State	Statute	Proceeds of sale of state school facilities bonds. The proceeds of the sale of state school facilities bonds must be received by the State Treasurer and applied by the State Treasurer to the purposes for which issued, except that the accrued interest, if any, must be used to discharge in part the first interest to become due on the bonds, but the	Not related to agency deliverable		No Change
Section 59 146 150	State	Statute	Investment in state school facilities bonds by fiduciaries. It is lawful for all executors, administrators, guardians, and other fiduciaries to invest any monies in their hands in bonds issued pursuant to this chapter.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 146 160	State	Statute	Allocation of proceeds of sale of state school facilities bonds. The proceeds received from the issuance of state school facilities bonds, after deducting the costs of issuance, must be allocated to the school districts in the same manner and for the same purposes as provided in Section 59 144 100 and the first paragraph of Section 59 144 30.	Not related to agency deliverable		No Change
Section 59 146 170	State	Statute	Responsibilities and duties of State Department of Education and State Board of Education. The responsibilities and duties of the State Department of Education and State Board of Education shall be as outlined in Sections 59 144 120, 59 144 130, and 59 144 140.	Requires a service		No Change
Section 59 146 180	State	Statute	Qualification of school districts for funds. To qualify for the funds under this chapter, each school district shall meet the requirements of this chapter and any guidelines promulgated hereunder. Funds must be withheld from districts when inappropriate reporting of facilities' needs is found or when inappropriate use of funds is documented.	Requires a service	May withhold funds from districts	No Change
Section 59 146 20	State	Statute	Purpose of chapter to assist school districts to provide educational facilities. It is declared that, for the benefit of the people of the State, the increase of their commerce, welfare, and prosperity, and the improvement of their health and living conditions, it is essential that this and future generations of youth be given the full opportunity to learn and to develop their intellectual and	Not related to agency deliverable		No Change
Section 59 146 30	State	Statute	Definitions. As used in this chapter: (1) "Department" means the State Department of Education. (2) "School district" means a public body corporate and politic operating as a school district under the provisions of Chapter 17, Title 59.	Requires a service		No Change
Section 59 146 40	State	Statute	School facilities bonds. In order to obtain funds for allocation to school districts for school facilities, there shall be issued from time to time state school facilities bonds under the conditions prescribed by this chapter.	Requires a service		No Change
Section 59 146 50	State	Statute	Maximum principal amount of state school facilities bonds; expiration of authority to issue bonds. The maximum principal amount of state school facilities bonds that may be issued pursuant to this chapter shall not exceed seven hundred fifty million dollars except that this limitation shall not apply to any state school facilities	Distribute funding to another entity		No Change
Section 59 146 60	State	Statute	State Board of Education notification to State Budget and Control Board. The State Board of Education, by resolution, shall notify the State Budget and Control Board of the following: (1) the amount then required for allocation to local school districts for school facilities for the next fiscal year;	Requires a service	Notify Budget and Control	No Change
Section 59 146 70	State	Statute	Issuance of state school facilities bonds by State Budget and Control Board. Following the receipt of the notification presented pursuant to Section 59 146 60, the State Budget and Control Board shall, by resolution duly adopted, effect the issuance of state school facilities bonds, or pending the issuance thereof, effect the issuance of bond anticipation notes pursuant to Chapter 17	Not related to agency deliverable		No Change
Section 59 146 80	State	Statute	Resolution by State Budget and Facilities Board for issuance of state school facilities bonds. In order to effect the issuance of state school facilities bonds, the State Budget and Control Board shall adopt a resolution providing for the issuance of state school facilities bonds pursuant to the provisions of this chapter. The	Not related to agency deliverable		No Change
Section 59 146 90	State	Statute	Terms of state school facilities bonds. The state school facilities bonds must bear the date and mature at the time that the resolution provides, except that no state school facilities bond may mature more than thirty years from its date of issue. The state school facilities bonds may be in the denominations, be payable in the medium of payment, be	Not related to agency deliverable		No Change
Section 59 155 110	State	Statute	South Carolina Read to Succeed Office. There is established within the South Carolina Department of Education the South Carolina Read to Succeed Office to implement a comprehensive, systemic approach to reading which will ensure that: (1) classroom teachers use evidence based reading instruction in	Distribute funding to another entity; Other service or product our agency must/may provide	Implementation of Read to Succeed	No Change
Section 59 155 120	State	Statute	Definitions. As used in this chapter: (1) "Board" means the State Board of Education. (2) "Department" means the State Department of Education. (3) "Discipline specific literacy" means the ability to read, write, listen, and	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 155 130	State	Statute	Duties of Office. The Read to Succeed Office must guide and support districts and collaborate with university teacher training programs to increase reading proficiency through the following functions, including, but not limited to: (1) providing professional development to teachers, school principals, and	Report our agency must/may provide		No Change
Section 59 155 140	State	Statute	State Reading Proficiency Plan. (A)(1) The department, with approval by the State Board of Education, shall develop, implement, evaluate, and continuously refine a comprehensive state plan to improve reading achievement in public schools. The State Reading Proficiency Plan must be approved by the board by June 15, 2015, and must	Report our agency must/may provide		No Change
Section 59 155 150	State	Statute	Readiness assessment. (A) With the enactment of this chapter, the State Superintendent of Education shall ensure that every student entering publically funded prekindergarten and kindergarten beginning in Fiscal Year 2014 2015 will be administered a readiness assessment by the forty fifth day of the school year.	Requires a service	Readiness assessment requirements	No Change
Section 59 155 160	State	Statute	Mandatory retention. (A) Beginning with the 2017 2018 School Year, a student must be retained in the third grade if the student fails to demonstrate reading proficiency at the end of the third grade as indicated by scoring at the lowest achievement level on the state summative reading assessment that equates to Not Met 1 on the	Requires a service		No Change
Section 59 155 170	State	Statute	Reading comprehension of print and nonprint texts authentic to content area. (A) To help students develop and apply their reading and writing skills across the school day in all the academic disciplines, including, but not limited to, English/language arts, mathematics, science, social studies, the arts, career and technology education, and physical and health education, teachers of	Requires a service		No Change
Section 59 155 180	State	Statute	Pre service and in service teacher education programs. (A) As a student progresses through school, reading comprehension in content areas such as science, mathematics, social studies, English/language arts, career and technology education, and the arts is critical to the student's academic success. Therefore, to improve the academic success of all students	Requires a service		No Change
Section 59 155 190	State	Statute	Local school districts. Local school districts are encouraged to create family school community partnerships that focus on increasing the volume of reading, in school and at home, during the year and at home and in the community over the summer. Schools and districts should partner with county libraries, community	Requires a service		No Change
Section 59 155 200	State	Statute	Promotion of reading and writing habits and skills development. The Read to Succeed Office and each school district must plan for and act decisively to engage the families of students as full participating partners in promoting the reading and writing habits and skills development of their children. With support from the Read to Succeed Office, districts and	Requires a service	Promote reading and writing habits and skills development	No Change
Section 59 155 210	State	Statute	Standards, practices, and procedures. The board and department shall translate the statutory requirements for reading and writing specified in this chapter into standards, practices, and procedures for school districts, boards, and their employees and for other organizations as appropriate. In this effort, they shall solicit the advice of	Requires a service	Translate statutory requirements	No Change
Section 59 156 110	State	Statute	South Carolina Child Early Reading Development and Education Program. There is created the South Carolina Child Early Reading Development and Education Program which is a full day, four year old kindergarten program for at risk children which must be made available to qualified children in all public school districts within the State. The program must focus on:	Requires a service		No Change
Section 59 156 120	State	Statute	Trial districts. (A)(1) The South Carolina Child Early Reading Development and Education Program first must be made available to eligible children from the following eight trial districts in Abbeville County School District et al vs. South Carolina: Allendale, Dillon 2, Florence 4, Hampton 2, Jasper, Lee, Marion 7,	Distribute funding to another entity		No Change
Section 59 156 130	State	Statute	Eligibility for enrollment in program. (A) Each child residing in the program's district, who has attained the age of four years on or before September first of the school year and meets the at risk criteria, is eligible for enrollment in the South Carolina Child Early Reading Development and Education Program for one year.	Requires a service		No Change
Section 59 156 140	State	Statute	Application for school providers. (A) Public school providers participating in the South Carolina Child Early Reading Development and Education Program must submit an application to the Department of Education. Private providers participating in the South Carolina Child Early Reading Development and Education Program must	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 156 150	State	Statute	Duties of Department of Education, Read to Succeed Office, and Office of First Steps to School Readiness. The Department of Education, the Read to Succeed Office, and the Office of First Steps to School Readiness shall: (1) develop the provider application form;	Requires a service	Duties of Read to Succeed office	No Change
Section 59 156 160	State	Statute	Providers to offer complete educational program. (A) Providers of the South Carolina Child Early Reading Development and Education Program shall offer a complete educational program in accordance with age appropriate instructional practice and a research based preschool curriculum aligned with school success. The program must focus on:	Requires a service	Waive requirements	No Change
Section 59 156 170	State	Statute	Classroom requirements; lead teacher; education assistants. (A) Every classroom providing services to four year old children established pursuant to this chapter must have a qualified lead teacher and an education assistant as needed to maintain an adult to child ratio of 1:10. (B)(1) In classrooms in private centers, the lead teacher must have at least a	Not related to agency deliverable		No Change
Section 59 156 180	State	Statute	Professional development. The General Assembly recognizes there is a strong relationship between the skills and preparation of prekindergarten instructors and the educational outcomes of students. To improve these educational outcomes, participating providers shall require all personnel providing instruction and classroom	Not related to agency deliverable		No Change
Section 59 156 190	State	Statute	Eligibility for transportation funds. Both public and private providers are eligible for transportation funds for the transportation of children to and from school. Nothing in this section prohibits providers from contracting with another entity to provide transportation services provided the entities adhere to the requirements of Section 56 5 195.	Distribute funding to another entity		No Change
Section 59 156 200	State	Statute	Duties of Office of First Steps to School Readiness to private providers. For all private providers approved to offer services pursuant to this chapter, the Office of First Steps to School Readiness shall: (1) serve as the fiscal agent; (2) verify student enrollment eligibility;	Requires a service		No Change
Section 59 156 210	State	Statute	Duties of Department of Education to public school providers. For all public school providers approved to offer services pursuant to this chapter, the Department of Education shall: (1) serve as the fiscal agent; (2) verify student enrollment eligibility;	Requires a service	Duties owed to public school providers	No Change
Section 59 156 220	State	Statute	Funding for students enrolled with private providers. (A) Eligible students enrolling with private providers during the school year must be funded on a pro rata basis determined by the length of their enrollment. (B) Private providers transporting eligible children to and from school must	Distribute funding to another entity		No Change
Section 59 16 10	State	Statute	Legislative findings. (A) The General Assembly finds that: (1) through the use of technology, South Carolina can create educational opportunities for the students of this State that may not exist without such technology; and (2) using technology to deliver instruction can provide effective alternatives	Not related to agency deliverable		No Change
Section 59 39 320	State	Statute	Rules and regulations of State Board of Education. The State Board of Education shall promulgate rules and regulations for establishment by local school districts of approved driver education and training courses, and when duly promulgated shall have full force and effect of law. Such regulations shall require that credit for completion of a driver	Requires a service	Promulgate rules and regulations	No Change
Section 59 39 330	State	Statute	Supervision of course; instrumental standards, teacher qualifications, reimbursement procedure and other requirements. The rules and regulations of the State Board of Education and training course shall be under the supervision of a qualified driver education teacher. Such rules and regulations shall include instrumental standards, teacher	Not related to agency deliverable		No Change
Section 59 39 340	State	Statute	Payments to school districts. The State Board of Education shall allow to each school district operating a driver education training program an amount equal to thirty dollars per pupil completing the standard prescribed course in the program in that school district during the preceding fiscal year in accordance with the regulations set	Requires a service		No Change
Section 59 40 10	State	Statute	Short title. This chapter may be cited as the "South Carolina Charter Schools Act of 1996".	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 40 100	State	Statute	Conversion to charter school; employees; occupancy; sponsors; unlawful reprisals. (A)(1) Subject to item (2), an existing public school may be converted into a charter school if two thirds of the faculty and instructional staff employed at the school and two thirds of all voting parents or legal guardians of students	Requires a service		No Change
Section 59 40 110	State	Statute	Duration of charter; renewal; revocation; termination. (A) A charter must be approved or renewed for a period of ten school years; however, the charter only may be revoked or not renewed under the provisions of subsection (C) of this section. The sponsor annually shall evaluate the conditions outlined in subsection (C). The annual evaluation	Requires a service		No Change
Section 59 40 111	State	Statute	Alternative Education Campus designation. (A) For purposes of this chapter, an Alternative Education Campus (AEC) is any charter school with an explicit mission as outlined in its charter to serve an enrolled student population with: (1) severe limitations that preclude appropriate administration of the	Not related to agency deliverable		No Change
Section 59 40 115	State	Statute	Termination of contract with sponsor. A charter school may terminate its contract with a sponsor before the ten year term of contract if all parties under contract with the charter school agree to the dissolution. A charter school that terminates its contract with a sponsor directly may seek application for the length of time remaining on its original	Not related to agency deliverable		No Change
Section 59 40 120	State	Statute	Dissolution of charter school. Upon dissolution of a charter school, its assets may not inure to the benefit of any private person. Any assets obtained through restricted agreements with a donor through awards, grants, or gifts must be returned to that entity. All other assets become property of the sponsor.	Requires a service		No Change
Section 59 40 125	State	Statute	Eligibility for retirement coverage. (A) All charter schools, other than converted charter schools whose employees remain employees of the local school district or the South Carolina Public Charter School District pursuant to Section 59 40 100(D), are eligible covered employers in the South Carolina Retirement Systems and may elect	Not related to agency deliverable		No Change
Section 59 40 130	State	Statute	Leave to be employed at charter school; continuation of benefits; exceptions. (A)(1) If an employee of a local school district makes a written request for leave to be employed at a charter school before July 1, 2006, the school district shall grant the leave for up to five years as requested by the employee. The school district may require that the request for leave or extension of leave	Not related to agency deliverable		No Change
Section 59 40 140	State	Statute	Funds; services; reports. (A) A local school board of trustees sponsor shall distribute state, county, and school district funds to a charter school as determined by the following formula: the previous year's audited total general fund revenues, divided by the previous year's weighted students, then increased by the Education	Requires a service		No Change
Section 59 40 145	State	Statute	Students attending charter schools outside district of residence. A child who resides in a school district other than the one where a charter school is located may attend a charter school outside his district of residence; however, the receiving charter school shall have authority to grant or deny permission for the student to attend pursuant to Sections 59 40 40(2)(b) and	Not related to agency deliverable		No Change
Section 59 40 150	State	Statute	Duties of Department of Education. (A) The Department of Education shall disseminate information to the public, directly and through sponsors, on how to form and operate a charter school and how to utilize the offerings of a charter school. (B) At least annually, the department shall provide upon request a directory	Requires a service	Provide information to the public	No Change
Section 59 40 155	State	Statute	Orientation programs for board members and administrators. (A) Within one year of taking office, all persons elected or appointed as members of a charter school board of trustees after July 1, 2006, shall complete successfully an orientation program in the powers, duties, and responsibilities of a board member including, but not limited to, topics on	Requires a service	Provide orientation	No Change
Section 59 40 160	State	Statute	Compilation of evaluations; impact study. (A) The State Board of Education shall compile evaluations to include, but not be limited to, school report cards of charter schools received from sponsors. They shall review information regarding the regulations and policies from which charter schools were released to determine if the releases assisted	Requires a service	Impact study	No Change
Section 59 40 170	State	Statute	Annual listing of buildings suitable for charter school use. The Department of Education shall make available, upon request, a list of vacant and unused buildings and vacant and unused portions of buildings that are owned by school districts in this State and that may be suitable for the operation of a charter school. The department shall make the list available to	Report our agency must/may provide		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 40 175	State	Statute	Facility revolving loan program. There is created in the state treasury the Charter School Facility Revolving Loan Program. This loan program is comprised of federal funds obtained by the state for charter school facilities, other funds appropriated or transferred to the fund by the state, and privately donated funds. Funds deposited to the	Not related to agency deliverable		No Change
Section 59 40 180	State	Statute	Regulations and guidelines. The State Board of Education shall promulgate regulations and develop guidelines necessary to implement the provisions of this chapter, including standards to determine compliance with this chapter and an application process to include a timeline for submission of applications that will allow for	Requires a service	Promulgate rules and regulations	No Change
Section 59 40 190	State	Statute	Liability of governing body, sponsor, board and employees; employment of member of governing body. (A) The governing body of a charter school may sue and be sued. The governing body may not levy taxes or issue bonds. (B) A sponsor is not liable for any of the debts of the charter school.	Not related to agency deliverable		No Change
Section 59 40 20	State	Statute	Purpose. This chapter is enacted to: (1) improve student learning; (2) increase learning opportunities for students; (3) encourage the use of a variety of productive teaching methods;	Not related to agency deliverable		No Change
Section 59 40 200	State	Statute	Effect of establishment of South Carolina Public Charter School District on pending and future applications. An application already on file with the charter school advisory committee before the effective date of Section 59 40 220 is subject to the time line in effect at the time the application was filed. An application filed after the	Not related to agency deliverable		No Change
Section 59 40 210	State	Statute	Conversion of private school to charter school. A school established as a private school, on the effective date of this section, which desires to convert to a charter school shall dissolve and must not be allowed to open as a charter school for a period of twelve months; provided, however, that if the enrollment of the converted private school for the most	Not related to agency deliverable		No Change
Section 59 40 220	State	Statute	South Carolina Public Charter School District. (A) The South Carolina Public Charter School District is created as a public body. The South Carolina Public Charter School District must be considered a local education agency and is eligible to receive state and federal funds and grants available for public charter schools and other schools to the same	Requires a service		No Change
Section 59 40 230	State	Statute	Board of trustees; membership; powers and duties. (A) The South Carolina Public Charter School District must be governed by a board of trustees consisting of not more than nine members: (1) two appointed by the Governor; (2) one appointed by the Speaker of the House of Representatives;	Not related to agency deliverable		No Change
Section 59 40 235	State	Statute	Geographical boundaries. The geographical boundaries from which a charter school sponsored by a public or independent institution of higher learning may accept students are the same as the boundaries of the State of South Carolina.	Not related to agency deliverable		No Change
Section 59 40 240	State	Statute	Severability. If any section, subsection, paragraph, subparagraph, sentence, clause, phrase, or word of this chapter is for any reason held to be unconstitutional or invalid, such holding shall not affect the constitutionality or validity of the remaining portions of this chapter, the General Assembly hereby declaring that it would	Not related to agency deliverable		No Change
Section 59 40 30	State	Statute	Intent of General Assembly. (A) In authorizing charter schools, it is the intent of the General Assembly to create a legitimate avenue for parents, teachers, and community members to take responsible risks and create new, innovative, and more flexible ways of educating all children within the public school system. The General Assembly	Not related to agency deliverable		No Change
Section 59 40 40	State	Statute	Definitions. As used in this chapter: (1) A "charter school" means a public, nonreligious, nonhome based, nonprofit corporation forming a school that operates by sponsorship of a public school district, the South Carolina Public Charter School District, or a	Requires a service		No Change
Section 59 40 50	State	Statute	Exemption; powers and duties; admission to charter school. (A) Except as otherwise provided in this chapter, a charter school is exempt from all provisions of law and regulations applicable to a public school, a school board, or a district, although a charter school may elect to comply with one or more of these provisions of law or regulations.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 40 55	State	Statute	Sponsor powers; retention of funds. (A) In order to promote the quality of charter school outcomes and oversight, the charter school sponsor shall adopt national industry standards of quality charter schools and shall authorize and implement practices consistent with those standards.	Not related to agency deliverable		No Change
Section 59 40 60	State	Statute	Charter application; revision; formation of charter school; charter committee; application requirements. (A) An approved charter application constitutes an agreement between the charter school and the sponsor. (B) A contract between the charter school and the sponsor must be executed	Requires a service	Produce contract template to be used by charter school and sponsor	No Change
Section 59 40 65	State	Statute	Online or computer instruction; requirements; enrollment in South Carolina Virtual School Program. (A) If the governing body of a charter school offers as part of its curriculum a program of online or computer instruction, this information shall be included in the application and the governing body shall be required to:	Not related to agency deliverable		No Change
Section 59 40 70	State	Statute	Application requirements; hearing; appeal. (A)(1) An applicant shall submit a letter of intent at least ninety days before submitting an application to the board of trustees or area commission from which it is seeking sponsorship and a copy to the South Carolina Department of Education.	Requires a service		No Change
Section 59 40 75	State	Statute	Removal of sponsor or member of district or governing board; prosecution. (A) A member of the South Carolina Public Charter School District or of the governing board or sponsor of the charter school who is indicted in any court for any crime, or has waived the indictment if permitted by law, may be suspended by the Governor, who shall appoint another in his stead until he is	Not related to agency deliverable		No Change
Section 59 40 80	State	Statute	Conditional authorization of charter school. A sponsor may conditionally authorize a charter school before the applicant has secured its space, equipment, facilities, and personnel if the applicant indicates such authority is necessary for it to meet the requirements of this chapter. Conditional authorization does not give rise to any equitable or other	Not related to agency deliverable		No Change
Section 59 40 90	State	Statute	Appeal to Administrative Law Court. A final decision of the school district or a public or independent institution of higher learning sponsor may be appealed by any party to the Administrative Law Court as provided in Sections 1 23 380(B) and 1 23 600(D).	Not related to agency deliverable		No Change
Section 59 41 10	State	Statute	Definitions. The following words and phrases as used in this chapter shall, unless a different meaning is plainly required by the context, have the following meanings: (a) "School child" shall mean any person between the ages of six and twenty	Not related to agency deliverable		No Change
Section 59 41 20	State	Statute	Children eligible for grants; amount. Subject to the terms and provisions of this chapter every school child in the State who has not yet finished or graduated from high school and who desires to attend a private school located within the State shall be eligible for and entitled to receive a State scholarship grant in an amount equal to the per	Not related to agency deliverable		No Change
Section 59 41 30	State	Statute	Grants payable from appropriations. The State scholarship grants provided for in Section 59 41 20 shall be payable from funds appropriated by the General Assembly for the payment thereof.	Not related to agency deliverable		No Change
Section 59 41 40	State	Statute	School districts shall provide supplements to grants; levy of taxes. It shall be a prerequisite to the grant above permitted that the local school district in which the school child resides make available a grant of local funds to such school child and to that end the trustees of each school district within the State are hereby authorized to appropriate funds in addition to the State	Distribute funding to another entity		No Change
Section 59 41 50	State	Statute	Grant and supplement shall not exceed private school tuition. The total of the annual scholarship grant provided for each child by this chapter shall not exceed the actual cost of tuition at the private school attended by the child.	Not related to agency deliverable		No Change
Section 59 41 60	State	Statute	State Board authorized and directed to promulgate rules and regulations. The State Board of Education is hereby authorized and directed to promulgate such rules and regulations, consistent with the terms of this chapter, for the receiving and processing of applications for scholarship grants, the payment of grants and the administration of this chapter generally	Requires a service	Promulgate rules and regulations	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 41 70	State	Statute	Obtaining or expending scholarship funds other than for tuition unlawful. It shall be unlawful for any person to obtain, attempt to obtain, expend or attempt to expend, any scholarship funds provided by this chapter for any purpose other than in payment of, or reimbursement for, the tuition cost of the child to whom such scholarship has been awarded at the institution he or she	Not related to agency deliverable		No Change
Section 59 41 80	State	Statute	Penalties. Any person convicted of violating the provisions of this chapter shall be punished by imprisonment for a term not to exceed three years or by a fine not to exceed two thousand dollars, or by both, in the discretion of the court.	Not related to agency deliverable		No Change
Section 59 41 90	State	Statute	Effect of invalidity. If any portion of this chapter, or the application thereof to any person or circumstance is, for any reason, declared unconstitutional, such declaration shall not affect the validity of the remaining portions of this chapter or its application to other persons and circumstances.	Not related to agency deliverable		No Change
Section 59 43 10	State	Statute	Powers of district board of trustees. Any district board of trustees may raise and allocate funds for adult education, utilize buildings, equipment and other school facilities of the district for such purpose, and hire teachers, establish and maintain classes for adults in such subjects as the State Board of Education may determine. Adult	Not related to agency deliverable		No Change
Section 59 43 20	State	Statute	Powers of State Board of Education. (A) The State Board of Education may: (1) make and enforce regulations for the organization, conduct, and supervision of adult basic and adult secondary (GED, alternate testing, and high school diploma) education;	Distribute funding to another entity		No Change
Section 59 43 25	State	Statute	High school equivalency diploma test or test batteries. Before January 1, 2015, the State Board of Education shall select one or more tests or test batteries that an eligible candidate successfully may complete to receive a high school equivalency diploma. The test batteries approved by the State Board must have demonstrated the appropriate rigor	Requires a service	Establish diploma requirements	No Change
Section 59 43 30	State	Statute	Funding. The adult education program of any school district may be supported either in whole or in part by either Federal, State, county or school district funds or by any combination thereof and may be supplemented by funds provided from other sources.	Not related to agency deliverable		No Change
Section 59 44 10	State	Statute	Short title. This chapter may be cited as the Community Education Act of 1976.	Requires a service		No Change
Section 59 44 20	State	Statute	Declaration of purpose. The General Assembly finds that in recognition of the fact that the school, as the prime educational institution of the community, is most effective when it involves the people of that community in a process designed to fulfill their education needs, and since community education promotes a more efficient	Not related to agency deliverable		No Change
Section 59 44 30	State	Statute	"Community education" defined. For the purpose of this chapter "community education" is a process by which public facilities are utilized as community centers operated in conjunction with governmental agencies and community service organizations to provide educational, recreational, cultural, social, health and other community services	Not related to agency deliverable		No Change
Section 59 44 40	State	Statute	Duties of State Department of Education. The State Department of Education shall promote the implementation and operation of community education programs throughout the State of South Carolina.	Requires a service	Promote implementation	No Change
Section 59 44 50	State	Statute	Community education advisory council. A nine member state community education advisory council, representing recreation, health, cultural, social services, community services, education, business industry, aged and minority groups, shall be appointed by the State Superintendent of Education, for the purpose of promoting furtherance of this	Requires a service		No Change
Section 59 44 60	State	Statute	School districts authorized to coordinate community education programs. The board of trustees of each school district of the State is hereby authorized to, but not obligated to, coordinate a community education program in its district. Each participating board shall provide the general supervision of the program.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 45 70	State	Statute	Home study schools. No type of home study school shall be established or permitted to operate in this State without first securing the approval of the State Board of Education. Any person violating the provisions of this section shall be guilty of a misdemeanor punishable by a fine of not less than one thousand dollars nor	Requires a service	Approve home school study	No Change
Section 59 46 10	State	Statute	Short title. This chapter may be cited as the "Interstate Compact on Educational Opportunity for Military Children".	Not related to agency deliverable		No Change
Section 59 46 20	State	Statute	Ratification of compact after conditions met. (A) The Governor of this State may execute a compact, in substantially the form set out in Section 59 46 50. The General Assembly signifies in advance its approval and ratification of the compact when the compact has been enacted into law by any ten of the compact states, including South Carolina,	Not related to agency deliverable		No Change
Section 59 46 30	State	Statute	Compact Commissioner to be State Superintendent of Education. The State Superintendent of Education shall serve as the Compact Commissioner of the Interstate Compact on Educational Opportunity for Military Children on behalf of this State.	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59 46 40	State	Statute	South Carolina Council on the Interstate Compact on Educational Opportunity for Military Children; creation; membership; terms; expense reimbursement; submission of executive summary to Governor and General Assembly. In accordance with the Interstate Compact on Educational Opportunity for Military Children, there is created the South Carolina Council on the Interstate	Requires a service	Appoint members to committee	No Change
Section 59 46 50	State	Statute	Interstate Compact on Educational Opportunity for Military Children. The Interstate Compact on Educational Opportunity for Military Children is enacted into law and entered into with all other jurisdictions legally joining in the compact in the form substantially as follows: INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR	Not related to agency deliverable		No Change
Section 59 54 10	State	Statute	Short title; meaning of "unserved or underserved persons or clients". (A) This chapter is known and may be cited as the South Carolina Employment Revitalization Act of 1986. (B) As used in this chapter or Chapter 53, Title 59 of the 1976 Code, the term "unserved or underserved persons or clients" means persons who have	Requires a service		No Change
Section 59 54 20	State	Statute	State Occupational Training Advisory Committee; duties and recommendations. (A) The State Council on Vocational and Technical Education membership shall comply with all requirements of Section 112 of the Carl D. Perkins Vocational and Applied Technology Education Act of 1990. In addition, a	Requires a service		No Change
Section 59 54 30	State	Statute	Progress reports of area occupational advisory committees and State Occupational Training Advisory Committee. After one year from the effective date of this chapter, each area occupational advisory committee shall make a written progress report to the State Occupational Training Advisory Committee. The report must indicate the	Not related to agency deliverable		No Change
Section 59 54 40	State	Statute	Creation of area occupational training advisory committees; responsibilities; membership and meetings; expenses; reporting requirements; dissolution. (A) An area occupational training advisory committee is created for each of the service areas presently established by the State Board for Technical and Comprehensive Education for the various technical colleges. The purpose of	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59 54 50	State	Statute	Memoranda of agreements involving local technical college commissions and local school boards; effect of failure to enter into memoranda of agreement. (A) To assure a coordinated and articulated local delivery of career, technical, and adult basic and adult secondary education and job training, each local technical college commission and local school boards within each	Requires a service		No Change
Section 59 54 60	State	Statute	Annual reports of state agencies offering certain educational programs. Each state agency offering career, technical, occupational, or adult basic and adult secondary education programs shall include in its annual report at least the following: (1) a summary of students or clients served each year and the cost for each	Requires a service		No Change
Section 59 55 10	State	Statute	Establishment and maintenance of departments of junior college work by school boards. The school board of any independent or special school district, when authorized by a three fourths vote of the district so to do, may establish and maintain a department of junior college work to consist of not more than two years' work beyond a four year high school course.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 55 20	State	Statute	Establishment and maintenance of junior college in cities of 5,000 or more. In any school district in this State whose limits are coextensive with the limits of any city of five thousand inhabitants or more the school board, when authorized to do so by the majority vote of the electors of any such school district voting on the proposition, may establish, maintain or discontinue a	Requires a service		No Change
Section 59 55 30	State	Statute	Buildings and equipment. Any such school board may make use of any existing school building or school equipment or may provide any necessary building or equipment for the establishment and maintenance of any such junior college.	Requires a service		No Change
Section 59 55 40	State	Statute	Requirements for establishment and maintenance. In the establishment and maintenance of such junior college courses, the following provisions shall be observed: (1) Application on the part of any school to be classified as a junior college shall be made by the school board to the State Department of Education not	Requires a service	Establishment and maintenanc	No Change
Section 59 55 50	State	Statute	Powers of State Department of Education over junior colleges. The State Department of Education shall have the same supervision, control and powers over any such junior college, when established hereunder, as it now has over other departments of the public school system of this State.	Requires a service	Supervision of junior college	No Change
Section 59 55 60	State	Statute	State aid for public schools not allocated to junior colleges. No State aid for public schools shall be allocated to any junior college established hereunder.	Requires a service		No Change
Section 59 59 10	State	Statute	Citation of chapter. This chapter may be cited as the "South Carolina Education and Economic Development Act".	Requires a service		No Change
Section 59 59 100	State	Statute	Providing services of career specialist; qualification of specialist; career specialists currently employed by tech prep consortia. (A) By the 2006 07 school year, middle schools and by 2007 08 high schools shall provide students with the services of a career specialist who has obtained a bachelor's degree and who has successfully completed the national	Requires a service	Supervision of career specialists	No Change
Section 59 59 105	State	Statute	Duties of career specialists. An individual employed by school districts to provide career services pursuant to Section 59 59 100 shall work to ensure the coordination, accountability, and delivery of career awareness, development, and exploration to students in kindergarten through twelfth grade. To ensure the	Not related to agency deliverable		No Change
Section 59 59 110	State	Statute	Implementation of career guidance program model in high school; counseling of students; declaration of area of academic focus within cluster of study. During the 2007 08 school year, each public high school shall implement a career guidance program model or prototype as developed or approved by the State Department of Education. At least annually after that, certified school	Requires a service	Implementation of career guidance model	No Change
Section 59 59 120	State	Statute	Limitation of activities of guidance counselors and career specialists. School guidance counselors and career specialists shall limit their activities to guidance and counseling and may not perform administrative tasks.	Not related to agency deliverable		No Change
Section 59 59 130	State	Statute	Implementation of principles of "High Schools that Work" organizational model. By the 2009 10 school year, each high school shall implement the principles of the "High Schools that Work" organizational model or have obtained approval from the Department of Education for another cluster or major	Requires a service		No Change
Section 59 59 140	State	Statute	Individual graduation plans; requirements. An individual graduation plan is a student specific educational plan detailing the courses necessary for the student to prepare for graduation and to successfully transition into the workforce or postsecondary education. An individual graduation plan must:	Not related to agency deliverable		No Change
Section 59 59 150	State	Statute	Regulations for identifying at risk students; model programs. By July 2007, the State Board of Education shall promulgate regulations outlining specific objective criteria for districts to use in the identification of students at risk for being poorly prepared for the next level of study or for dropping out of school. The criteria must include diagnostic assessments to	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 59 160	State	Statute	Parental participation; annual parent counseling conferences. Parental participation is an integral component of the clusters of study system. Beginning with students in the sixth grade and continuing through high school, schools must schedule annual parent counseling conferences to assist parents, guardians, or individuals appointed by the parents or guardians	Requires a service		No Change
Section 59 59 190	State	Statute	Assistance in planning and promoting career information and employment options. (A) The South Carolina Department of Employment and Workforce, in collaboration with the State Board for Technical and Comprehensive Education and the Commission on Higher Education, shall assist the	Requires a service	Planning and promoting the career information and employment options	No Change
Section 59 59 20	State	Statute	Development of curriculum based on career cluster system; individual graduation plans; role of school districts. (A) The Department of Education shall develop a curriculum, aligned with state content standards, organized around a career cluster system that must provide students with both strong academics and real world problem solving	Requires a service	Develop curriculum organized around career clusters	No Change
Section 59 59 200	State	Statute	Training of teachers and guidance counselors; review of performance. Beginning with the 2006 07 academic year, colleges of education shall include in their training of teachers, guidance counselors, and administrators the following: career guidance, the use of the cluster of study curriculum framework and individual graduation plans, learning styles, the elements of	Requires a service	Develop performance based standards	No Change
Section 59 59 210	State	Statute	Review of articulation agreements between school districts and institutions of higher learning. (A) By September 2005, the Commission on Higher Education shall convene the Advisory Committee on Academic Programs to address articulation agreements between school districts and public institutions of higher	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59 59 220	State	Statute	Development of appropriate resources and instructional materials. With the implementation of the clusters of study system, appropriate resources and instructional materials, aligned with the state's content standards, must be developed or adopted by the State Department of Education and made available to districts.	Requires a service	Develop and adopt instructional materials	No Change
Section 59 59 230	State	Statute	Promulgation of regulations. The State Board of Education, with input from the Education and Economic Development Council, shall promulgate regulations necessary to carry out the provisions of this chapter.	Requires a service	Promulgate rules and regulations	No Change
Section 59 59 240	State	Statute	Private and home schools. The requirements of this chapter do not apply to private schools or to home schools.	Not related to agency deliverable		No Change
Section 59 59 250	State	Statute	Funding. Each phase of implementation of this chapter is contingent upon the appropriation of adequate funding as documented by the fiscal impact statement provided by the Office of State Budget of the State Budget and Control Board. There is no mandatory financial obligation to school districts if	Not related to agency deliverable		No Change
Section 59 59 30	State	Statute	Implementation of chapter; administrative support and staffing. This chapter must be implemented fully by July 1, 2012, at which time the council created pursuant to Section 59 59 170 shall cease to exist. The Department of Education shall provide administrative support and staffing to the council to carry out its responsibilities under this chapter.	Requires a service	Provide administrative support and staffing	No Change
Section 59 59 40	State	Statute	Guidance and counseling model. During the 2005 06 school year, the Department of Education's guidance and counseling model must provide standards and strategies for school districts to use and follow in developing and implementing a comprehensive guidance and counseling program in their districts. This model must assist	Requires a service	Develop guidance and counseling model	No Change
Section 59 59 50	State	Statute	State models and prototypes for individual graduation plans and curriculum framework of career clusters of study. (A) Before July 1, 2006, the Department of Education shall develop state models and prototypes for individual graduation plans and the curriculum framework for career clusters of study. These clusters of study may be based	Requires a service	Develop individual graduation plans	No Change
Section 59 59 55	State	Statute	Model for addressing at risk students. The State Board of Education shall develop a state model for addressing at risk students. This model shall include various programs and curriculum proven to be effective for at risk students.	Requires a service	Develop model for addressing risk students	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 59 60	State	Statute	Organizing high school curricula around clusters of study and cluster majors. Before July 1, 2007, school districts shall: (1) organize high school curricula around a minimum of three clusters of study and cluster majors. The curricula must be designed to provide a well rounded education for students by fostering artistic creativity, critical thinking,	Requires a service		No Change
Section 59 59 70	State	Statute	Implementation of career development plan for educational professionals in career guidance. During the 2006 07 school year, the department shall begin implementing a career development plan for educational professionals in career guidance that provides awareness, training, release time, and preparatory instruction. The	Requires a service	Implementation of career development plan	No Change
Section 59 59 80	State	Statute	Integrating career awareness programs into curricula for first through fifth grades. During the 2006 07 school year, the department's school guidance and counseling program model along with career awareness and exploration activities must be integrated into the curricula for students in the first through	Requires a service		No Change
Section 59 59 90	State	Statute	Counseling and career awareness programs on clusters of study for sixth, seventh, and eighth grades; selection of preferred cluster of study; development of graduation plan. Beginning with the 2006 07 school year, counseling and career awareness programs on clusters of study must be provided to students in the sixth,	Not related to agency deliverable		No Change
Section 59 63 100	State	Statute	Participation in interscholastic activities of public school district by home school, charter school, and Governor's school students. (A) As used in this section: (1) "Charter school student" is a child enrolled in a charter school established pursuant to Chapter 40, Title 59.	Not related to agency deliverable		No Change
Section 59 63 110	State	Statute	Citation of article. This article may be cited as the "Safe School Climate Act".	Not related to agency deliverable		No Change
Section 59 63 1110	State	Statute	Consent to search person or his effects. Any person entering the premises of any school in this State shall be deemed to have consented to a reasonable search of his person and effects.	Not related to agency deliverable		No Change
Section 59 63 1120	State	Statute	Searches by school administrators or officials with or without probable cause. Notwithstanding any other provision of law, school administrators and officials may conduct reasonable searches on school property of lockers, desks, vehicles, and personal belongings such as purses, bookbags, wallets, and satchels with or without probable cause.	Not related to agency deliverable		No Change
Section 59 63 1130	State	Statute	Searches by principals or their designees. Notwithstanding any other provision of law, school principals or their designees may conduct reasonable searches of the person and property of visitors on school premises.	Requires a service		No Change
Section 59 63 1140	State	Statute	Strip searches prohibited. No school administrator or official may conduct a strip search.	Requires a service		No Change
Section 59 63 1150	State	Statute	Compliance with case law; training of school administrators. Notwithstanding any other provision of this article, all searches conducted pursuant to this article must comply fully with the "reasonableness standard" set forth in New Jersey v. T.L.O., 469 U.S. 328 (1985). All school administrators must receive training in the "reasonableness standard" under	Not related to agency deliverable		No Change
Section 59 63 1160	State	Statute	Posting of notice; costs of notice to be paid by State; effect of failure to post notice. Notice must be conspicuously posted on school property informing the provisions of this article. The notice must be posted at least at all regular entrances and any other	Requires a service		No Change
Section 59 63 120	State	Statute	Definitions. As used in this article: (1) "Harassment, intimidation, or bullying" means a gesture, an electronic communication, or a written, verbal, physical, or sexual act that is reasonably perceived to have the effect of:	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 63 130	State	Statute	Prohibited conduct; reports by witnesses. (A) A person may not engage in: (1) harassment, intimidation, or bullying; or (2) reprisal, retaliation, or false accusation against a victim, witness, or one with reliable information about an act of harassment, intimidation, or bullying.	Not related to agency deliverable		No Change
Section 59 63 1300	State	Statute	Alternative school programs established. The General Assembly finds that a child who does not complete his education is greatly limited in obtaining employment, achieving his full potential, and becoming a productive member of society. It is, therefore, the intent of this article to encourage district school boards throughout the State to	Requires a service		No Change
Section 59 63 1310	State	Statute	Alternative school programs; individual or cooperative programs; funding; sites. School districts which choose to establish, maintain, and operate, either individually or as a cooperative agreement among districts, alternative school programs shall be eligible for funding provided by the General Assembly for	Not related to agency deliverable		No Change
Section 59 63 1320	State	Statute	Referral or placement of students in alternative school programs. Eligible alternative school programs shall be provided for, but not limited to, students in grades 6 12 as follows: (1) Students referred for voluntary attendance at the alternative school program and meeting the district criteria to attend based upon a documented	Not related to agency deliverable		No Change
Section 59 63 1330	State	Statute	Discretion of school board. Nothing in this article shall abrogate the authority of any public school district and its governing board to take such disciplinary action as it is otherwise empowered by law to take against any student for misconduct including, but not limited to, expulsion, and nothing in this chapter shall require that any	Requires a service		No Change
Section 59 63 1340	State	Statute	Scheduling, administrative structure, curriculum and setting. Within the requirements of Section 59 1 440, alternative school programs may differ from traditional education programs and schools in scheduling, administrative structure, curriculum, or setting and state requirements may be waived in these areas if such waiver assists the alternative school in meeting	Requires a service		No Change
Section 59 63 1350	State	Statute	Eligibility for funding. To be eligible for funding, a district or consortium must submit a plan for the program which includes: (a) mission statement; (b) the policy for the basis of enrollment in the school;	Requires a service		No Change
Section 59 63 1360	State	Statute	Transportation. A school district or consortium shall determine what, if any, transportation shall be provided to students attending an alternative school in accordance with written district guidelines.	Requires a service		No Change
Section 59 63 1370	State	Statute	Teachers at alternative school programs; staff development. Each school district or consortium shall establish procedures for ensuring that teachers assigned to alternative school programs possess the pedagogical and content related skills necessary to meet the needs of the student population served by the school. Each school board also shall ensure that adequate staff	Requires a service		No Change
Section 59 63 1380	State	Statute	Funding for alternative school programs. A school district shall allocate to an alternative school program the same per student expenditure to include federal, state, and local funds that would be allocated to the student's school if the student were attending the student's regularly assigned school. This shall include any appropriate special education	Distribute funding to another entity		No Change
Section 59 63 1390	State	Statute	Regulations; annual review. The State Board of Education shall promulgate regulations for establishment, maintenance, and operation of alternative school programs to include clear procedures for annual review of the implementation and progress of the alternative school program and a three year cycle evaluation shall examine the	Requires a service	Promulgate regulations for alternative school prgorams	No Change
Section 59 63 140	State	Statute	Local school districts to adopt policies prohibiting harassment; required components; model policies by State Board of Education; bullying prevention programs. (A) Before January 1, 2007, each local school district shall adopt a policy prohibiting harassment, intimidation, or bullying at school. The school district	Requires a service	Develop policy for bullying prevention	No Change
Section 59 63 1400	State	Statute	Review; technical assistance. The State Department of Education shall review alternative school plans for eligibility for funding and provide technical assistance for planning, establishing, and implementing an alternative school based on best practice. The department shall assist any district or consortia whose plan does not meet	Distribute funding to another entity		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 63 150	State	Statute	Availability of civil or criminal redress; immunity of reporting school employee or volunteer. (A) This article must not be interpreted to prevent a victim from seeking redress pursuant to another available civil or criminal law. This section does not create or alter tort liability.	Requires a service		No Change
Section 59 63 20	State	Statute	Age of attendance. It is not lawful for any person who is less than five or more than twenty one years of age to attend any of the public schools of this State, including kindergarten, except that: (1) Persons over twenty one years of age may attend night schools;	Not related to agency deliverable		No Change
Section 59 63 210	State	Statute	Grounds for which trustees may expel, suspend, or transfer pupils; petition for readmission; expulsion, suspension, or transfer. (A) Any district board of trustees may authorize or order the expulsion, suspension, or transfer of any pupil for the commission of any crime, gross immorality, gross misbehavior, persistent disobedience, or for violation of	Requires a service		No Change
Section 59 63 217	State	Statute	Barring enrollment of student; grounds; notice and hearing; duration of bar. (A) In determining whether or not a student meets the standards of conduct and behavior promulgated by the board of trustees necessary for first time enrollment and attendance in a school in the district, the board shall consider nonschool records, the student's disciplinary records in any school in which	Not related to agency deliverable		No Change
Section 59 63 220	State	Statute	Suspension of pupils by administrator. Any district board may confer upon any administrator the authority to suspend a pupil from a teacher's class or from the school not in excess of ten days for any one offense and for not more than thirty days in any one school year but no such administrator may suspend a pupil from school during the	Requires a service		No Change
Section 59 63 230	State	Statute	Notices of suspensions; conferences with parents or guardian. When a pupil is suspended from a class or a school, the administrator shall notify, in writing, the parents or legal guardian of the pupil, giving the reason for such suspension and setting a time and place when the administrator shall be available for a conference with the parents or guardian. The conference	Requires a service		No Change
Section 59 63 235	State	Statute	Expulsion of student determined to have brought firearm to school. The district board must expel for no less than one year a student who is determined to have brought a firearm to a school or any setting under the jurisdiction of a local board of trustees. The expulsion must follow the procedures established pursuant to Section 59 63 240. The one year expulsion	Requires a service		No Change
Section 59 63 240	State	Statute	Expulsion for remainder of year; hearings. The board may expel for the remainder of the school year a pupil for any of the reasons listed in Section 59 63 210. If procedures for expulsion are initiated, the parents or legal guardian of the pupil shall be notified in writing of the time and the place of a hearing either before the board or a person or	Requires a service		No Change
Section 59 63 250	State	Statute	Transfer of pupils. The board or a designated administrator may transfer a pupil to another school in lieu of suspension or expulsion but only after a conference or hearing with the parents or legal guardian. The parents or legal guardian may appeal a transfer made by an administrator to the board.	Requires a service		No Change
Section 59 63 260	State	Statute	Corporal punishment. The governing body of each school district may provide corporal punishment for any pupil that it deems just and proper.	Not related to agency deliverable		No Change
Section 59 63 270	State	Statute	Regulation or prohibition of clubs or like activities. Any district board of trustees may regulate, control, or prohibit clubs or other such activities on school property or during school hours.	Requires a service		No Change
Section 59 63 275	State	Statute	Student hazing prohibited; definitions. (A) For purposes of this section: (1) "Student" means a person enrolled in a public education institution. (2) "Superior student" means a student who has attended a state university, college, or other public education institution longer than another student or	Not related to agency deliverable		No Change
Section 59 63 280	State	Statute	"Paging device" defined; adoption of policies addressing student possession. (A) For purposes of this section, "paging device" means a telecommunications, to include mobile telephones, device that emits an audible signal, vibrates, displays a message, or otherwise summons or delivers a communication to the possessor.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 63 30	State	Statute	Qualifications for attendance. Children within the ages prescribed by Section 59 63 20 shall be entitled to attend the public schools of any school district, without charge, only if qualified under the following provisions of this section: (a) Such child resides with its parent or legal guardian;	Requires a service		No Change
Section 59 63 31	State	Statute	Additional qualifications for attendance at public school or particular public school. (A) Children within the ages prescribed in Section 59 63 20 also are entitled to attend the public schools of a school district, without charge, if: (1) the child resides with one of the following who is a resident of the school	Not related to agency deliverable		No Change
Section 59 63 310	State	Statute	Short title. This article may be cited as the "School Crime Report Act".	Requires a service		No Change
Section 59 63 32	State	Statute	Requirements to enroll child in public school; affidavit; penalties for providing false information. (A) The school district may require an adult seeking to enroll a child who resides with the adult pursuant to Section 59 63 31(1)(c) to accept responsibility for making educational decisions concerning the child. These	Not related to agency deliverable		No Change
Section 59 63 320	State	Statute	Reporting form. By December 31, 1990, the State Department of Education, after consultation with the State Law Enforcement Division, shall develop a standard school crime reporting form which must be used by all school districts in the State. The form must define what constitutes criminal activity	Requires a service	Consultation with SLED	No Change
Section 59 63 330	State	Statute	Quarterly and annual reports. On forms prepared and supplied by the State Department of Education, each school district in the State shall report school related crime quarterly to the State Department of Education. The department shall compile the information received from the districts and annually, not later than January thirty first of	Report our agency must/may provide		No Change
Section 59 63 333	State	Statute	School crime requirements to conform to federal "No Child Left Behind Act". The State Department of Education shall conform the requirements of Sections 59 63 310 through 59 63 340 on school crime so as to fulfill the provisions of the 'No Child Left Behind Act of 2001' (20 U.S.C. Section 7912) which includes reports on persistently dangerous schools and on the	Requires a service		No Change
Section 59 63 335	State	Statute	Failure of school administrator to report criminal conduct; liability. Failure of a school administrator to report criminal conduct as set forth in Section 59 24 60 or failure to report information concerning school related crime pursuant to Section 59 63 330 shall subject the administrator and the school district to liability for payment of a party's attorney's fees and the costs	Not related to agency deliverable		No Change
Section 59 63 340	State	Statute	Promulgation of regulations. The State Board of Education shall promulgate regulations necessary to enforce the provisions of this article.	Requires a service	Promulgate rules and regulations	No Change
Section 59 63 35	State	Statute	Nonresident military enrollment in South Carolina high school diploma program. Nonresident military personnel may enroll in a program designed to award a South Carolina high school diploma. However, neither the State nor local districts shall be required to bear the cost for any nonresident military	Not related to agency deliverable		No Change
Section 59 63 350	State	Statute	Local law enforcement. Local law enforcement officials are required to contact the Attorney General's "school safety phone line" when any felony, assault and battery of a high and aggravated nature, crime involving a weapon, or drug offense is committed on school property or at a school sanctioned or school sponsored	Not related to agency deliverable		No Change
Section 59 63 360	State	Statute	Attorney General; representation of school districts. The Attorney General shall monitor all reported school crimes. The Attorney General or his designee may represent the local school district when a criminal case is appealed to an appellate court of competent jurisdiction.	Not related to agency deliverable		No Change
Section 59 63 370	State	Statute	Student's conviction or delinquency adjudication for certain offenses; notification of senior administrator at student's school; placement of information in permanent school records. Notwithstanding any other provision of law: (1) When a student who is convicted of or adjudicated delinquent for assault	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 63 380	State	Statute	School official reporting school related crimes; immunity. A person affiliated with a school in an official capacity is granted immunity from criminal prosecution and civil liability when making a report of school related crime in good faith, to the extent that the exposure to criminal prosecution or civil liability arises from the same report of school related	Not related to agency deliverable		No Change
Section 59 63 390	State	Statute	Inclusion of school crime report act summary in student handbooks. The senior administrator of each school is responsible for including an accurate summary of the provisions of this article and Section 16 3 612 in the school's student handbook each year.	Not related to agency deliverable		No Change
Section 59 63 40	State	Statute	Discrimination on account of race, creed, color or national origin prohibited. (1) No person shall be refused admission into or be excluded from any public school in the State on account of race, creed, color or national origin. (2) Except with the express approval of a board having jurisdiction, no student shall be assigned or compelled to attend any school on account of	Not related to agency deliverable		No Change
Section 59 63 410	State	Statute	Enrollment of pupils. The first two weeks of the opening of any public school in this State shall, for the purposes of this section, be known and designated as enrollment weeks. During these two weeks, all teachers in the free public schools of this State shall receive and enroll such pupils as they present themselves, if otherwise	Not related to agency deliverable		No Change
Section 59 63 420	State	Statute	Effect of transfer on enrollment lists. In the event that any enrolled pupil ceases to attend the school in which he has been enrolled and desires to attend another public school of this State, the teacher in the school wherein the pupil was last enrolled shall furnish the pupil, upon his application or upon the application of his parent or guardian, a	Requires a service		No Change
Section 59 63 425	State	Statute	Transfer upon violation of restraining order; interscholastic activity eligibility. A high school student who is the victim of physical abuse, harassment, or stalking by a classmate during school hours or otherwise resulting in a restraining order being granted against the classmate by a court of competent jurisdiction may transfer with the consent of the student's school district to	Not related to agency deliverable		No Change
Section 59 63 430	State	Statute	Board shall furnish copies of relevant statutes to teachers. The State Board of Education shall have printed and furnish to the teachers in the free public schools of this State copies of Sections 59 63 410 and 59 63 420 and shall give such other publicity thereto as may be deemed expedient and advisable.	Requires a service	Furnish copies of relevant statutes to teachers	No Change
Section 59 63 440	State	Statute	Violations of Sections 59 63 410 to 59 63 430. Any person willfully violating the provisions of Sections 59 63 410 to 59 63 430 shall be guilty of a misdemeanor and subject to a fine not exceeding twenty five dollars in the discretion of the court. The fines collected under this section shall be credited to the school fund of the county.	Not related to agency deliverable		No Change
Section 59 63 45	State	Statute	Reimbursement for attending another school district (A) Notwithstanding the provisions of this chapter, a nonresident child otherwise meeting the enrollment requirements of this chapter may attend a school in a school district which he is otherwise qualified to attend if the person responsible for educating the child pays an amount equal to the prior	Not related to agency deliverable		No Change
Section 59 63 450	State	Statute	No child shall be counted in enrollment more than once. A child must not be counted more than once in the school enrollment of a school district in any one school year. A pupil who enrolls in more than one school in any school year must be counted only in the enrollment of the first school which the pupil legally attends for at least thirty five days during the	Not related to agency deliverable		No Change
Section 59 63 460	State	Statute	Annual reports. The teacher or principal of every school shall keep and furnish annually to the trustees of the school district a list of all pupils that have attended the school during the preceding scholastic year, showing the names of the pupils, their respective places of residence and the number of days each pupil has	Requires a service		No Change
Section 59 63 470	State	Statute	Transfer of pupils when enrollment of such pupils threatens to disturb peace. Whenever the principal, superintendent, or any other responsible school official in charge of a school in this State has reason to believe that the enrollment of certain pupils in a certain school may threaten to result in riot, civil commotion, or may in any way disturb the peace of the citizens of the	Requires a service		No Change
Section 59 63 480	State	Statute	Attendance at schools in adjacent county. If school children in one county reside closer to schools in an adjacent county, they may attend such schools upon the school authorities of the county of their residence arranging with the school officials of the adjacent county for such admission and upon payment of appropriate charges as herein authorized. The	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 63 485	State	Statute	Transfer of students from Fairfield County School District to Chester County School District; provision for payment of funds; State Superintendent of Education to settle disputes. (A) The General Assembly finds that numerous public school students reside in Fairfield County School District but are entitled to attend the schools of	Requires a service	Settle disputes between districts	No Change
Section 59 63 490	State	Statute	Transfer to adjoining school district. When it shall so happen that any person is so situated as to be better accommodated at the school of an adjoining school district, whether special or otherwise, the board of trustees of the school district in which such person resides may, with the consent of the board of trustees of the school district in	Not related to agency deliverable		No Change
Section 59 63 50	State	Statute	Fingerprinting of pupils. Each county shall provide to every school in the county the forms and ink pads necessary to record each pupil's fingerprints in kindergarten and grades one through twelve. The State Law Enforcement Division and all local law enforcement agencies are instructed and authorized to assist local school	Not related to agency deliverable		No Change
Section 59 63 500	State	Statute	Transfer without consent of school district of residence. The trustees of any school district who knowingly permit the enrollment of pupils who have not been transferred with the consent of the trustees of the district wherein such pupils reside shall be guilty of a misdemeanor and, upon conviction, shall pay a fine not exceeding twenty five dollars or be imprisoned	Not related to agency deliverable		No Change
Section 59 63 510	State	Statute	County board of education authorized to order transfer. When a transfer of pupils from one district to another is sought and the trustees of the latter district unreasonably or capriciously withhold their consent, the county board of education of the county in which the districts are located shall have the right, after hearing, to make the transfer, but only on	Not related to agency deliverable		No Change
Section 59 63 520	State	Statute	Consent required for transfer. No child shall be transferred to an adjacent district without the prior written consent of such child's parent or legal guardian, or, where such child has neither a parent nor legal guardian, the prior written consent of the State Board of Education. Provided, however, transfers of children to adjacent	Not related to agency deliverable		No Change
Section 59 63 530	State	Statute	Credit on tuition for taxes paid. Whenever under the provisions of law any school district or municipal corporation is authorized to levy a special tax for the support of public schools therein, any person not a resident of such school district or municipal corporation shall be entitled to a credit upon fees for the tuition of his children	Requires a service		No Change
Section 59 63 540	State	Statute	Determination of pupil enrollment in primary or secondary schools for purpose of distributing state funds on per pupil basis. Notwithstanding any other provision of law, in the distribution of state funds provided on a per pupil basis in the State Annual General Appropriation Act, no pupil shall be counted as enrolled, or as having been enrolled, in any	Requires a service		No Change
Section 59 63 55	State	Statute	Report required of certain injuries. A report of any head or spinal injury or broken limb suffered by a student enrolled in the public schools of this State shall be filed by the coach with the principal of the school. The report shall be made a part of the student's school record.	Requires a service		No Change
Section 59 63 60	State	Statute	School guards required to be safely attired. No person charged with the responsibility of assisting school children to cross streets near schools shall engage in such activity unless he is attired with some type of garment or equipment that can be clearly seen by the driver of an approaching motor vehicle. The school district official of each school	Not related to agency deliverable		No Change
Section 59 63 65	State	Statute	Class size reduction; funding; facilities. School districts which choose to reduce class size to fifteen to one in grades one through three shall be eligible for funding for the reduced pupil teacher ratios from funds provided by the General Assembly for this purpose. Funding for schools in districts designated as impaired or for schools rated as	Distribute funding to another entity		No Change
Section 59 63 70	State	Statute	High school student participation in independent organized sports teams. During the season for any high school league sport except for football, a student, while a member of a school squad or team engaged in an interscholastic sport except for football, may become a member of or participate in an organized team that is independent of the school's control as	Requires a service		No Change
Section 59 63 710	State	Statute	School lunch division in State Department of Education. To continue and expand the lunch program in the public schools of the State, in cooperation with the Food Distribution Administration of the United States Government, or any similar agency, there shall be a school lunch division in the State Department of Education, to be directed by a State supervisor,	Requires a service	Continue and expand school lunch program	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 63 720	State	Statute	County school lunch supervisors. School lunch supervisors shall be employed on a county basis, with one supervisor for each county of the State. In the larger counties of the State, where the number of school children and the area involved warrant, the State Department of Education may divide such counties into two districts and	Requires a service	Employment of school lunch supervisors	No Change
Section 59 63 730	State	Statute	Employment and discharge of county school lunch supervisors. County boards of education may employ or discharge county school lunch supervisors at any time and the person or persons employed by the county boards as such shall be paid for such services from any funds provided therefor.	Not related to agency deliverable		No Change
Section 59 63 740	State	Statute	Duties of county school lunch supervisors. School lunch supervisors shall be responsible for the supervision and promotion of school lunches in their respective counties and shall cooperate with government agencies furnishing food and produce and funds for the purchase of foods and shall see that these funds or foods are properly	Requires a service	Furnish hot lunches in all public schools to the extent possible	No Change
Section 59 63 75	State	Statute	Publication of guidelines regarding concussions; removal from play for concussion; immunity; definitions. (A) The South Carolina Department of Health and Environmental Control, in consultation with the State Department of Education, shall post on its website nationally recognized guidelines and procedures regarding the identification	Requires a service	Posting on website	No Change
Section 59 63 750	State	Statute	Compensation of school lunch supervisors; office space and equipment. Each supervisor shall be paid a salary and three hundred dollars per year for all expenses. The counties shall also furnish necessary office space and equipment for properly administering the program.	Requires a service		No Change
Section 59 63 760	State	Statute	State's school lunch policy. It is declared to be the policy of the State to receive and distribute such funds or food supplies as are available for the school lunch program or otherwise and to supervise and generally direct the program in the local schools.	Not related to agency deliverable		No Change
Section 59 63 765	State	Statute	School breakfast program. If a school has at least a forty percent enrollment receiving free or reduced priced lunches, the school district may implement in that school a nutritional, well balanced school breakfast program if federal funds are available to cover the entire cost of the program and if no additional personnel are required to	Not related to agency deliverable		No Change
Section 59 63 770	State	Statute	Funds provided by State Budget and Control Board in event Federal Government resumes distribution of commodities to schools. Should the Federal Government at any time resume the distribution of commodities to schools, the State Budget and Control Board shall provide from the general funds of the State such an amount as may be necessary for	Requires a service		No Change
Section 59 63 780	State	Statute	Inability to pay for school lunches; availability of federal funds. For purposes of the school lunch program, the school Superintendent and the lunchroom supervisor of the school which a pupil attends shall determine when a pupil is unable to pay for lunch. A pupil's inability to pay shall be determined according to income guidelines established by the appropriate	Requires a service		No Change
Section 59 63 790	State	Statute	School districts to implement breakfast program in each school. Notwithstanding the provisions of Section 59 63 765 of the 1976 Code, by school year 1993 94 each school district shall implement in each school in the district a nutritional, well balanced school breakfast program.	Requires a service		No Change
Section 59 63 80	State	Statute	Development of policies governing individual health care plans for students with special health care needs; definitions; written statements. (A) As used in this section: (1) "medication" is defined as medication prescribed by a health care provider contained in the original packaging with the appropriate pharmacy	Requires a service		No Change
Section 59 63 800	State	Statute	Waiver of school breakfast requirement. The State Board of Education may grant a waiver of the requirements of Section 59 63 790 to a school which lacks facilities or equipment to offer a school breakfast program and in which the acquisition of such equipment or facilities would cause an extreme hardship. Waivers may also be granted if	Requires a service	Waiver of school breakfast requirements	No Change
Section 59 63 90	State	Statute	Notice of available health related services and rights. The State Department of Education shall develop a notice to be sent by each school district to all parents or legal guardians that notifies them of available services and rights pursuant to Section 504 of the Rehabilitation Act of 1973, the IDEA, and medical homebound regulations at the beginning of the school	Requires a service	Develop notice of available IDEA and 504 services	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 63 910	State	Statute	Monthly fire drills required; penalty. All teachers or superintendents in charge of the schools of the State which are supported in whole or in part by taxation shall conduct fire drills at least once each month. Any teacher or superintendent failing to observe the provisions of this section shall be fined not less than ten dollars nor more than	Not related to agency deliverable		No Change
Section 59 63 920	State	Statute	Certificate of compliance; collection of penalty. The principal or supervising teacher of each school shall indicate on his monthly pay voucher whether he has complied with the requirements of Section 59 63 910, and should it appear that he has failed to do so the superintendent of education shall deduct from that teacher's salary the	Not related to agency deliverable		No Change
Section 59 63 930	State	Statute	Printing and posting of relevant statutes. The county superintendent of education of each county of this State shall have copies of Sections 59 63 910 and 59 63 920 printed in suitable form and have at least one placed in a conspicuous place in each of the public school buildings of his county.	Not related to agency deliverable		No Change
Section 59 63 95	State	Statute	Epinephrine auto injectors; obtaining, storing, dispensing, administering, and self administering; immunity from liability. (A) As used in this section, and unless the specific context indicates otherwise: (1) "Administer" means the direct application of an epinephrine auto injector	Not related to agency deliverable		No Change
Section 59 65 10	State	Statute	Responsibility of parent or guardian; transportation for kindergarten pupils. (A) A parent or guardian shall require his child to attend regularly a public or private school or kindergarten of this State which has been approved by the State Board of Education, a member school of the South Carolina Independent Schools' Association, a member school of the South Carolina	Requires a service		No Change
Section 59 65 20	State	Statute	Penalty for failure to enroll or cause child to attend school. Any parent or guardian who neglects to enroll his child or ward or refuses to make such child or ward attend school shall, upon conviction, be fined not more than fifty dollars or be imprisoned not more than thirty days; each day's absence shall constitute a separate offense; provided, the court may in its	Requires a service		No Change
Section 59 65 210	State	Statute	State appropriation for attendance supervisor program. For each county which has indicated a desire for the service of an attendance supervisor or supervisors there shall be appropriated annually for the ensuing fiscal year a sum sufficient to pay the salaries and expenses of an attendance supervisor or supervisors for each county, one such supervisor for each ten	Requires a service		No Change
Section 59 65 220	State	Statute	Election of attendance supervisors. In each county desiring the services of an attendance supervisor, such supervisor shall, if his salary and expenses are to be paid by the State, be elected on or before July first of each year, or as soon thereafter as practicable, by the members of the county board of education whose terms of	Requires a service		No Change
Section 59 65 230	State	Statute	Certification of attendance supervisors by State Board of Education. Attendance supervisors shall be certified by the State Board of Education. Qualifications for the certification of attendance supervisors shall be determined by the State Board of Education in the same manner as the Board now determines qualifications for all other teachers, provided, that such	Requires a service	Qualifications for certifications	No Change
Section 59 65 240	State	Statute	Census of children not enrolled in public schools; list submitted to attendance supervisor. Within thirty days after the opening date of each school year of each public school district in the State in which a public school is being operated, the trustees or other governing board thereof shall make or cause to be made a	Not related to agency deliverable		No Change
Section 59 65 250	State	Statute	Cooperation between attendance supervisors and county and district agencies and the like. The county attendance supervisor whose salary shall be paid from State funds and such other attendance supervisors as may be employed by the county or school districts therein shall cooperate with the social and civic	Not related to agency deliverable		No Change
Section 59 65 260	State	Statute	Duties of attendance supervisor relating to nonattending children. The attendance supervisor shall, upon receiving the list of nonattending children from the county superintendent of education, contact as rapidly as possible the parents or guardians of such nonattending children with the object in mind of interesting nonattending children in school work, and	Not related to agency deliverable		No Change
Section 59 65 270	State	Statute	Procurement of books, clothing and shoes for nonattending children. In the event that any nonattending children reported to the attendance supervisor shall be unable to procure books, that fact shall be reported to the trustees and county superintendent of education, and steps shall be taken immediately to provide the necessary books and working material. In the	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 65 280	State	Statute	Acceptance of cash, clothing, shoes, books and similar articles from organizations and county or community agencies. The attendance supervisor shall accept and receive from the social or civic organizations and agencies of the county or community all cash, clothes, shoes, books, materials and similar articles as may be provided, and shall	Requires a service		No Change
Section 59 65 30	State	Statute	Exceptions. The provisions of this article do not apply to: (a) A child who has graduated from high school or has received the equivalent of a high school education from a school approved by the State Board of Education, member school of South Carolina Independent Schools'	Requires a service		No Change
Section 59 65 40	State	Statute	Home schooling programs. (A) Parents or guardians may teach their children at home if the instruction is approved by the district board of trustees of the district in which the children reside. A district board of trustees shall approve home schooling programs which meet the following standards:	Not related to agency deliverable		No Change
Section 59 65 45	State	Statute	Alternative home schooling requirements. In lieu of the requirements of Section 59 65 40, parents or guardians may teach their children at home if the instruction is conducted under the auspices of the South Carolina Association of Independent Home Schools. Bona fide membership and continuing compliance with the academic standards of South	Requires a service		No Change
Section 59 65 46	State	Statute	Home schooling of foster child. A foster parent may teach a foster child at home as provided in Sections 59 65 40, 59 65 45, or any other provision of law, if, in addition to any other requirements, home schooling of the child has been approved by the Department of Social Services or other agency having custody of the child.	Requires a service		No Change
Section 59 65 47	State	Statute	Associations for home schools; requirements. In lieu of the requirements of Section 59 65 40 or Section 59 65 45, parents or guardians may teach their children at home if the instruction is conducted under the auspices of an association for home schools which has no fewer than fifty members and meets the requirements of this section. Bona fide	Requires a service	Conduct annual reviews of association standards	No Change
Section 59 65 470	State	Statute	Wil Lou Gray Opportunity School to have access to list of dropouts. To enable the Wil Lou Gray Opportunity School to inform dropouts of the school's academic and vocational training programs, the school is authorized to contact the attendance supervisors or principals at the various high schools or school districts of this State at reasonable intervals for the purpose of	Requires a service		No Change
Section 59 65 50	State	Statute	Nonattendance reported to court having jurisdiction of juveniles. If the board of trustees of a school district or its designee is unable to obtain the school attendance of a child in the age group specified in Section 59 65 10, the board or its designee shall report such nonattendance in writing to the juvenile court or such other court in the county as may have jurisdiction of	Not related to agency deliverable		No Change
Section 59 65 60	State	Statute	Procedure upon receipt by court of report of nonattendance. (a) Upon receipt of such report, the court may forthwith order the appearance before such court of the responsible parent or guardian and if it deems necessary, the minor involved, for such action as the court may deem necessary to carry out the provisions of this article.	Not related to agency deliverable		No Change
Section 59 65 70	State	Statute	Court empowered to declare child delinquent. If the court determines that the reported absence occurred without the knowledge, consent or connivance of the responsible parent or guardian or that a bona fide attempt has been made to control and keep the child in school, the court may declare such child to be a delinquent and subject to the	Requires a service		No Change
Section 59 65 80	State	Statute	Enrollment or attendance of expelled or suspended child not authorized. Nothing herein shall be construed as granting authority to require enrollment or attendance of a child who has been or may be expelled or suspended by the board of trustees of the district or any other person acting with authority from the board of trustees.	Not related to agency deliverable		No Change
Section 59 65 90	State	Statute	Rules and regulations. The State Board of Education shall establish regulations defining lawful and unlawful absences beyond those specifically named in this article and additional regulations as are necessary for the orderly enrollment of pupils so as to provide for uniform dates of entrance. These regulations shall require:	Requires a service	Establish regulations	No Change
Section 59 66 20	State	Statute	School safety coordinator grant program; funding; requirements. (A) The General Assembly annually shall provide funds in the general appropriations act to be awarded to school districts which choose to employ safety coordinators in accordance with this section. State funds may be awarded for not more than one safety coordinator for each county. The	Distribute funding to another entity		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 66 30	State	Statute	Public middle schools and high schools to be equipped with metal detector; training; regulations. (A) Using funds appropriated by the General Assembly, each public middle, junior high, and high school in the State must be equipped with one hand held metal detector.	Distribute funding to another entity		No Change
Section 59 66 40	State	Statute	School safety task force. (A)(1) There is created a school safety task force to: (a) examine the various funding streams for school based mental health services and determine how these streams may best be utilized in order to provide more accessible and efficient delivery of mental health programs;	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59 67 10	State	Statute	“School bus” defined. When used in this article, “school bus” shall be construed to mean every motor vehicle owned by a public or governmental agency and operated for the transportation of children to or from school or privately owned and operated for compensation for the transportation of children to or from school.	Requires a service		No Change
Section 59 67 100	State	Statute	Seating space; aisle; seats; number and location of pupils. Sufficient seating space must be provided so far as practicable for each passenger transported inside each school bus, an aisle in the school bus must not be less than twelve inches in width and all seats must be securely fastened to the floor or body of the vehicle. All students must be within the body of the	Requires a service		No Change
Section 59 67 105	State	Statute	Maximum ride time; routing. (A) A student may not ride continuously on a state owned school bus for more than ninety minutes. With the approval of the Department of Education, the ninety minute maximum ride time may be exceeded when the area’s geography requires longer than average highway travel because of a	Requires a service	Establish efficient school bus routes	No Change
Section 59 67 108	State	Statute	Training and certification of drivers. (A)(1) Only a person who has been certified by the State Board of Education may drive a school bus, as defined in Section 59 67 10, when transporting preprimary, primary, or secondary students to or from school. (2) When transporting public school students, a driver operating a bus	Requires a service	Establish appropriate level of driver certification	No Change
Section 59 67 110	State	Statute	Front entrance exit; emergency exit. Every school bus shall be provided with a front entrance exit on the right side of the vehicle and a rear emergency exit or door, conspicuously marked on the inside “emergency door” and equipped with a fastening device capable of being quickly released in emergency but entirely safe from accidental opening	Not related to agency deliverable		No Change
Section 59 67 120	State	Statute	Tampering with governors prohibited. It shall be unlawful for any person, other than authorized mechanics, to tamper with governors on school buses operated in this State. Any person violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be fined the sum of one hundred dollars or be	Not related to agency deliverable		No Change
Section 59 67 130	State	Statute	Inspection of road conditions on bus routes; reporting hazards. Prior to the opening of school each year, each school superintendent shall be responsible for inspecting the road conditions of all designated bus routes including school property and all conditions deemed to be hazardous shall be reported, in writing, to the State employed county transportation supervisor	Not related to agency deliverable		No Change
Section 59 67 140	State	Statute	Inspection of road conditions on bus routes; duties of drivers. During the school year, each school bus driver shall report, in writing, to the proper school official any hazardous road conditions on his routes. The school official shall forward such reports to the county transportation supervisor who shall follow the procedure required of him in Section 59 67 130.	Not related to agency deliverable		No Change
Section 59 67 150	State	Statute	Qualifications of bus driver; drinking or smoking on bus. The driver of each school bus must be an experienced driver of good moral habits, and neither he nor any pupil nor any other person shall use alcoholic liquors or smoke any cigar, cigarette, pipe, tobacco or other substance in such vehicle during the time he is operating the same as a school bus.	Not related to agency deliverable		No Change
Section 59 67 160	State	Statute	Physical examination of school bus driver. A school bus driver shall have a physical examination certified by a physician, a nurse practitioner acting within an approved protocol, or a physician assistant acting within an approved scope of practice guideline before the testing required to operate a school bus and every two years after	Not related to agency deliverable		No Change
Section 59 67 180	State	Statute	General supervision of bus by driver. The driver of every school bus while the bus is being operated as such shall have general supervision of it and shall not permit or allow any person in the bus to occupy such a position as will interfere with the vision of the driver either to the front, either side or rear of the vehicle while it is in motion.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 67 190	State	Statute	Driver prohibited from leaving bus while engine is running. No driver or operator of a school bus shall leave the bus while the engine is running.	Not related to agency deliverable		No Change
Section 59 67 20	State	Statute	Regulations of State Board of Education governing design and operation of school buses. The State Board of Education, by and with the advice of the Department of Public Safety, shall adopt and enforce regulations not inconsistent with Chapter 5 of Title 56 to govern the design and operation of all school buses	Requires a service	Promulgate rules and regulations	No Change
Section 59 67 200	State	Statute	Complete stop to receive or discharge passenger required. Each school bus must come to a complete stop with clutch disengaged before any passenger is permitted to alight or enter.	Not related to agency deliverable		No Change
Section 59 67 210	State	Statute	School bus passing another school bus unlawful. It shall be unlawful for any person operating a school bus to pass another school bus unless the lead bus is in a stopped position and the driver of the lead bus has signalled to the operator of the bus in the rear that it is safe to pass. Any person violating the provisions of this section shall be guilty of a	Not related to agency deliverable		No Change
Section 59 67 220	State	Statute	Filling gasoline tank while engine is running or pupils are on bus prohibited. No gasoline tank on or in any vehicle used as a school bus shall be filled while the engine is running or, except in an emergency, when there are pupils in the bus.	Not related to agency deliverable		No Change
Section 59 67 230	State	Statute	Driver required to stop before crossing railroad track. The operator of any school bus shall, before crossing at grade any tracks of any railroad, bring his vehicle to a full and complete stop within not less than fifteen feet nor more than fifty feet from the rail of the track nearest to the front of such vehicle and shall, after such stop, ascertain if it is safe to proceed	Not related to agency deliverable		No Change
Section 59 67 240	State	Statute	Other duties of driver; discipline of pupils for misconduct. The driver of each school bus shall cooperate with the teachers in their work in the school to which he is transporting pupils by being on time in the mornings and waiting in the afternoons until all his pupils are dismissed by the school faculty and safely aboard his bus. He also shall take particular	Requires a service		No Change
Section 59 67 245	State	Statute	Interference with operation of school bus; penalties. No person shall wilfully and wrongfully interfere with the operation of a school bus, either public or private, by boarding, restricting movement or using threats, either physical or verbal, to the driver or any passenger while the bus is engaged in the transportation of pupils to and from school or any	Not related to agency deliverable		No Change
Section 59 67 250	State	Statute	Posting of copies of relevant statutes. The trustees of the various school districts shall cause to be posted in each school bus operating within their district at least two copies of Section 59 67 240, and the Superintendent of Education of this State shall furnish a sufficient number of copies of said section to the various school districts to	Requires a service	Furnish copies to various school districts	No Change
Section 59 67 260	State	Statute	Check of school bus operation by Department of Public Safety. The Department of Public Safety shall have the operation of school buses spot checked periodically and report all infractions of the laws or misconduct of any kind on the part of the drivers to the chairman of the board of trustees of the school that may be affected thereby.	Not related to agency deliverable		No Change
Section 59 67 270	State	Statute	Inspection of buses. (A)(1) All publicly owned or leased school buses, including buses owned or leased by a public school district, must be inspected annually in compliance with either the State Department of Education's annual school bus inspection program or the federal Department of Transportation annual inspection	Requires a service	Inspect school buses	No Change
Section 59 67 280	State	Statute	Penalties. The doing of anything prohibited by this article or failing to do anything required by this article shall be a misdemeanor, punishable by a fine of not less than five dollars nor more than one hundred dollars or imprisonment in the county jail for not less than five nor more than thirty days.	Requires a service		No Change
Section 59 67 290	State	Statute	Negligence or carelessness of driver not imputable to passengers. The negligence or carelessness of the driver of any motor driven vehicle used for the transportation of children to and from school shall not be imputed to the passengers on such vehicle.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 67 30	State	Statute	Painting and markings of school buses. Every State owned school bus while being used in the transportation of school pupils shall be substantially painted with high visibility yellow paint, conforming and similar to National School Bus chrome yellow, and shall display the following markings:	Requires a service		No Change
Section 59 67 300	State	Statute	Overnight parking. State owned school buses must be parked overnight and during the school day in a location that is central to the area in which the school buses are operated. The Department of Education shall grant a waiver to the requirements of this section if a waiver is requested by the district	Requires a service	Grant waivers	No Change
Section 59 67 40	State	Statute	Applicability of laws and regulations to private school buses. All school buses owned and operated by a private school or operated under contract for a private school must conform to State laws and regulations of the State Board of Education with respect to painting, lettering on the front and rear of the bus, use of stop arm and warning lights for loading and unloading	Not related to agency deliverable		No Change
Section 59 67 410	State	Statute	Control by state Board of Education of school bus transportation. The control and management of all school bus transportation in the State shall be vested in the State Board of Education.	Requires a service	Control and management of school buses	No Change
Section 59 67 415	State	Statute	Parental responsibility for safe and timely arrival of children to and from bus stop. Parents or guardians are responsible for the safety, conduct, and the timely arrival of their children to, from, and at the designated school bus stop before the arrival of the school bus for pick up and transport to school and the timely	Not related to agency deliverable		No Change
Section 59 67 420	State	Statute	Extent of transportation to be provided. (A) The State, acting through the State Board of Education, assumes no obligation to transport any student to or from school who lives within one and one half miles of the school he attends, nor to provide transportation services extending within three tenths of a mile walking distance of the residence of	Requires a service	Provide transportation	No Change
Section 59 67 421	State	Statute	Liability in regard to school transportation within hazardous areas. In relation to expenditures for transportation within hazardous areas as authorized by Section 59 67 420, no school district shall suffer liability for designation of such area as within the authority of Section 59 67 420 or for failure to designate any area as hazardous.	Requires a service		No Change
Section 59 67 425	State	Statute	Transportation of children attending kindergarten or child development programs. Three, four, or five year old children attending public school sponsored kindergarten or child development programs must be permitted to ride state owned buses to the extent funds are made available by the General Assembly	Not related to agency deliverable		No Change
Section 59 67 440	State	Statute	Board may borrow from Division of Sinking Funds and Property to effect purchases of school bus equipment. The State Board of Education is empowered to borrow, and the Division of Sinking Funds and Property is empowered and directed to lend to the State Board of Education, such sums of money as the State Board of Education	Distribute funding to another entity		No Change
Section 59 67 450	State	Statute	Form of indebtedness; interest; payment. The indebtedness incurred pursuant to Section 59 67 440 shall be in such form and shall bear such rate of interest as may be agreed upon between the State Budget and Control Board and the State Board of Education. For the payment of the indebtedness and the interest to accrue thereon, the	Requires a service		No Change
Section 59 67 460	State	Statute	Contracts for transportation services with private individuals or contractors; State aid. Any county board of education may at any time contract for any part or all of its transportation services with private individuals or contractors for the furnishing of such services. In any such instance the county board of	Not related to agency deliverable		No Change
Section 59 67 470	State	Statute	Bus drivers; selection; eligibility, training and certificates. The school bus drivers, whether students or adults, shall be selected and employed by the respective boards of trustees of the school districts, subject to the approval of the respective county boards of education. No person under sixteen years of age shall be eligible for consideration as a bus driver. Before	Requires a service	Examination of prospective bus drivers	No Change
Section 59 67 480	State	Statute	Salaries of drivers of State owned buses. Salaries of school bus drivers of State owned buses shall be fixed annually by the General Assembly.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 67 490	State	Statute	Proposed routes shall be submitted to Board of Education annually; approval. The boards of trustees of each district shall make a thorough study of transportation needs each year, and shall submit proposed route descriptions in accordance with the limitations of Section 59 67 420 and approved by county school authorities to the State Board of Education annually. All routes	Not related to agency deliverable		No Change
Section 59 67 50	State	Statute	Removal of identification marks from former school buses. All school buses in this State, when no longer used for school purposes and sold to any person for private or public use, must have all marks of identification showing that these buses were used by schools and school districts removed before private or public use may be made of them. Any	Not related to agency deliverable		No Change
Section 59 67 500	State	Statute	Routes of buses owned and operated by local school agencies. The Board shall have no jurisdiction over the routing of buses owned and operated by local school agencies either directly or by contract.	Requires a service		No Change
Section 59 67 510	State	Statute	Use of transportation equipment for special events, office of Adjutant General and armed services reserve component functions, and other educational purposes. County boards of education may permit the use of school bus equipment for transportation in connection with athletic events, boy's and girl's clubs,	Requires a service		No Change
Section 59 67 515	State	Statute	Speed limit for public school buses; exceptions. No public school bus may be operated in this State in excess of forty five miles an hour, except when traveling on a highway with a posted maximum speed limit above fifty five miles an hour, or when traveling to and from special events which necessitate travel on interstate or state primary	Not related to agency deliverable		No Change
Section 59 67 520	State	Statute	Transportation of handicapped persons. Notwithstanding the provisions of Sections 59 33 50, 59 67 420 and 59 67 510, the State Department of Education shall have the responsibility for transporting handicapped persons of lawful school age to and from the nearest school in which a handicapped pupil has been duly assigned. Additionally,	Requires a service	Transportation of handicapped persons	No Change
Section 59 67 530	State	Statute	Expenses of operation of State and locally owned buses. The Board shall be responsible for all expenses of operation of State owned buses and for the replacement of obsolete equipment. The State shall assume no obligation whatever for the expenses of operating buses owned by local or county school agencies, except as provided in Section 59 67 460.	Requires a service		No Change
Section 59 67 535	State	Statute	Use of boats for transportation of school children from Sandy Island to transport residents. Boats operated by the State Department of Education for transportation of school children from Sandy Island to mainland schools also may be used to transport, on a space available basis only, any Sandy Island resident. A person	Requires a service	Transportation of students	No Change
Section 59 67 540	State	Statute	Supplies and maintenance of State owned buses; maintenance and supply stations. The Department of Transportation shall be responsible for providing all supplies required for the operation of state owned school buses and for maintaining them in efficient and safe mechanical condition. The department	Distribute funding to another entity		No Change
Section 59 67 545	State	Statute	Parents and other adult school volunteers or employees authorized to ride route school buses on space available basis. Parents and other adult school volunteers or employees may ride route school buses on a space available basis. Parents and other adults also may ride school buses in conjunction with special programs that are sponsored by the	Requires a service		No Change
Section 59 67 550	State	Statute	Instalment purchase of maintenance shops. The State Board of Education is authorized to enter into an instalment payment agreement with any political subdivision offering to convey real property to the Board for use as a school bus maintenance shop, whereby payments for such property may be extended over a period of not more than	Distribute funding to another entity		No Change
Section 59 67 570	State	Statute	Rules and regulations. The State Board of Education may adopt such rules and regulations as may be necessary to carry out the intent and purposes of this article. Such rules and regulations shall have the full force and effect of law. But rules and regulations that affect the functions of the Department of Public Safety under	Requires a service	Adopt rules and regulations	No Change
Section 59 67 580	State	Statute	Replacement cycle; funding. (A) With funds appropriated by the General Assembly for school bus purchases, the State Board of Education shall implement a school bus replacement cycle to replace approximately one fifteenth of the fleet each year with new school buses, resulting in a complete replacement of the fleet every	Distribute funding to another entity		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 67 585	State	Statute	Use of biodiesel fuel. The State Department of Education, when feasible, shall utilize biodiesel fuel as an energy source to power the state school bus fleet.	Not related to agency deliverable		No Change
Section 59 67 60	State	Statute	Repainting of former school buses. Any person who purchases a used school bus must paint it a color other than yellow before operating such bus on the highway. Any person violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be fined not more than one hundred dollars or imprisoned for	Requires a service		No Change
Section 59 67 70	State	Statute	Dual wheels. County boards of education may at their discretion require that all replacement or new buses, placed in service in their respective counties, shall be equipped with dual wheels.	Requires a service		No Change
Section 59 67 710	State	Statute	Contracts of insurance on State owned school buses. (1) The Director of the Division of General Services, with the approval of the State Budget and Control Board, shall provide insurance coverage on all state owned school buses which are operated under the authority of, and which are being used for the purposes of, Article 3 of this chapter. Such insurance	Not related to agency deliverable		No Change
Section 59 67 720	State	Statute	Payment of premiums. The premiums on all insurance contracts procured under the authority of Section 59 67 710 shall be paid out of the annual appropriation for transportation operated by the State Board of Education. Such premiums shall be considered a part of the general expenses of operating school bus	Not related to agency deliverable		No Change
Section 59 67 730	State	Statute	Counties and other political subdivisions prohibited from providing supplemental benefits on State owned buses. No county or other political subdivision shall supplement the benefits provided in this article by the procuring of insurance or by any other means on State owned buses.	Not related to agency deliverable		No Change
Section 59 67 740	State	Statute	Contracts of insurance on county and district owned and contract buses. County and district boards of education owning school buses are directed to provide the same insurance coverage for the lawful occupants of a county or district owned bus as is provided for the lawful occupants of a State owned school bus under Section 59 67 710. County and district boards of education	Not related to agency deliverable		No Change
Section 59 67 760	State	Statute	Waiver of claim against bus driver. The acceptance of any payment or the bringing of any action authorized by this article shall constitute a waiver of any liability that might otherwise exist on the part of the driver of any State owned school bus operated under the authority of Article 3 of this chapter.	Not related to agency deliverable		No Change
Section 59 67 765	State	Statute	Waiver of sovereign immunity up to limits of insurance coverage. For the purpose of this article, the doctrine of sovereign immunity for the State is hereby waived up to the limits of the insurance coverage specified therein.	Not related to agency deliverable		No Change
Section 59 67 770	State	Statute	State's immunity not waived. Nothing in this article shall be construed as a waiver of the State's general immunity from liability and suit beyond the limits of the insurance coverage specified therein.	Not related to agency deliverable		No Change
Section 59 67 780	State	Statute	Rules and regulations. The Director of the Sinking Funds and Property Division of the State Budget and Control Board may promulgate any rules or regulations or set up any procedure which will, in his judgment, clarify the provisions or facilitate the purposes of this article.	Not related to agency deliverable		No Change
Section 59 67 790	State	Statute	Pupil Injury Insurance Fund. There is hereby created a fund to be administered by the Director of the Division of General Services to provide major medical benefits for bodily injuries to school bus passengers when the cost exceeds the benefits provided for in subsection (1)(a) of Section 59 67 710 of the 1976 Code. No claim	Not related to agency deliverable		No Change
Section 59 67 80	State	Statute	Windshield wiper, brakes, lights and rear view mirrors. Every school bus shall be equipped with a power driven windshield wiper, adequate brakes and efficient lights which shall at all times when in use be in good working order and also with a rear view mirror or mirrors of such dimensions as will enable the driver, from the driver's seat, to see reflected in	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 67 90	State	Statute	Gasoline tanks. The gasoline tank of every school bus shall be filled, vented and located entirely outside of that part of the school bus utilized for carrying passengers.	Requires a service		No Change
Section 59 69 10	State	Statute	State Treasurer may invest certain fund received from United States Government. The State Treasurer may invest the fund received by him pursuant to an act entitled "An Act to Authorize the State Treasurer to Receive from the United States Government a Certain Fund and to Hold the Same Subject to the Uses	Not related to agency deliverable		No Change
Section 59 69 110	State	Statute	Authorization for creation of reserve fund to place schools on cash basis. In any county in this State in which the schools have not funds sufficient to pay all claims in cash the county board of education may, at its discretion, direct the county superintendent of education to set aside from the school funds of the county, or any of the school districts, an amount annually not in	Not related to agency deliverable		No Change
Section 59 69 120	State	Statute	Use of reserve fund. Whenever any such reserve fund reaches an amount sufficient to put the county or school district, as the case may be, on a cash basis, the fund may be used for said purpose. And in each year during the time necessary to create such reserve fund, the county superintendent of education shall use the fund	Not related to agency deliverable		No Change
Section 59 69 20	State	Statute	State Treasurer shall hold certain property and moneys for educational purposes. The State Treasurer shall take and hold in trust for the State any grant or devise of lands and any gift or bequest of money or other personal property made to him for educational purposes, all gifts to the State when the purpose	Requires a service		No Change
Section 59 69 210	State	Statute	Prerequisites to payment of claims. Every claim which is chargeable against the fund raised for the support of the free public schools of the State, except such as is otherwise provided for by law, must be signed by at least a majority of the board of trustees of the school district against which the claim is chargeable, and the correctness and	Not related to agency deliverable		No Change
Section 59 69 215	State	Statute	Notwithstanding the provisions of this article, the treasurer of any county shall disburse to any school district within his county any funds which he may have on hand available for use in the operation of the school district; provided, the governing body of the school district requests disbursement to the school district funds as they become available and; provided, further, that the	Not related to agency deliverable		No Change
Section 59 69 220	State	Statute	Approval of warrants by county superintendent of education or his agent. No school warrants issued by any board of school trustees against any public school fund shall be paid by the county treasurer or other officer having the custody of such fund until the warrant has been approved by the county superintendent of education of the county in which such warrant is drawn or	Not related to agency deliverable		No Change
Section 59 69 230	State	Statute	Payments from school funds. All moneys disbursed by any county treasurer on account of school funds or taxes shall be paid on the order of the board of school trustees, countersigned by the county superintendent of education, or as otherwise directed by law.	Not related to agency deliverable		No Change
Section 59 69 240	State	Statute	Treasurer required to report monthly to superintendent of education. Each county treasurer shall report monthly, on the fifteenth day of each month, to the county superintendent of education of his county the amount of collections and disbursements made by him for the month on account of school tax and all other school funds. It shall be a misdemeanor on the part of	Not related to agency deliverable		No Change
Section 59 69 250	State	Statute	Treasurer required to carry forward unexpended balances; report. The county treasurer shall carry forward all sums in his hands collected for any previous year or years for school purposes and unexpended to the next fiscal year and credit the same to the school districts respectively, for which they were apportioned. He shall report such sums to the county	Not related to agency deliverable		No Change
Section 59 69 260	State	Statute	Officials shall not acquire interest in claims or contracts. It is unlawful for any county treasurer, county auditor, member of a county board of education, or school trustee to buy, discount, or share, directly or indirectly, or be in any way interested in any teacher's pay certificate or other order on a school fund, except those as are payable to him for his own	Not related to agency deliverable		No Change
Section 59 69 270	State	Statute	Borrowing to pay school claims. The county treasurer and the county supervisor or other managing officer of the several counties in this State shall, upon the application of the county boards of education of the respective counties, borrow from time to time during any fiscal year such sums of money as may be necessary to pay the	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 69 30	State	Statute	Investment of such fund. The State Treasurer shall from time to time invest in bonds of this State or of the United States or in bonds of any county, school district or municipality within the State all such money in the name of the State as a permanent State school fund and shall pay out the income derived therefrom to the counties of	Not related to agency deliverable		No Change
Section 59 69 40	State	Statute	Funds given to State Superintendent for educational purposes. The State Superintendent of Education shall take and hold in trust for the State any grant or devise of lands and any gift or bequest of money or other personal property made to him for educational purposes and he shall pay into the State Treasury, for safekeeping and investment, all moneys and incomes	Distribute funding to another entity		No Change
Section 59 71 10	State	Statute	Short title. This article may be cited as the "School Bond Act."	Not related to agency deliverable		No Change
Section 59 71 100	State	Statute	Place of payment. The bonds issued pursuant to this article shall be made payable at such places, within or without the State, as the authorities shall provide.	Not related to agency deliverable		No Change
Section 59 71 110	State	Statute	Interest rate. Such bonds shall bear interest at rates to be named by the authorities.	Not related to agency deliverable		No Change
Section 59 71 120	State	Statute	Execution of bonds. Such bonds and the coupons annexed thereto shall be executed in the manner provided for by the authorities.	Not related to agency deliverable		No Change
Section 59 71 130	State	Statute	Sale of bonds. The bonds shall be sold at public sale, after advertisement of such sale in a newspaper having general circulation in the State or in a financial publication published in the city of New York or, in the discretion of the authorities, in both such publications. Such advertisement shall appear not less than ten days	Not related to agency deliverable		No Change
Section 59 71 140	State	Statute	Minimum sales price. All such bonds must be sold at a price of not less than par and accrued interest to the date of delivery.	Not related to agency deliverable		No Change
Section 59 71 150	State	Statute	Credit pledged for payment; tax therefor. For the payment of the principal and interest on such bonds as they respectively mature and for the creation of such sinking fund as may be necessary therefor the full faith, credit and resources of the operating school unit are irrevocably pledged and there shall be levied annually by the auditor	Not related to agency deliverable		No Change
Section 59 71 155	State	Statute	General obligation bonds; transfers from state general fund to make payments on bonded indebtedness of school districts; maximum amount allowed for transfers. (A) This section applies to existing and future general obligation bonds issued by an operating school unit. For purposes of this section, general	Not related to agency deliverable		No Change
Section 59 71 160	State	Statute	Exemption of bonds from taxes. Bonds issued under this article shall be exempt from all State, county, municipal, school district and other taxes or assessments, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.	Not related to agency deliverable		No Change
Section 59 71 170	State	Statute	Bonds as legal investments. It shall be lawful for all executors, administrators, guardians, committees and other fiduciaries and all sinking fund commissions to invest any moneys in their hands in bonds issued under this article.	Not related to agency deliverable		No Change
Section 59 71 180	State	Statute	Deposit and use of proceeds. The proceeds derived from the sale of the bonds must be deposited with the treasurer of the county in which the operating school unit is located, in whole or in part, in a special fund to the credit of the operating school unit and must be applied solely to the purposes for which the bonds were issued, except that	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 71 190	State	Statute	Investment of sinking funds in defense securities. The county treasurers of the various counties of the State may invest the sinking funds of the school districts of their respective counties in United States Defense Bonds and Defense Securities upon the written request of the county superintendent of education and a majority of the trustees of the school	Not related to agency deliverable		No Change
Section 59 71 20	State	Statute	Definitions. As used in this article: (1) The word "authorities" shall mean the board of trustees or the commission vested by law with the duty of operating the public schools in any particular district, unit or county of the State;	Not related to agency deliverable		No Change
Section 59 71 30	State	Statute	Authorities of operating school units authorized to issue general obligation bonds. The authorities of any operating school unit may issue general obligation bonds of such operating school unit for the purpose of defraying the cost of capital improvements to any amount not exceeding the constitutional debt	Not related to agency deliverable		No Change
Section 59 71 310	State	Statute	Resolution of school district concerning bonds in default. The district board of any school district authorized to issue general obligation bonds of the school district is hereby authorized to provide by resolution duly adopted that if the principal or interest of any general obligation bonds issued by the school district are not paid when they become due, the holder of the	Not related to agency deliverable		No Change
Section 59 71 320	State	Statute	Duties of State Treasurer. Upon adoption of the resolution, a copy shall be transmitted to the State Treasurer together with a concise statement showing the principal and estimated interest payments to become due on the bonds to be issued. If the State Treasurer determines	Not related to agency deliverable		No Change
Section 59 71 330	State	Statute	Rules and regulations. The State Treasurer is hereby authorized to prescribe rules and regulations (a) requiring the filing of such information as he deems pertinent with respect to bonds to be sold with the provision authorized by Section 1 of 1973 Act No. 378,	Requires a service		No Change
Section 59 71 340	State	Statute	Levy of additional tax. The State Comptroller is directed in any year to levy and the State Treasurer is directed to collect in any school district which does not levy adequate millage for that year, to provide debt service to become due on bonds sold with the provision authorized by Section 1 of 1973 Act No. 378, an ad	Not related to agency deliverable		No Change
Section 59 71 40	State	Statute	Election. The election hereby required shall be ordered by the authorities, who shall fix the date thereof and prescribe the form of the notice of the holding of the election. Advices of the action thus taken by the authorities shall be transmitted to the commissioners of election for the county, or counties,	Not related to agency deliverable		No Change
Section 59 71 410	State	Statute	Authority to issue State school bonds. For the purpose of enabling the State Board of Education to raise funds for capital improvements and other purposes in addition to those funds provided by Article 3 of Chapter 21 of this Title, for the purpose of enabling the Board to raise funds necessary to acquire the school bus equipment authorized to be	Distribute funding to another entity		No Change
Section 59 71 420	State	Statute	Limits on aggregates of indebtedness; maturity date. The aggregate outstanding principal indebtedness on account of bonds issued for capital improvements and other purposes, after deducting that part of any sinking fund applicable to the retirement of bonds issued for such purposes, shall never exceed one hundred thirty seven million, five hundred thousand	Not related to agency deliverable		No Change
Section 59 71 430	State	Statute	Request for issuance of bonds. Before any State school bonds are issued, the State Board of Education shall transmit to the Governor and to the State Treasurer a request for the issuance thereof and shall embody in such request: (a) A schedule showing the aggregate of bonds issued pursuant to previous	Distribute funding to another entity		No Change
Section 59 71 440	State	Statute	Conditions warranting issuance of bonds. If the following shall appear to the satisfaction of the Governor and the State Treasurer from the foregoing request: (a) That the amount of revenues derived from the retail sales tax received during the next preceding fiscal year will, if received annually thereafter, be	Not related to agency deliverable		No Change
Section 59 71 450	State	Statute	Form of bonds; time, place and medium of payment. The State school bonds shall be issued in such form and with such provisions as to time, place or places and medium of payment as may be determined by the Governor and the State Treasurer, subject to the provisions of this article.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 71 460	State	Statute	Denomination of bonds. State school bonds shall each be in the denomination of one thousand dollars or some multiple thereof.	Not related to agency deliverable		No Change
Section 59 71 470	State	Statute	Form of bonds; registration. State school bonds issued pursuant to this article may be in the form of negotiable coupon bonds, payable to bearer, with the privilege to the holder of having them registered in his name on the books of the State Treasurer as to principal only, or as to both principal and interest, and such principal, or both	Not related to agency deliverable		No Change
Section 59 71 480	State	Statute	Interest; maturities; redemption. State school bonds shall bear interest, payable semiannually, at a rate or rates not exceeding the maximum interest rate specified in the Board's request for the issuance thereof. Each issue of State school bonds shall mature in annual series or installments, the first of which annual series or installments shall	Not related to agency deliverable		No Change
Section 59 71 490	State	Statute	Exemption of bonds from taxes. All State school bonds issued under this article, and the income therefrom, shall be exempt from all State, county, municipal, school district and other taxes or assessments, direct or indirect, general or special, whether imposed for the purpose of general revenue or otherwise.	Not related to agency deliverable		No Change
Section 59 71 50	State	Statute	Notice of election. Notice of the holding of such an election shall be given by publication thereof, in some newspaper published in the county wherein the operating school unit is located, at least once not less than fifteen days prior to the occasion set for the holding of such election. If the operating school unit lies	Not related to agency deliverable		No Change
Section 59 71 510	State	Statute	Pledge of credit and revenues for payment of bonds. For the payment of the principal and interest on all State school bonds at any time issued and outstanding pursuant to this article as now constituted or hereafter amended, there shall be pledged the full faith, credit and taxing power of the State and, in addition thereto, but subject to the provisions of	Not related to agency deliverable		No Change
Section 59 71 520	State	Statute	Revision of retail sales tax not precluded by pledge. The pledge of such revenue derived from such retail sales tax shall not preclude the revision of such retail sales tax as to rate or as to the item taxed, either or both, if the State Auditor shall certify that his estimate of the revenue to be derived annually from the tax as thus revised will not be less than one	Not related to agency deliverable		No Change
Section 59 71 530	State	Statute	Sale of bonds. State school bonds whose proceeds are to be applied exclusively to the purchase of school bus equipment may be privately placed, if the terms and conditions of such disposition shall be approved by resolution duly adopted by the State Budget and Control Board.	Requires a service		No Change
Section 59 71 540	State	Statute	Bonds as lawful investments. It shall be lawful for all executors, administrators, guardians and other fiduciaries and all sinking fund commissions to invest any moneys in their hands in State school bonds.	Not related to agency deliverable		No Change
Section 59 71 550	State	Statute	Disposition of proceeds of sale. The proceeds of the sale of State school bonds shall be received by the State Treasurer and placed by him to the credit of the State Board of Education, except that the premium, if any, shall be placed in the sinking fund established by Section 59 71 570 and the accrued interest, if any, shall be used to	Distribute funding to another entity		No Change
Section 59 71 560	State	Statute	Use of proceeds; segregation for different uses. The proceeds derived from the sale of State school bonds shall be applied by the Board only to the purposes for which the bonds are issued, and, if it shall be provided that a part of the proceeds of an issue of bonds shall be allocated to school districts for capital improvements and other purposes and another	Not related to agency deliverable		No Change
Section 59 71 570	State	Statute	Sinking fund payments. If the annual principal payment on account of outstanding bonds be less than five per cent of the aggregate of all bonds outstanding, there shall be placed in the sinking fund hereby established for the retirement of State school bonds such sum as is the difference between five per cent of the outstanding State	Not related to agency deliverable		No Change
Section 59 71 580	State	Statute	Retail sales tax provisions as part of contract with bondholders. The provisions of Chapter 35 of Title 12 levying the retail sales tax and of this article pledging the proceeds thereof to the payment of the principal and interest of State school bonds and to the sinking fund to be established for the retirement of the outstanding principal of the bonds shall be deemed to	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59 71 60	State	Statute	Declaration of result of election; declaration conclusive unless contested within thirty days. Upon the receipt of the returns of the election the authorities shall by resolution declare the results thereof and may provide for the filing of a certified copy of such resolution declaring the results of the election in the	Not related to agency deliverable		No Change
Section 59 71 70	State	Statute	Maturity of bonds. Such bonds shall mature in such annual series or installments as the authorities shall provide, except that: (1) The first maturing bonds shall mature within three years from the date as of which they may be issued;	Not related to agency deliverable		No Change
Section 59 71 80	State	Statute	Provision for redemption. Any bond may be issued with a provision for its redemption prior to its stated maturity at par and accrued interest, plus such redemption premium as may be prescribed by the authorities, but no bond shall be redeemable before maturity unless it contains a statement to that effect. In the proceedings	Not related to agency deliverable		No Change
Section 59 71 90	State	Statute	Negotiability and registration. The bonds issued pursuant to this article shall be in the form of negotiable coupon bonds, payable to bearer, with the privilege to the holder of having them registered as to principal on the books of the treasurer of the county wherein the operating school unit is located, in whole or in part, and the	Not related to agency deliverable		No Change
Section 59-10-10	State	Statute	Standards established; status reports to parents; decrease in student to physical education teacher ratio. (A) The goal of this article is to provide every elementary student with the equivalent of thirty minutes of physical activity daily. Beginning in the 2006 07 school year, students in kindergarten through fifth grade must be provided a minimum of one hundred fifty minutes	Report our agency must/may provide		No Change
Section 59-10-20	State	Statute	Student to certified physical education teacher ratios. (A) Beginning with the 2006 07 school year, the student to certified physical education teacher ratio in the elementary schools of the State must be 700 to 1. (B) Beginning with the 2007 08 school year, the student to certified physical education teacher ratio in the elementary schools of the State must be 600 to 1.	Not related to agency deliverable		No Change
Section 59-10-210	State	Statute	Funding for licensed nurses for elementary schools. Beginning with the 2007 08 school year, the General Assembly, annually in the General Appropriations Act, shall appropriate funds to the Department of Education to provide licensed nurses for elementary public schools. The State Department of Education shall make these funds available through a grant program and shall	Distribute funding to another entity		No Change
Section 59-10-220	State	Statute	Adoption of universal precautions for bloodborne disease exposure; notice By January 1, 2012, each school district shall adopt the Centers for Disease Control and Prevention (CDC) recommendations on universal precautions for bloodborne disease exposure and shall communicate written notice of these procedures to each school within the district. The notice must provide	Requires a service		No Change
Section 59-10-30	State	Statute	Designation of Physical Education Activity directors. (A) Each elementary school shall designate a physical education teacher to serve as its Physical Education Activity Director. The Physical Education Activity Director shall plan and coordinate opportunities for additional physical activity for students that exceed the designated weekly student physical education instruction	Not related to agency deliverable		No Change
Section 59-10-310	State	Statute	Establishment of elementary school food service meals and competitive foods requirements. In an effort to promote optimal healthy eating patterns, the State Board of Education by policy shall establish requirements for elementary school food service meals and competitive foods based upon the recommendations outlined in the State Department of Education Task Force	Requires a service	Establish recommendations for school lunches	No Change
Section 59-10-320	State	Statute	Coordinated school health models; implementation; evaluation of effectiveness. (A) The State Department of Education shall make available to each school district a coordinated school health model designed to address health issues of children. The program must provide for coordinating the following eight components: safe and healthy environment, physical	Requires a service	Establishment of school health model programs	No Change
Section 59-10-330	State	Statute	Coordinated School Health Advisory Council (CSHAC); development of health wellness plan; health and nutrition policies. (A) Each school district shall establish and maintain a Coordinated School Health Advisory Council (CSHAC) to assess, plan, implement, and monitor district and school health policies and programs, including the development of a district wellness policy	Requires a service		No Change
Section 59-10-340	State	Statute	Snacks in vending machines. Each district's Coordinated School Health Advisory Council established pursuant to Section 59 10 330 shall determine which snacks may be sold in vending machines in elementary schools.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-10-350	State	Statute	Length of lunch period; factors. Each elementary school shall provide students a minimum of twenty minutes to eat lunch once they have received their food. In determining the total length of the lunch period, time to and from the cafeteria, time to go through the line, and time to bus trays at the end of lunch must be considered.	Not related to agency deliverable		No Change
Section 59-10-360	State	Statute	K 5 health curriculum; nutrition component. Health curriculum for students in kindergarten through fifth grade must include a weekly nutrition component.	Not related to agency deliverable		No Change
Section 59-10-370	State	Statute	Funding for implementation of chapter. Each phase of implementation of this chapter is contingent upon the appropriation of adequate funding as documented by the fiscal impact statement provided by the Office of State Budget of the State Budget and Control Board. There is no mandatory financial obligation to school districts if state funding is not appropriated for	Not related to agency deliverable		No Change
Section 59-10-380	State	Statute	Food or beverage items sold as fundraiser. Nothing in this article may be construed to prohibit or limit the sale or distribution of any food or beverage item through fundraisers by students, teachers, or groups when the items are intended for sale off the school campus.	Not related to agency deliverable		No Change
Section 59-10-40	State	Statute	Professional development. Appropriate professional development must be provided to teachers and volunteers on the importance of physical activity for young children and the relationship of activity and good nutrition to academic performance and healthy lifestyles.	Not related to agency deliverable		No Change
Section 59-10-50	State	Statute	Administration of South Carolina Physical Education Assessments; scoring effectiveness. (A) Each public school in this State shall administer the South Carolina Physical Education Assessment. Assessment of students in second grade, fifth grade, eighth grade, and high school must be used to assess the effectiveness of the school's physical education program and its adherence to	Report our agency must/may provide		No Change
Section 59-10-60	State	Statute	Age appropriate equipment. Each district shall make every effort to ensure that the schools in its district have age appropriate equipment and facilities to implement the physical education curriculum standards.	Not related to agency deliverable		No Change
Section 59-1-10	State	Statute	Short title. Chapters 1 to 45 and 53 to 73 of this title shall be known and may be cited as "The South Carolina School Code."	Not related to agency deliverable		No Change
Section 59-1-110	State	Statute	"Private school" defined. "Private school" means a school established by an agency other than the State or its subdivisions which is primarily supported by other than public funds, and the operation of whose program rests with other than publicly elected or appointed officials.	Not related to agency deliverable		No Change
Section 59-1-120	State	Statute	"Public school" defined. "Public school" means a school operated by publicly elected or appointed school officials in which the program and activities are under the control of these officials and which is supported by public funds.	Not related to agency deliverable		No Change
Section 59-1-130	State	Statute	"Teacher" defined. "Teacher" means any person who is employed either full time or part time by any school district either to teach or to supervise teaching.	Not related to agency deliverable		No Change
Section 59-1-140	State	Statute	"Teacher aide" defined. "Teacher aide" means a noncertificated person employed by a school district whose assignment consists of and is limited to assisting a certificated teacher.	Not related to agency deliverable		No Change
Section 59-1-150	State	Statute	"Kindergarten," "elementary school," "middle school," "secondary school," "junior high school," and "high school" defined. For the purposes of this chapter: (1) "Kindergarten" means any school which provides either education, instruction, or supervision below the first grade to children who will attain the	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-1-160	State	Statute	"School district" defined. "School district" means any area or territory comprising a legal entity, whose sole purpose is that of providing free school education, whose boundary lines are a matter of public record, and the area of which constitutes a complete tax unit.	Not related to agency deliverable		No Change
Section 59-1-170	State	Statute	"State Board" defined. "State Board" means State Board of Education.	Not related to agency deliverable		No Change
Section 59-1-180	State	Statute	"State Educational Finance Commission" defined. "State Educational Finance Commission" means the State Board of Education.	Not related to agency deliverable		No Change
Section 59-1-190	State	Statute	"State Department" defined. "State Department" means State Department of Education.	Not related to agency deliverable		No Change
Section 59-1-20	State	Statute	Purpose of South Carolina School Code. The purpose of the South Carolina School Code is to provide for a State system of public education and for the establishment, organization, operation, and support of such State system.	Not related to agency deliverable		No Change
Section 59-1-200	State	Statute	"Scholastic year" defined. The scholastic year shall begin on the first day of July of each year and end on the thirtieth day of June following.	Not related to agency deliverable		No Change
Section 59-1-30	State	Statute	Construction. If any section or part of the South Carolina School Code is found to be ambiguous or otherwise subject to more than one interpretation, such section or part shall be liberally construed to the extent that the general purpose of the entire Code and of public education may be advanced.	Not related to agency deliverable		No Change
Section 59-1-310	State	Statute	Superintendents of education may administer oaths and probate certain papers. The State Superintendent of Education and the county superintendent of education of the various counties of the State may administer an oath or affirmation to any person and probate any and all papers which may pertain to or be connected with the duties of their respective offices.	Not related to agency deliverable		No Change
Section 59-1-320	State	Statute	The State Board of Education shall make such rules and regulations, not inconsistent with the National Flag Code, for the display of the flag of the United States of America and for the display of the flag of the State at public schools. The person at the head of any public school in the State shall display the flag of the United States and the flag of the State at such times and at such	Requires a service	Make rules and/or regulations	No Change
Section 59-1-360	State	Statute	Audiovisual properties may be loaned. The State Department of Education is authorized to lend film, filmstrips, recordings or other audiovisual properties to nonpublic institutions of higher learning and to other educational institutions and schools that are eleemosynary in nature.	Requires a service	Loaning equipment	No Change
Section 59-1-40	State	Statute	Scope of State system of public education. The State system of public education shall consist of such school systems, schools, institutions, agencies, services, and types of instruction as may be provided and authorized by law, or by rules and regulations of the State Board of Education within limits prescribed by law.	Not related to agency deliverable		No Change
Section 59-1-425	State	Statute	Beginning and length of school term; make-up days; waiver; instructional days.	Report our agency must/may provide	Waive requirements	No Change
Section 59-1-449	State	Statute	State Department of Education to report state and local funding requirements to local entities. The State Department of Education shall report no later than May first in each year to all local government entities having the authority to levy school taxes the amount required in the applicable school districts to provide the state required minimum effort and an analysis of all local effort	Report our agency must/may provide		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-1-450	State	Statute	Parent education programs. The State Board of Education, through the Department of Education and in consultation with the Education Oversight Committee, shall promulgate regulations for establishing parenting/family literacy programs to support parents in their role as the principal teachers of their preschool children. The programs must provide parent education to	Report our agency must/may provide;	Board, Commission, or Committee on which someone from our agency may/must serve	No Change
Section 59-1-454	State	Statute	Parental involvement program; parent/teacher conferences. (A) The State Department of Education shall develop a parental involvement program for use in elementary and secondary schools with grades four through eight. The purpose of the program is to improve parental participation in their child's school progress, ensure a smooth transition between the various levels of	Distribute funding to another entity		No Change
Section 59-1-470	State	Statute	Distribution of funds for deferred compensation. Funds appropriated by the General Assembly for a deferred compensation employer matching contribution must be distributed by the State Department of Education to school districts for the purpose of providing an employer matching contribution for eligible school district employees making	Distribute funding to another entity		No Change
Section 59-1-475	State	Statute	Continuing education on domestic violence; adoption as part of curriculum by school districts. (A) The Department of Education and the South Carolina Coalition Against Domestic Violence and Sexual Assault, with the review and approval of Department of Social Services, shall develop guidelines and materials for continuing education concerning domestic and family violence	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-1-490	State	Statute	Data use and governance policy. (A) The provisions of this section must be known and may be cited as the "South Carolina Department of Education Data Use and Governance Policy". (B) The policy of the State Department of Education with respect to use and governance of student data is to ensure that all data collected, managed,	Report our agency must/may provide		No Change
Section 59-1-50	State	Statute	Educational achievement goals for high school graduates and students, which codified the Profile of the South Carolina Graduate	Not related to agency deliverable		No Change
Section 59-1-510	State	Statute	Guidelines and regulations for recruitment and hiring staff in professional areas. Effective with the 1984 85 school year, the Department of Education shall establish guidelines and regulations to ensure that school districts recruit and hire staff in professional areas including, but not limited to, the employment of teachers, the employment of administrators, teachers' aides,	Requires a service	Establish guidelines and regulations	No Change
Section 59-1-520	State	Statute	Intervention by State Department of Education for non compliance. Failure by any school district to develop affirmative action plans or otherwise adhere to the provisions of the South Carolina Education Improvement Act of 1984 is cause for intervention by the State Department of Education to take the corrective steps as may be necessary.	Requires a service	Corrective measures	No Change
Section 59-1-525	State	Statute	Grant program to enhance teaching of grade specific standards and increase K 5 performance in core academic areas; criteria. The State Department of Education shall implement a schoolwide grant program to enhance the teaching of the grade specific standards adopted by the State Board of Education and to increase the academic performance of students in grades K	Distribute funding to another entity; Other service or product our agency must/may provide	Development of grant program	No Change
Section 59-16-15	State	Statute	Virtual education program; eligibility to enroll; grades; exams; computer equipment and internet access. (A) The State Board of Education is authorized to establish a virtual education program to provide South Carolina students access to distance, online, or virtual learning courses offered for an initial unit of credit. Additionally, the virtual education program shall offer	Requires a service	Establishment of virtual education program	No Change
Section 59-16-20	State	Statute	Housing and management of program; standards for courses; instructor certification and training. (A) The South Carolina Virtual School Program shall be housed in and managed by the State Department of Education. The department may contract for distance learning courses, develop courses, or approve courses submitted by entities.	Requires a service	Ability to contract	No Change
Section 59-16-30	State	Statute	Definitions As used in this chapter: (1) "Distance learning" means the acquisition of knowledge and skills through mediated information and instruction, encompassing all technologies and other forms of learning at a distance. Distance learning includes online	Not related to agency deliverable		No Change
Section 59-16-40	State	Statute	Guidelines and regulations. The State Board of Education shall develop guidelines and promulgate regulations to include, but may not be limited to, the following: (1) procedures and criteria to be used for the selection of online courses to be offered for a unit of credit;	Requires a service	Develop guidelines and promulgate regulations	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-16-50	State	Statute	Adult education program pilot; recommendations to General Assembly. Through the use of an online pilot program, the State Department of Education shall examine the feasibility of providing services of the South Carolina Virtual School Program to students enrolled in adult education programs and shall make recommendations to the General Assembly no later	Requires a service	Examine flexibility of services	No Change
Section 59-16-60	State	Statute	Annual report; contents. Annually, the State Board of Education shall provide the General Assembly a report that shall include, but not be limited to, the following information: (1) list of courses offered through the virtual school; (2) number of local school districts and number of the district students participating in the virtual school;	Report our agency must/may provide		No Change
Section 59-16-70	State	Statute	Review of student records by Education Oversight Committee. At the end of each semester, the State Department of Education shall provide student records, including course grades and performance on state assessments, to the Education Oversight Committee. The Education Oversight Committee shall monitor the impact of credits earned in the virtual school, on the school and	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-16-80	State	Statute	Implementation contingency. The implementation of the provisions contained in this chapter are contingent upon the appropriation of funds by the General Assembly.	Not related to agency deliverable		No Change
Section 59-18-100	State	Statute	Performance based accountability system for public education established; "accountability" defined. The General Assembly finds that South Carolinians have a commitment to public education and a conviction that high expectations for all students are vital components for improving academic achievement. It is the purpose of the General Assembly in this chapter to	Requires a service		No Change
Section 59-18-110	State	Statute	Objectives. The system is to: (1) use academic achievement standards to push schools and students toward higher performance by aligning the state assessment to those standards and linking policies and criteria for performance standards, accreditation, reporting, school rewards, and targeted assistance;	Report our agency must/may provide		No Change
Section 59-18-1100	State	Statute	Palmetto Gold and Silver Awards Program established; criteria. The State Board of Education, working with the division and the Department of Education, must establish the Palmetto Gold and Silver Awards Program to recognize and reward schools for academic achievement and for closing the achievement gap. Awards will be established for schools attaining high levels	Distribute funding to another entity		No Change
Section 59-18-1110	State	Statute	Grant of flexibility of receiving exemption from regulations; criteria; continuation of and removal from flexibility status. (A) Notwithstanding any other provision of law, a school is given the flexibility of receiving exemptions from those regulations and statutory provisions governing the defined program provided that, during a three year period, the following criteria are	Requires a service	Granting exemptions	No Change
Section 59-18-1120	State	Statute	Grant of flexibility of exemption from regulations and statutes to school designated as school/district at risk; extension to other schools. (A) Notwithstanding any other provision of law, a school designated as school/district at risk while in such status is given the flexibility of receiving exemptions from those regulations and statutory provisions governing the	Requires a service	Granting exemptions	No Change
Section 59-18-1130	State	Statute	Use of funds appropriated for professional development. (A) Notwithstanding another provision of law to the contrary, funds appropriated for professional development must be used for certificated instructional and instructional leadership personnel in grades kindergarten through twelve in the academic areas for which State Board of Education standard documents	Distribute funding to another entity		No Change
Section 59-18-120	State	Statute	Definitions. As used in this chapter: (1) "Oversight Committee" means the Education Oversight Committee established in Section 59 6 10. (2) "Standards based assessment" means an assessment where an individual's performance is compared to specific performance standards and not to the performance of other students.	Not related to agency deliverable		No Change
Section 59-18-1300	State	Statute	District accountability system; development and review. The State Board of Education, based on recommendations of the division, must develop regulations requiring that each district board of trustees must establish and annually review a performance based accountability system, or modify its existing accountability system, to reinforce the state accountability system.	Requires a service	Offer technical support; conduct review	No Change
Section 59-18-1310	State	Statute	Consolidation of strategic plans and improvement reports; submission dates. The strategic plans and improvement reports required of the public schools and districts in Sections 59 18 1300, 59 18 1500, and 59 20 60 are consolidated and reported as follows: district and school five year plans and annual updates and district programmatic reports, and school reports	Requires a service	Consolidation of strategic plans and improvement reports	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-18-1500	State	Statute	Schools rated below average or school/district at risk; renewal plan and compensation packages; notice to parents and publication in newspaper; department support; regional workshops. (A) When a school receives a rating of below average or school/district at risk, the following actions must be undertaken by the school, the district, and the board of trustees:	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-18-1510	State	Statute	Implementation of external review team process; activities and recommendations. (A) When a school receives a rating of school/district at risk or upon the request of a school rated below average, an external review team process must be implemented by the Department of Education to examine school and district educational programs, actions, and activities. The	Report our agency must/may provide		No Change
Section 59-18-1520	State	Statute	Declaration of emergency; hearing; courses of action. If the recommendations approved by the state board, the district's plan, or the school's revised plan are not satisfactorily implemented by the school rated school/district at risk and its school district according to the time line developed by the State Board of Education or if student academic	Requires a service	Declaring state of emergency	No Change
Section 59-18-1530	State	Statute	Teacher and principal specialists; recruitment, eligibility, duties, and incentives. (A) Teacher specialists on site may be assigned to an elementary, middle, or high school designated as below average or school/district at risk. Teacher specialists may be placed across grade levels and across subject areas when placement meets program criteria based on external review team	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-18-1540	State	Statute	Mentoring program for principals. Each principal continued in employment in schools designated as below average or school/district at risk must participate in a formal mentoring program with a principal. The Department of Education, working with the Education Oversight Committee, shall design the mentoring program. A principal mentor may be employed as a component	Requires a service	Design mentoring program with EOC	No Change
Section 59-18-1550	State	Statute	Grant programs for schools designated as below average and for schools designated as unsatisfactory; funding. (A) The State Board of Education, working with the Accountability Division and the Department of Education, must establish grant programs for schools designated as below average and for schools designated as unsatisfactory. A school designated as below	Distribute funding to another entity		No Change
Section 59-18-1560	State	Statute	School district rated below average; appointment of external review committee; duties; recommendations; composition. (A) When a district receives a rating of below average, the state superintendent, with the approval of the State Board of Education, shall appoint an external review committee to study educational programs in that district and identify factors affecting the	Report our agency must/may provide		No Change
Section 59-18-1570	State	Statute	Designation of state of emergency in school district designated as school/district at risk; remedial actions. (A) If recommendations approved by the State Board of Education are not satisfactorily implemented by the school district according to the time line developed by the State Board of Education, or if student performance has not made the expected progress and the school	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-18-1575	State	Statute	Technical assistance to underperforming schools and districts. The Department of Education shall implement the provisions of this section through the Office of Transformation. The office shall provide technical assistance to underperforming schools and districts as directed by the Superintendent of Education. Underperforming schools and districts are	Requires a service	Provide technical assistance	No Change
Section 59-18-1580	State	Statute	Continuing review of instructional and organizational practices and delivery of technical assistance by Department of Education. To assist schools and school districts as they work to improve classroom practice and student performance, the Department of Education must increase the delivery of quality technical assistance services and the assessment of instructional	Requires a service	Provide technical assistance	No Change
Section 59-18-1590	State	Statute	Reallocation of technical assistance funding. Notwithstanding any other provision of law, and in order to provide assistance at the beginning of the school year, schools may qualify for technical assistance based on the criteria established by the Education Oversight Committee for school ratings and on the most recently available end of year assessment scores. In order to best	Distribute funding to another entity; Other service or product our agency must/may provide	Establish criteria for reviewing and assisting schools rated at risk or below average	No Change
Section 59-18-1600	State	Statute	Parent orientation classes. (A) A school that has received a school/district at risk absolute academic performance rating on its most recent report card shall offer an orientation class for parents. The orientation class must focus on the following topics: (1) the value of education;	Not related to agency deliverable		No Change
Section 59-18-1610	State	Statute	Assistance to districts; monitoring of performance. (A) The State Department of Education shall develop a system for providing services and technical assistance to districts that shall include academic assistance and assistance with finances. The State Superintendent of Education shall report the design of the system to the General Assembly no later than December 31, 2016.	Report our agency must/may provide	Monitor; Provide technical assistance	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-18-1700	State	Statute	Public information campaign; development and approval; funding. (A) An on going public information campaign must be established to apprise the public of the status of the public schools and the importance of high standards for academic performance for the public school students of South Carolina. A special committee must be appointed by the chairman of the Education	Not related to agency deliverable		No Change
Section 59-18-1910	State	Statute	Homework centers. Schools receiving below average or school/district at risk designations may use technical assistance funds allocated pursuant to Section 59 18 1590 to provide homework centers that go beyond the regular school hours where students can come and receive assistance in understanding and completing their school work. Technical assistance funds provided for these	Distribute funding to another entity		No Change
Section 59-18-1920	State	Statute	Modified school year or school day schedule; grant program established; application; implementation plan. (A) The State Board of Education, through the Department of Education, shall establish a grant program to encourage school districts to pilot test or implement a modified school year or school day schedule. The purpose of the grant is to assist with the additional costs	Distribute funding to another entity		No Change
Section 59-18-1930	State	Statute	Review of state and local professional development; recommendations for improvement. The Education Oversight Committee shall provide for a comprehensive review of state and local professional development to include principal leadership development and teacher staff development. The review must provide an analysis of training to include what professional development	Not related to agency deliverable		No Change
Section 59-18-1940			Working with the Education Oversight Committee, the State Department of Education shall design and pilot district accountability models that focus on competency-based education for a district or school or on regional or county economic initiatives to improve the postsecondary success of students. A district may apply to the department and the committee to participate in the	Requires a service		No Change
Section 59-18-300	State	Statute	Adoption of educational standards in core academic areas. The State Board of Education is directed to adopt grade specific performance oriented educational standards in the core academic areas of mathematics, English/language arts, social studies (history, government, economics, and geography), and science for kindergarten through twelfth grade and for	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-18-310	State	Statute	Development or adoption of statewide assessment program to promote student learning and measure student performance. (A) Notwithstanding any other provision of law, the State Board of Education, through the Department of Education, is required to develop or adopt a statewide assessment program to promote student learning and to measure student performance on state	Report our agency must/may provide		No Change
Section 59-18-320	State	Statute	Review of field test; general administration of test; accommodations for students with disabilities; adoption of new standards. (A) After the first statewide field test of the assessment program in each of the four academic areas, and after the field tests of the end of course assessments of high school credit courses, the Education Oversight Committee, established in Section 59	Report our agency must/may provide		No Change
Section 59-18-325	State	Statute	College and career readiness assessment; summative assessment. (A) All students entering the eleventh grade for the first time in school year 2014 2015 and subsequent years must be administered a college and career readiness assessment as required by the federal Individuals with Disabilities Education Improvement Act and by Title 1 of the Elementary and Secondary	Requires a service		No Change
Section 59-18-330	State	Statute	Coordination and annual administration of National Assessment of Education Progress (NAEP). The State Department of Education is directed to coordinate the annual administration of the National Assessment of Education Progress (NAEP) to obtain an indication of student and school performance relative to national performance levels. A school randomly selected by NAEP	Requires a service	Administration of NAEP Assessment	No Change
Section 59-18-340	State	Statute	PSAT or PLAN tests of tenth grade students; availability; use of results. High schools shall offer state funded PSAT or PLAN tests to each tenth grade student in order to assess and identify curricular areas that need to be strengthened and reinforced. Schools and districts shall use these assessments as diagnostic tools to provide academic assistance to students	Not related to agency deliverable		No Change
Section 59-18-350	State	Statute	Cyclical review of state standards and assessments; analysis of assessment results. (A) The State Board of Education, in consultation with the Education Oversight Committee, shall provide for a cyclical review by academic area of the state standards and assessments to ensure that the standards and assessments are maintaining high expectations for learning and teaching. At a	Report our agency must/may provide		No Change
Section 59-18-355	State	Statute	Content standards revisions, approval by Education Oversight Committee and General Assembly required. (A)(1) A revision to a state content standard recommended pursuant to Section 59 18 350(A), as well as a new standard or a change in a current standard that the State Board of Education otherwise considers for approval as an accountability measure, may not be adopted and	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-18-360	State	Statute	Dissemination of assessment results. Beginning with the 2010 assessment administration, the Department of Education is directed to provide assessment results annually on individual students and schools by August first, in a manner and format that is easily understood by parents and the public. In addition, the school assessment results must be presented in a format easily	Report our agency must/may provide		No Change
Section 59-18-700	State	Statute	Alignment of criteria for instructional materials with educational standards. The criteria governing the adoption of instructional materials must be revised by the State Board of Education to require that the content of such materials reflect the substance and level of performance outlined in the grade specific educational standards adopted by the state board.	Requires a service		No Change
Section 59-18-710	State	Statute	Recommendations regarding state's accreditation system. The State Department of Education shall provide recommendations regarding the state's accreditation system to the State Board of Education. The recommendations must be derived from input received from broad based stakeholder groups. In developing the criteria for the accreditation system, the State Board of	Requires a service		No Change
Section 59-18-900	State	Statute	Development of comprehensive annual report cards; academic performance ratings; promulgation of regulations. (A) The Education Oversight Committee, working with the State Board of Education, is directed to establish a comprehensive annual report card, its format, and an executive summary of the report card to report on the performance for the individual	Report our agency must/may provide		No Change
Section 59-18-910	State	Statute	Cyclical review of accountability system; stakeholders. Beginning in 2013, the Education Oversight Committee, working with the State Board of Education and a broad based group of stakeholders, selected by the Education Oversight Committee, shall conduct a comprehensive cyclical review of the accountability system at least every five years and shall provide the General	Report our agency must/may provide;	Board, Commission, or Committee on which someone from our agency may/must serve	No Change
Section 59-18-920	State	Statute	Report card requirements for charter, alternative, and career and technology schools. A charter school established pursuant to Chapter 40, Title 59 shall report the data requested by the Department of Education necessary to generate a report card. The Department of Education shall utilize this data to issue a report card with performance ratings to parents and the public	Report our agency must/may provide		No Change
Section 59-18-930	State	Statute	Executive summary of report cards; date for issuance; advertising results. (A) The State Department of Education must issue the executive summary of the report card annually to all schools and districts of the State no later than November first. The executive summary shall be printed in black and white, be no more than two pages, use graphical displays whenever possible, and	Report our agency must/may provide		No Change
Section 59-18-950	State	Statute	Criteria for school district and high school ratings. Notwithstanding another provision of law to the contrary, the Education Oversight Committee may base ratings for school districts and high schools on criteria that include graduation rates and other criteria identified by technical experts and appropriate groups of educators and workforce advocates.	Not related to agency deliverable		No Change
Section 59-20-10	State	Statute	Short title. This chapter shall be known and may be cited as the "South Carolina Education Finance Act of 1977".	Not related to agency deliverable		No Change
Section 59-20-20	State	Statute	Definitions. As used in this chapter: (1) "Foundation program" means the program proposed to establish substantially equitable current operation funding levels for programs for South Carolina's public school students, regardless of their geographic location, after the students are transported to school and housed in school	Not related to agency deliverable		No Change
Section 59-20-23	State	Statute	Index of taxpaying ability calculation. When an appeal of the assessed value of property assessed pursuant to Section 12-43-220(a) extends for more than two years and the amount in dispute is more than thirty percent of the total of assessed value of property in the school district in which the property under appeal is located, the index of taxpaying ability for the school district must be	Distribute funding to another entity		No Change
Section 59-20-25	State	Statute	Index of taxpaying ability as applied to area in which a tax increment financing plan is in effect. For the purposes of computing the 'index of taxpaying ability' pursuant to item (3) of Section 3 of Act 163 of 1977 (South Carolina Education Finance Act) for any area in which tax increment financing plan is in effect the value to be used shall be the original assessed	Not related to agency deliverable		No Change
Section 59-20-30	State	Statute	Declaration of legislative purpose. It is the purpose of the General Assembly in this chapter: (1) To guarantee to each student in the public schools of South Carolina the availability of at least minimum educational programs and services appropriate to his needs, and which are substantially equal to those available	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-20-40	State	Statute	Determination of annual allocations. The annual allocation to each school district for the operation of the foundation program as it relates to the school district shall be determined as follows: (1) Computation of the basic amount to be included for current operation in the foundation program:	Distribute funding to another entity		No Change
Section 59-20-41	State	Statute	Inclusion of children admitted to residential institutions of the Department of Mental Health. Notwithstanding any other provision of law: All school districts providing educational services to children admitted or committed to residential institutions of the Department of Mental Health are authorized to count children admitted or committed to residential institutions	Not related to agency deliverable		No Change
Section 59-20-50	State	Statute	Certain requirements shall be met; salary schedules. (1) Notwithstanding the computations prescribed in Section 59 20 40, the level of state contributions to each district shall not be reduced to a per pupil level of foundation program funds below that per pupil level of state funding of programs for the fiscal years prior to implementation of this chapter which will be incorporated in the	Not related to agency deliverable		No Change
Section 59-20-55	State	Statute	Proficiency requirements as to employment as teacher. Beginning July 1, 1986, and thereafter, employment may be provided only to teachers who demonstrate minimum knowledge proficiency by meeting one of the criteria outlined in Section 59 20 50(4)(b). The criteria do not have to be met by teachers having twenty five years or more of teaching service as of the	Not related to agency deliverable		No Change
Section 59-20-60	State	Statute	Spending priority; audits; evaluations and reports; statewide testing programs; Innovation Initiative; improvement councils; Education Finance Review Committee. (1) School districts shall give first spending priority of funds allocated under this chapter to full implementation of the defined minimum program.	Report our agency must/may provide;	Distribute funding to another entity	No Change
Section 59-20-65	State	Statute	Furnishing by State Board of Education of services and training activities to support school improvement councils. The State Board of Education, acting through the existing School Council Assistance Project at the University of South Carolina, shall provide services and training activities to support school improvement councils and their efforts in preparing an annual school	Report our agency must/may provide		No Change
Section 59-20-70	State	Statute	Exemption from statutory provisions relating to fiscal accountability of state agencies, departments and institutions. Notwithstanding any other provisions of law, any school district which complies with the provisions of Section 59 20 60 is exempted from the provisions of Article 15 of Chapter 1 of Title 1 relating to the fiscal accountability of state agencies, departments and	Not related to agency deliverable		No Change
Section 59-20-80	State	Statute	School budgets shall be made public; itemization of salaries. Notwithstanding any other provision of law, each school board of trustees in this State shall annually make available to the general public its budget for that year, which budget shall include an itemized list of the average salaries paid to the superintendents, supervisors, administrators, principals,	Requires a service		No Change
Section 59-21-1010	State	Statute	Disposition and allocation of revenues; special vote required to amend or repeal this section. (A) The revenue derived from Sections 12 36 2620(1) and 12 36 2630(1) must be remitted to the State Treasurer to be credited to the state public school building fund for the purposes provided for in Article 3 of Chapter 21 of Title 59 and any sum above that amount must be placed to	Not related to agency deliverable		No Change
Section 59-21-1020	State	Statute	Department of Education to monitor and audit disbursements; reversion of unexpended appropriations. The State Department of Education shall carefully monitor and audit the disbursement of monies from the South Carolina Education Improvement Act Fund. Any line item appropriation not fully expended for any program under the South Carolina Education	Requires a service	Monitor and audit disbursements	No Change
Section 59-21-1040	State	Statute	Compensation and employer contributions; funding. The compensation and employer contributions of any new personnel employed for the purpose of implementing specific provisions of the South Carolina Education Improvement Act of 1984 must be paid from funds appropriated for that purpose by the General Assembly from funds derived from increased revenue	Distribute funding to another entity		No Change
Section 59-21-1210	State	Statute	Campus incentive program established; funding. The State Board of Education, in consultation with the Education Oversight Committee, shall develop and implement a campus incentive program to reward faculty members who demonstrate superior performance and productivity. Funds for the campus incentive program must be provided by the General Assembly in	Requires a service	Develop and implement program	No Change
Section 59-21-1220	State	Statute	Guidelines for development of program; campus incentive advisory committee; distribution of funds; regulations. The campus incentive program must be developed based on the following guidelines: (1) exceptional improvement in or the maintenance of superior student performance, with consideration given to rewarding schools which	Board, commission, or committee on which someone from our agency must/may serve		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-21-150	State	Statute	Reimbursement of district principals, teachers, and instructional supervisors for cost of college courses in field of specialization. Beginning in fiscal year 1985 86, all school district and state agency school employees required by the State Board of Education to hold State Board of Education certification are eligible for tuition reimbursement at a rate consistent with that charged at	Distribute funding to another entity		No Change
Section 59-21-440	State	Statute	Monthly reporting on approved expenditures and compliance with tax reduction requirement. The State Department of Education shall provide a monthly report to the State Board of Education, the Education Oversight Committee, The Committee on Financing Excellence, and the Education Business Partnership on approved expenditures and compliance with the tax	Report our agency must/may provide		No Change
Section 59-21-520	State	Statute	Supervision and expansion of special education program by State Department of Education. The special education program shall be under the supervision of the State Department of Education. The State Superintendent of Education shall expand the services of the State Department of Education to include through the Division of Instruction a more extensive program of special	Requires a service	Supervision of program	No Change
Section 59-21-530	State	Statute	State Superintendent authorized to employ additional personnel; salaries. The State Superintendent of Education may employ on the staff of the State Department of Education additional personnel, if such be necessary, of suitable professional qualifications, whose duties shall be, under the direction of the State Superintendent of Education, to help develop and supervise the	Requires a service		No Change
Section 59-21-540	State	Statute	Special educational services for which State aid allowed. The State Superintendent of Education shall reimburse school districts of the State for providing special educational services when in compliance with the provisions of this article and the rules and regulations of the State Board of Education, from the regular appropriations and for teachers' salaries, in such manner as	Requires a service	Provide reimbursements	No Change
Section 59-21-550	State	Statute	Qualifications of teachers. No person shall be employed as a teacher in the special education program in the State unless such person holds a valid teacher's certificate issued by the State Department of Education and, in addition, possesses such special qualifications as the State Board of Education may require, or holds a comparable certificate in special education as may be	Requires a service		No Change
Section 59-21-560	State	Statute	Annual surveys and determination of eligibility for special education services by local school authorities. (1) County superintendents of education, with the cooperation of school boards and other school officials in the various counties of the State and with the special assistance of the county attendance teachers, shall make an annual survey to determine the number of physically and	Requires a service	Special education services	No Change
Section 59-21-570	State	Statute	Districts may operate programs singly or jointly; eligibility of district for State aid. A school district may operate a special education program for children eligible for such services under the provisions of this article and rules and regulations of the State Board of Education, either as a district or jointly with other districts.	Requires a service	Approval to districts	No Change
Section 59-21-580	State	Statute	Rules, regulations and policies, of State Board of Education. The State Board of Education is directed to establish rules, regulations and policies: (1) For screening, classifying and determining, by use of standardization tests and such psychological and medical services as may be necessary, by qualified personnel, the eligibility of pupils to receive the benefits under the	Requires a service	Promulgate rules and regulations	No Change
Section 59-21-590	State	Statute	Confidentiality of data on handicapped children. Names of handicapped children served under this article shall be submitted to the State Department of Education only according to the policies and procedures prescribed by the United States Secretary of Health, Education and Welfare established to protect the confidentiality of data on handicapped children receiving education	Not related to agency deliverable		No Change
Section 59-21-600	State	Statute	Distribution of funds for educational services to mentally handicapped pupils. Notwithstanding the provisions of Section 59 21 540, and in order to insure adequate educational services for trainable mentally handicapped pupils and profoundly mentally handicapped pupils in South Carolina school districts, the State Board of Education, upon the recommendation of the Education	Distribute funding to another entity		No Change
Section 59-21-710	State	Statute	State aid authorized for employment of school psychologist. The State Superintendent of Education is hereby authorized and directed to pay State aid to any county or school district in South Carolina employing a school psychologist under conditions as set forth in this article.	Requires a service	Employment of school psychologist	No Change
Section 59-21-720	State	Statute	Psychologists shall have certificates. All school psychologists employed by the counties or school districts shall have a valid certificate issued by the State Board of Education according to regulations established by the Board.	Requires a service	Provide certification	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-21-730	State	Statute	Payment of State aid; amount. State aid for school psychologists shall be paid from the appropriation for State aid for teachers salaries. The amount of State aid for each psychologist employed shall be determined by the application of the same laws, rules and regulations as pertain to the existing State scale for paying teachers' salaries.	Not related to agency deliverable		No Change
Section 59-21-740	State	Statute	Eligibility for State aid; amount of State aid for which school may otherwise qualify not affected. Any county or school district shall be eligible for State aid for a school psychologist employed for each five thousand pupils enrolled; provided, that each county shall be eligible for State aid for at least one school psychologist. Provided, further, that any district or county may combine with	Requires a service	Aid to districts	No Change
Section 59-21-750	State	Statute	Psychologist employed by State Department of Education. The State Superintendent of Education shall employ a school psychologist in the State Department of Education in order to properly supervise the work of school psychologists employed by the counties and school districts and also to be available to help counties and school districts unable to employ a school	Requires a service	Employment of school psychologist	No Change
Section 59-21-760	State	Statute	Rules and regulations. The State Board of Education may promulgate such rules and regulations as may be necessary to carry out the provisions of this article.	Requires a service	Promulgate rules and regulations	No Change
Section 59-23-210	State	Statute	Construction, improvement, and renovation of public schools; compliance with the South Carolina School Facilities Planning and Construction Guide; committee members; submission of plans. (A) All construction, improvement, and renovation of public school buildings and property on or after the effective date of this section shall comply with the latest applicable	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-23-220	State	Statute	Inspections; certificate of approval. All construction, improvements, and renovation of public school buildings and property must be inspected by the State Superintendent of Education or the superintendent's designee for compliance with the applicable codes and standards. A certificate of approval must be obtained from the State Superintendent of	Requires a service	Inspection of construction, improvements, and renovations	No Change
Section 59-23-230	State	Statute	Waiver from applicable school building regulations; property owner permitted to lease building to school board for use as public school. (A) Notwithstanding any other provision of law, the State Superintendent of Education is authorized to grant a waiver from applicable school building regulations relating to building square foot requirements for construction of a	Requires a service	Waive building regulations	No Change
Section 59-23-240	State	Statute	Inspection of public schools required after waiver of school building regulations granted. All construction, improvements, and renovation of public school buildings and property for which waivers have been granted pursuant to Section 59 23 230 must be inspected by the State Superintendent of Education or the superintendent's designee before occupancy for compliance	Requires a service	Inspection of construction, improvements, and renovations	No Change
Section 59-23-250	State	Statute	Minimum lot requirements prohibited; acquisitions or additions on existing properties. (A) Notwithstanding another provision of law, a requirement that public schools be constructed on a lot or parcel of certain minimum size is prohibited. (B) School districts must receive approval from the South Carolina	Requires a service	Approval to districts	No Change
Section 59-24-10	State	Statute	Assessment of leadership and management capabilities before appointment as principal. Beginning with the school year 1999 2000, before permanent appointment as a principal for an elementary school, secondary school, or career and technology center, a person must be assessed for instructional leadership and management capabilities by the Leadership Academy of the	Report our agency must/may provide		No Change
Section 59-24-100	State	Statute	Establishment and funding of school principal incentive program. The State Board of Education acting with the assistance of the Education Oversight Committee shall cause to be developed and implemented a school principal incentive program to reward school principals who demonstrate superior performance and productivity. Funds for school principal incentive programs	Distribute funding to another entity		No Change
Section 59-24-110	State	Statute	Guidelines for development of program; promulgation of regulations; distribution of funds to school districts on per principal basis. The school principal incentive program must be developed based on the following guidelines: (1) The State Board of Education shall identify incentive criteria in school	Distribute funding to another entity		No Change
Section 59-24-120	State	Statute	Apprenticeship for principal. The State Board of Education shall establish guidelines for selected school districts of this State to implement programs whereby persons who demonstrate outstanding potential as principals in the opinion of the district may be given the opportunity to serve an apprenticeship as a principal in the selected districts.	Requires a service	Establish guidelines	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-24-130	State	Statute	Principal, defined. For purposes of funds appropriated in the annual general appropriations act and program eligibility for the School Principal Incentive Program and the School Administrator Evaluation Program, the term "principal" also includes the administrative head of a career and technology center.	Not related to agency deliverable		No Change
Section 59-24-30			All school administrators shall develop an on-going individual professional development plan with annual updates which is appropriate for their role or position. This plan shall support both their individual growth and organizational needs. Organizational needs must be defined by the districts' strategic plans or school renewal plans. Individuals completing the	Requires a service		No Change
Section 59-24-40	State	Statute	Development and adoption of statewide performance standards for principals; annual evaluation of principals; training program for principals receiving unsatisfactory rating. For the purposes of assisting, developing, and evaluating principals, the State Board of Education, through the State Department of Education, shall adopt criteria and statewide performance	Requires a service	Develop and adopt statewide performance standards for principals	No Change
Section 59-24-50	State	Statute	Continuous professional development programs. By January 1, 1999, the South Carolina Department of Education's Leadership Academy shall develop, in cooperation with school districts, district consortia, and state supported institutions of higher education, continuous professional development programs which meet national standards for professional	Requires a service		No Change
Section 59-24-60	State	Statute	Requirement of school officials to contact law enforcement authorities when criminal conduct occurs. In addition to other provisions required by law or by regulation of the State Board of Education, school administrators must contact law enforcement authorities immediately upon notice that a person is engaging or has engaged in activities on school property or at a school	Requires a service		No Change
Section 59-24-65	State	Statute	Principals' Executive Institute (PEI); program design task force; purpose; governing regulations; focus. The State Department of Education shall establish a Principals' Executive Institute (PEI) with the funds appropriated for that purpose. (1) A task force appointed by the State Superintendent of Education shall	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-24-80	State	Statute	Formal induction program for first year principals. Beginning with school year 1999 2000, each school district, or consortium of school districts, shall provide school principals serving for the first time as the head building administrators with a formalized induction program in cooperation with the State Department of Education. The State Board of Education must develop	Requires a service	Develop and adopt statewide performance standards for principals	No Change
Section 59-25-280	State	Statute	Crimes warranting revocation, refusal to issue or nonrenewal of certificate. (A) The State Board of Education permanently shall revoke, refuse to issue, or renew a certificate without a hearing, if the holder of or applicant for the certificate pleads guilty, pleads nolo contendere, or is found guilty of the following crimes, whether or not a sentence is imposed and regardless of	Requires a service	Ability to revoke or refuse to issue certificate	No Change
Section 59-25-110	State	Statute	System for examination and certification of teachers. The State Board of Education, by rules and regulations, shall formulate and administer a system for the examination and certification of teachers.	Requires a service	Formulate and administer a system for the examination and certification of teachers	No Change
Section 59-25-115	State	Statute	Notice to enrollee in teacher education program regarding effect of prior criminal record; criminal records check and fingerprinting requirements. (A) A person enrolled in a teacher education program in South Carolina must be advised by the college or university that his prior criminal record could prevent certification as a teacher in this State in accordance with State Board	Requires a service	Review of teacher candidate with prior arrests	No Change
Section 59-25-120	State	Statute	Examination on United States Constitution and loyalty thereto. All persons applying for certificates authorizing them to become teachers in the public schools of this State shall, in addition to other requirements and before receiving such certificate, be required to pass a satisfactory examination upon the provisions and principles of the Constitution of the United States and shall	Not related to agency deliverable		No Change
Section 59-25-130	State	Statute	Record of teachers' certificates. A full record of all teachers' certificates shall be kept in the State Department of Education showing the name, age, sex, color and date of certificate of each person and such other information as may be desired.	Requires a service	Maintain full record of teachers' certificate	No Change
Section 59-25-140	State	Statute	Fee for duplicate certificate; use of resulting fund. The board of examiners for teachers may charge a fee of fifty cents for every duplicate certificate. The proceeds from such fees shall be deposited with the State Treasurer to be used by the board of examiners to cover the expense and labor of issuing duplicate certificates promptly and to pay the traveling expenses of the	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-25-150	State	Statute	Revocation or suspension of certificate. The State Board of Education may, for just cause, either revoke or suspend the certificate of any person.	Requires a service	Revoke or suspend teacher certificates	No Change
Section 59-25-170	State	Statute	Revocation or suspension of certificate; notice to teacher and opportunity for hearing. No person's certificate may be either revoked or suspended unless written notice specifying the cause for either the revocation or suspension has been given to the person by the State Board of Education and a hearing has been afforded such person.	Requires a service	Revoke or suspend teacher certificates; provide hearing	No Change
Section 59-25-180	State	Statute	Revocation or suspension of certificate; notice to district board of trustees. Whenever the State Board of Education either revokes or suspends a certificate of any person it shall immediately notify the chairman of the district board of trustees that employs such person of the revocation or suspension.	Requires a service	Revoke or suspend teacher certificates; provide notice	No Change
Section 59-25-190	State	Statute	Revocation or suspension of certificate; effect; payment of salary. The revocation or suspension of the certificate of any person shall terminate the employment of such person until such time as a decision is reached concerning the charge against such person; however, such person shall be paid until the final disposition of the case by the State Board of Education.	Requires a service		No Change
Section 59-25-200	State	Statute	Within fifteen days after receipt of notice of revocation or suspension, such person may serve upon the chairman of the State Board of Education or the State Superintendent of Education a written request for either a public or private hearing before the board. The hearing shall be held by the board not less than ten days nor more than twenty days after the request is served, and a	Requires a service	Provide due process hearing	No Change
Section 59-25-210	State	Statute	Revocation or suspension of certificate; power of board to issue subpoenas, administer oaths and examine witnesses. The State Board of Education, for the purposes of this article, shall have the power to subpoena witnesses, to administer oaths, and to examine witnesses and such parts of any books and records as relate to the issue or issues involved.	Requires a service	Power to subpoena, administer oaths, and examine witnesses	No Change
Section 59-25-220	State	Statute	Revocation or suspension of certificate; depositions. Any party to such proceedings may cause to be taken the deposition of witnesses within or without the State and either by commission or de bene esse. Such depositions shall be taken in accordance with and subject to the same provisions, conditions, and restrictions as apply to the taking of like depositions in civil	Not related to agency deliverable		No Change
Section 59-25-230	State	Statute	Revocation or suspension of certificate; service of notices. Notices to be given by a party shall be served upon the opposite party prior to the filing thereof. All notices shall be served in person or by registered mail.	Not related to agency deliverable		No Change
Section 59-25-240	State	Statute	Revocation or suspension of certificate; service of subpoenas; witness fees. The county sheriffs and their respective deputies shall serve all subpoenas of the State Board of Education and shall receive the same fees as are now provided by law for like service. Each witness who appears in obedience to such subpoena shall receive for attendance the fees and mileage of witnesses	Not related to agency deliverable		No Change
Section 59-25-250	State	Statute	Revocation or suspension of certificate; powers and duties of court of common pleas; warrant for production of witnesses. (A) Upon application by the State Board of Education, the court of common pleas shall enforce by proper proceedings the attendance and testimony of witnesses and the production of books, papers, and records. The unexcused failure or refusal to	Requires a service	Ability to issue sheriff warrants	No Change
Section 59-25-260	State	Statute	Revocation or suspension of certificate; appeals. The findings of fact by the State Board of Education are final and conclusive. A person aggrieved by the order of the State Board of Education, within thirty days, may appeal to the Administrative Law Court as provided in Sections 1 23 380(B) and 1 23 600(D), to review errors of law only, by filing with the Administrative Law	Not related to agency deliverable		No Change
Section 59-25-270	State	Statute	Revocation or suspension of certificate; reinstatement. If either the State Board of Education, the court of common pleas, the court of appeals, or the Supreme Court of South Carolina reverses the order of revocation or suspension, the person whose certificate had been either revoked or suspended by the state board shall be fully reinstated and shall receive all	Not related to agency deliverable		No Change
Section 59-25-310	State	Statute	Authority to hire individuals with passport certificate issued by the American Board for the Certification of Teacher Excellence (ABCTE). In addition to individuals certified for employment as school teachers pursuant to Article 3 of this chapter, a school district may hire individuals who have received a passport certificate issued by the American Board for the Certification of	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-25-320	State	Statute	State and national criminal records check. A person who has received a passport certificate issued by the ABCTE must not be hired by a school district in South Carolina without submitting to the State Department of Education, Office of Educator Certification at the time of application a Federal Bureau of Investigation fingerprint card and without having	Not related to agency deliverable		No Change
Section 59-25-350	State	Statute	Reports. The State Department of Education shall submit annually by March thirty first to the State Board of Education and the General Assembly the total number of individuals employed in South Carolina with a passport certificate issued by ABCTE by district and nonprivileged information collected on these individuals through the ADEPT reporting system.	Report our agency must/may provide		No Change
Section 59-25-360	State	Statute	Rights of persons hired pursuant to article. A person who has completed all requirements of this article and has been hired by a school district has the same responsibilities and rights as other teachers hired by the district.	Not related to agency deliverable		No Change
Section 59-25-410	State	Statute	Notification of employment for ensuing year; notification of assignment. (A) The boards of trustees of the several school districts annually before May first shall decide and notify, in writing, a teacher, as defined in Section 59-1-130, whom the district employs concerning his reemployment for the ensuing year. If the superintendent fails to notify a teacher who has been employed by a	Not related to agency deliverable		No Change
Section 59-25-415	State	Statute	Priority for certified personnel as to rehiring within two years; mailing of notice of intent to rehire. Certified personnel who have taught in a school district for at least one year and who are dismissed for economic reasons have priority for being rehired to fill any vacancy for which they are qualified which occurs within two years from the date of their dismissal. A school	Not related to agency deliverable		No Change
Section 59-25-420	State	Statute	Teacher required to notify board of acceptance; opportunity for hearing if not reemployed. Any teacher who is reemployed by written notification pursuant to Section 59 25 410 shall by April twenty fifth first notify the board of trustees in writing of his acceptance of the contract. Failure on the part of the teacher to notify the board of acceptance within the specified time limit shall	Not related to agency deliverable		No Change
Section 59-25-430	State	Statute	Dismissal of teachers; grounds; opportunity for hearing; suspension pending resolution of charges. Any teacher may be dismissed at any time who shall fail, or who may be incompetent, to give instruction in accordance with the directions of the superintendent, or who shall otherwise manifest an evident unfitness for teaching; provided, however, that notice and an opportunity shall	Not related to agency deliverable		No Change
Section 59-25-440	State	Statute	Written notice to teacher of possible dismissal; school administrator required to make reasonable effort to assist teacher in corrective measures; reasonable time for improvement required. Whenever a superior, principal, where applicable, or supervisor charged with the supervision of a teacher finds it necessary to admonish a teacher for a reason that he believes may lead to, or	Not related to agency deliverable		No Change
Section 59-25-450	State	Statute	Suspension of teachers; reinstatement. Whenever a superintendent has reason to believe that cause exists for the dismissal of a teacher and when he is of the opinion that the immediate suspension of the teacher is necessary to protect the well being of the children of the district or is necessary to remove substantial and material disruptive influences in the educational process, in	Not related to agency deliverable		No Change
Section 59-25-460	State	Statute	Notice of dismissal; conduct of hearing. No teacher shall be dismissed unless written notice specifying the cause of dismissal is first given the teacher by the District Board of Trustees and an opportunity for a hearing has been afforded the teacher. Such written notice shall include the fact that a hearing before the board is available to the teacher upon request provided, such	Requires a service		No Change
Section 59-25-470	State	Statute	Request for hearing; time and place of hearing; rights of teacher; determination by board. Within fifteen days after receipt of notice of suspension or dismissal, a teacher may serve upon the chairman of the board or the superintendent a written request for a hearing before the board. If the teacher fails to make such a request, or after a hearing as herein provided for,	Requires a service		No Change
Section 59-25-480	State	Statute	Appeals; costs and damages. The decision of the district board of trustees shall be final, unless within thirty days thereafter an appeal is made to the court of common pleas of any county in which the major portion of such district lies. Notice of the appeal and the grounds thereof shall be filed with the district	Requires a service		No Change
Section 59-25-490	State	Statute	Depositions. Any party to such proceedings may cause to be taken the depositions of witnesses within or without the State and either by commission or de bene esse. Such depositions shall be taken in accordance with and subject to the same provisions, conditions and restrictions as apply to the taking of like depositions in civil actions at law in the court of common pleas;	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-25-500	State	Statute	Service of subpoenas; witness fees. The county sheriffs and their respective deputies shall serve all subpoenas of the district board and shall receive the same fees as are now provided by law for like service. Each witness who appears in obedience to such subpoenas shall receive for attendance the fees and mileage of witnesses in civil cases in courts of the county in which the	Not related to agency deliverable		No Change
Section 59-25-510	State	Statute	Service of notices. All notices to be given under this article by the district board shall be given to both parties and the notices herein required to be given by a party shall be served upon the opposite party prior to the filing thereof. All such notices may be served by registered mail.	Requires a service		No Change
Section 59-25-520	State	Statute	Powers and duties of court of common pleas; warrant for production of witnesses. The court of common pleas shall, on application of the district board, enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and records and shall have the power to punish as for contempt of court, by a fine or	Not related to agency deliverable		No Change
Section 59-25-530	State	Statute	Unprofessional conduct; breach of contract. Any teacher who fails to comply with the provisions of his contract without the written consent of the school board shall be deemed guilty of unprofessional conduct. A breach of contract resulting from the execution of an employment contract with another board within the State without the consent of the board first employing the teacher	Not related to agency deliverable		No Change
Section 59-25-710	State	Statute	Teacher discriminated against in fixing salary may file complaint. Any school teacher who may feel that he has been discriminated against on any ground or for any cause whatsoever by a board of trustees in fixing the salary of such teacher, in the exercise of the wide discretion conferred upon trustees by law in the fixing of teachers' salaries, may file a complaint for the purpose of	Not related to agency deliverable		No Change
Section 59-25-720	State	Statute	Complaint filed with county board. Such teacher may at any time, during the period for which he has been employed, file with the county board of education of the county in which the school is located a complaint in writing which shall set forth briefly the manner and method by which the alleged discrimination is claimed to have occurred. Any number of teachers that are	Not related to agency deliverable		No Change
Section 59-25-730	State	Statute	Hearing on complaint. Upon the filing of such complaint, the county board of education shall fix a date for the hearing thereof and at least ten days prior to the date fixed shall notify the complainant and the board of trustees of the school district in which the teacher is employed of the time and place of such hearing. It shall set forth in such notice the grounds of such alleged	Not related to agency deliverable		No Change
Section 59-25-740	State	Statute	Process and procedure shall be summary and simple. The process and procedure under this article shall be as summary and simple as reasonably may be. The county board of education shall have the power, for the purpose of this article, to subpoena witnesses, to administer oaths and to examine such parts of any books and records as relate to the questions involved. Any party	Not related to agency deliverable		No Change
Section 59-25-750	State	Statute	Service of subpoenas; witness fees. The county sheriffs and their respective deputies shall serve all subpoenas of the county board and shall receive the same fees as are now provided by law for like service. Each witness who appears in obedience to such subpoena shall receive for attendance the fees and mileage of witnesses in civil cases in courts of the county in which the	Not related to agency deliverable		No Change
Section 59-25-760	State	Statute	Service of notices. All notices to be given under this article by either the county board or the State Board shall be given to both parties and the notices herein required to be given by a party shall be served upon the opposite party prior to the filing thereof. All of such notices may be served by registered mail.	Not related to agency deliverable		No Change
Section 59-25-770	State	Statute	Powers and duties of court of common pleas; warrant for production of witnesses. The court of common pleas shall, on application of the county board, enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and records and shall have the power to punish as for contempt of court, by a fine or	Not related to agency deliverable		No Change
Section 59-25-780	State	Statute	Hearing; decision. The hearing before the county board shall be open to the public and shall be stenographically reported, and the county board may contract for the reporting of such hearing. The county board shall hear the parties at issue and their attorneys, if any, and shall determine the matter in a summary manner setting forth its findings and conclusions in writing. If it	Not related to agency deliverable		No Change
Section 59-25-790	State	Statute	Basis of decision. The county board, in passing upon such matters, is hereby vested with full discretion to the same extent as if the duty of fixing salaries of teachers had been originally imposed upon the county board and shall have the right to take into consideration changed conditions arising since the issuance of the certificates held by the teachers involved and other facts that	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-25-800	State	Statute	Reclassification of all teachers in district. The county board may, in determining whether or not a discrimination exists, recommend that the State Board of Education require all teachers in the district to be examined and recertified under the procedure then in force for the certification of teachers as to their qualifications and may thereupon require the trustees of such district	Requires a service	Carry out recommendation	No Change
Section 59-25-810	State	Statute	Appeal to State Board of Education. Within thirty days after the receipt of any such notice of such decision of the county board, any party thereto shall have the right to appeal to the State Board of Education by filing a notice of appeal, stating the grounds thereof, with the county board of education. Upon such appeal being filed, the county board, within thirty days thereafter, shall	Requires a service	Provide due process hearing	No Change
Section 59-25-820	State	Statute	Reclassification on order of State Board of Education. The State Board of Education, upon its own initiative, in the accomplishment of justice in the matter, may require all teachers in the district from which the appeal came to be examined and recertified under the procedure then in force for the certification of teachers as to their qualifications and shall thereupon require	Requires a service	Appeal procedures	No Change
Section 59-25-830	State	Statute	Finality of findings of fact by State Board of Education; appeal on errors of law. The findings of fact by the State Board of Education are final and conclusive as to all parties, but any party, within thirty days, may appeal to the Administrative Law Court as provided in Section 1 23 380(B) and Section 1 23 600(D), to review error of law only, by filing with the State Board of	Requires a service	Appeal procedures	No Change
Section 59-25-840	State	Statute	Filing of unappealed decision; enforcement. Any decision of either the county board or the State Board which shall become final by reason of no appeal being taken therefrom as herein provided shall be filed in the office of the clerk of court of the county in which the complaint arose within ten days after such decision becomes final by the board rendering the decision. Any party	Not related to agency deliverable		No Change
Section 59-25-850	State	Statute	Compensation received prior to filing of complaint not affected. Nothing contained herein shall give any teacher any right to claim compensation in addition to that received for the period prior to the filing of the complaint with the county board as provided in Section 59 25 720.	Not related to agency deliverable		No Change
Section 59-25-860	State	Statute	Costs; fees of clerks of boards. Costs shall be taxed in the proceedings authorized hereunder by the respective boards in accordance with the procedure and limitations applicable to taxing costs in a civil action at law in the court of common pleas. The clerk of each board shall be allowed the same fees as clerks of court of the county in which the proceedings arose, and any	Not related to agency deliverable		No Change
Section 59-26-10	State	Statute	Intent; guidelines for implementation. It is the intent of this chapter to provide for a fair, cohesive, and comprehensive system for the training, certification, initial employment, evaluation, and continuous professional development of public educators in this State. The following guidelines, which further constitute the intent of this chapter must be adhered to by all state and local	Requires a service		No Change
Section 59-26-100	State	Statute	Incentives for teachers serving as mentors. The State Board of Education, acting through the Department of Education, shall establish a program whereby schools and school districts may be awarded funds to develop various types of incentives for those teachers who are trained and serve as mentors to new teachers as a part of the induction program established in	Requires a service	Establish program	No Change
Section 59-26-110	State	Statute	Youth suicide prevention teacher training. (A) Beginning with the 2013 2014 school year, the Department of Education shall require two hours of training in youth suicide awareness and prevention as a requirement for the renewal of credentials of individuals employed in a middle school or high school as defined in Section 59 1 150. The required training shall count toward the one	Requires a service	Provide training in youth suicide awareness and prevention	No Change
Section 59-26-20	State	Statute	Duties of State Board of Education and Commission on Higher Education. The State Board of Education, through the State Department of Education, and the Commission on Higher Education shall: (a) develop and implement a plan for the continuous evaluation and upgrading of standards for program approval of undergraduate and graduate	Report our agency must/may provide		No Change
Section 59-26-30	State	Statute	Cognitive assessments for teachers and teacher certification; examinations; regulations. (A) In the area of cognitive assessments for teachers and teacher certification, the State Board of Education, acting through the State Department of Education, shall: (1) adopt a basic skills examination in reading, writing, and mathematics that	Report our agency must/may provide		No Change
Section 59-26-40	State	Statute	Induction, annual and continuing contracts; evaluations; termination of employment for annual contract teacher; hearing. (A) A person who receives a teaching certificate as provided in Section 59 26 30 may be employed by a school district under a nonrenewable induction contract. School districts shall comply with procedures and requirements promulgated by the State Board of	Requires a service	Promulgate rules and regulations	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-26-50	State	Statute	Creation and membership of Educator Improvement Task Force; duties and powers. (a) There is created as an agency of state government the South Carolina Educator Improvement Task Force composed of thirteen members. The State Superintendent of Education with the advice and consent of the State Board of Education shall appoint six members, one of whom may be	Board, commission, or committee on which someone from our agency must/may serve	Ensure that colleges, universities, school districts, and schools comply with the provisions established in this chapter.	No Change
Section 59-26-60	State	Statute	Educational Improvement Task Force; appropriation. The General Assembly shall appropriate the necessary funds for operation of the Educator Improvement Task Force.	Not related to agency deliverable		No Change
Section 59-26-70	State	Statute	Adjustments in instructional time permitted; foreign language requirements for diploma. The State Board of Education, through the State Department of Education, in order to offer students more instructional time in a particular basic skill, may allow adjustments in the amount of instructional time required in each of the subjects in the State's defined minimum program. No	Requires a service	May allow adjustments in the amount of instructional time required	No Change
Section 59-26-85	State	Statute	NBPTS recertification; development of application fee loan program. (A)(1) Teachers who are certified by the National Board for Professional Teaching Standards (NBPTS) before July 1, 2010, shall enter a recertification cycle for their South Carolina certificate consistent with the recertification cycle for National Board certification and NBPTS certified teachers moving to this	Not related to agency deliverable		No Change
Section 59-26-90	State	Statute	Teacher of the year honorarium programs. The State Department of Education shall establish a program for the State Teacher of the Year to include an honorarium of no less than twenty five thousand dollars. In addition, the program is to recognize the four honor roll teachers of the year with awards of no less than ten thousand dollars each and award local district	Requires a service	Teacher of the Year program	No Change
Section 59-27-10	State	Statute	Interstate Agreement on Qualification of Educational Personnel adopted; terms of Agreement. The Interstate Agreement on Qualification of Educational Personnel is hereby adopted by the State of South Carolina and entered into with all jurisdictions legally joining therein, in the form substantially as follows:	Not related to agency deliverable		No Change
Section 59-27-20	State	Statute	Designated State official. The "designated State official" for this State shall be the State Superintendent of Education. He shall enter into contracts pursuant to Article 3 of the agreement only with the approval of the specific text thereof by the State Board of Education.	Requires a service		No Change
Section 59-27-30	State	Statute	Copies of contract required to be on file. True copies of all contracts made on behalf of this State pursuant to the agreement shall be kept on file in the office of the State Superintendent of Education and in the office of the Secretary of State.	Requires a service		No Change
Section 59-28-100	State	Statute	Citation of chapter. This chapter may be cited as the "Parental Involvement in Their Children's Education Act".	Not related to agency deliverable		No Change
Section 59-28-110	State	Statute	Purpose. It is the purpose of the General Assembly in this chapter to: (1) heighten awareness of the importance of parents' involvement in the education of their children throughout their schooling; (2) encourage the establishment and maintenance of parent friendly school settings; and	Not related to agency deliverable		No Change
Section 59-28-120	State	Statute	State agency involvement. The Governor shall require state agencies that serve families and children to collaborate and establish networks with schools to heighten awareness of the importance of parental influence on the academic success of their children and to encourage and assist parents to become more involved in their children's education.	Not related to agency deliverable		No Change
Section 59-28-130	State	Statute	Parental involvement plans; recognition of improvement; establishing criteria for staff training. The State Board of Education shall: (1) require school and district long range improvement plans required in Section 59 139 10 to include parental involvement goals, objectives, and an evaluation component;	Requires a service	Establish criteria	No Change
Section 59-28-140	State	Statute	Design of parental involvement and best practices training programs; incorporation into teacher and principal preparation programs. The State Superintendent of Education shall: (1) design parental involvement and best practices training programs in conjunction with higher education institutions and the pre K through grade 12	Board, commission, or committee on which someone from our agency must/may serve		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-28-160	State	Statute	Local school board of trustees activities. Each local school board of trustees shall: (1) consider joining national organizations which promote and provide technical assistance on various proven parental involvement frameworks and models;	Requires a service		No Change
Section 59-28-170	State	Statute	School district superintendent activities. (A) Each school district superintendent shall consider: (1) designating staff to serve as a parent liaison for the district to coordinate parental involvement initiatives and coordinate community and agency collaboration to support parents and families;	Not related to agency deliverable		No Change
Section 59-28-180	State	Statute	Parent expectations. Parent involvement influences student learning and academic performance; therefore, parents are expected to: (1) uphold high expectations for academic achievement; (2) expect and communicate expectations for success; (3) recognize that parental involvement in middle and high school is equally	Not related to agency deliverable		No Change
Section 59-28-190	State	Statute	Education Oversight Committee survey to determine effectiveness of efforts to increase parent involvement. The Education Oversight Committee shall survey parents to determine if state and local efforts are effective in increasing parental involvement. This information shall be used in the public awareness campaign required by the Education Accountability Act to promote the	Not related to agency deliverable		No Change
Section 59-28-200	State	Statute	Development of informational materials. The Education Oversight Committee and the State Superintendent of Education shall develop and publish jointly informational materials for distribution to all public school parents and to teachers. The informational materials for distribution shall include:	Requires a service	Develop and publish informational materials	No Change
Section 59-28-210	State	Statute	Distribution of informational materials. The Education Oversight Committee shall disseminate the informational materials prepared pursuant to Section 59 28 200 to all districts and schools.	Not related to agency deliverable		No Change
Section 59-28-220	State	Statute	Development of employer tax credit incentives for paid parent employee release time. The Education Oversight Committee, in cooperation with representatives of the Department of Commerce, the Department of Revenue, and the South Carolina Chamber of Commerce, shall develop recommendations for employer tax credits as incentives to:	Not related to agency deliverable		No Change
Section 59-29 -10	State	Statute	Required subjects. The county board of education and the board of trustees for each school district shall see that in every school under their care there shall be taught, as far as practicable, orthography, reading, writing, arithmetic, geography, English grammar and instruction in phonics, the elements of agriculture, the history of the United States and of this State, the principles of	Requires a service		No Change
Section 59-29-100	State	Statute	Supervision of administration of physical education program by State Superintendent of Education. The State Superintendent of Education shall supervise the administration of Section 59 29 80 and shall prescribe the necessary course or courses in physical education, training, and instruction. Beginning with school year 1995 96, the required physical education course	Requires a service	Promulgate regulations; supervise	No Change
Section 59-29-110	State	Statute	Instruction in military science and tactics. The board of trustees of any State high school district may, with the approval and consent of the county board of education, provide for theoretical and practical instruction and training in military science and tactics in their high school, prescribe the grades in which such instruction and training shall be given and provide the necessary	Requires a service	Establish and promulgate rules and regulations	No Change
Section 59-29-120	State	Statute	Study of United States Constitution requisite for graduation; attendance at veteran's activities. (A) All high schools, colleges, and universities in this State that are sustained or in any manner supported by public funds shall give instruction in the essentials of the United States Constitution, the Declaration of Independence, and the Federalist Papers, including the study of and	Not related to agency deliverable		No Change
Section 59-29-130	State	Statute	Duration of instruction in essentials of United States Constitution. The instruction provided for in Section 59 29 120 shall be given for at least one year of the high school, college and university grades, respectively.	Not related to agency deliverable		No Change
Section 59-29-140	State	Statute	Enforcement of program of study of United States Constitution by State Superintendent. The State Superintendent of Education shall make due arrangements for carrying out the provisions of Sections 59 29 120 and 59 29 130. For such purpose the State Superintendent shall prescribe suitable texts adapted to the needs of the high schools, universities and colleges for the	Requires a service	Prescribe suitable texts	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-29-15	State	Statute	Teaching cursive writing and multiplication tables required. (A) In addition to the requirements that writing and arithmetic be subjects of instruction in each school district pursuant to Section 59 29 10, each school district shall: (1) provide instruction in cursive writing to ensure that students can create readable documents through legible cursive handwriting by the end of fifth	Requires a service	Assist school districts in implementing cursive writing and multiplication tables	No Change
Section 59-29-150	State	Statute	Failure to comply with requirements for program of study of United States Constitution as cause for dismissal. Willful neglect or failure on the part of any public school superintendent, principal or teacher or the president, teacher or other officer of any high school, normal school, university or college to observe and carry out the requirements of Sections 59 29 120 to 59 29 140	Not related to agency deliverable		No Change
Section 59-29-155	State	Statute	Founding principles instruction required; reporting requirements; professional development. (Effective May 26, 2016)	Report our agency must/may provide		No Change
Section 59-29-160	State	Statute	Two units of mathematics requisite for graduation. Every student in an accredited high school in this State shall, as a prerequisite to graduation therefrom, successfully complete at least two units of work in the field of mathematics.	Not related to agency deliverable		No Change
Section 59-29-165	State	Statute	Instruction in personal finance. All students attending a high school in this State that is sustained or in any manner supported by public funds must receive instruction in the area of personal finance. The State Department of Education will assist the school districts in identifying suitable materials for instruction.	Requires a service	Assist school districts in identifying instructional materials	No Change
Section 59-29-170	State	Statute	Programs for talented students. Not later than August 15, 1987, gifted and talented students at the elementary and secondary levels must be provided programs during the regular school year or during summer school to develop their unique talents in the manner the State Board of Education must specify and to the extent state funds are provided. The Education Oversight	Distribute funding to another entity		No Change
Section 59-29-179	State	Statute	Identification of higher order thinking and problem solving skills. The State Board of Education shall establish a committee, which includes, but is not limited to, personnel from the State Department of Education, school districts, and institutions of higher education. The purpose of the committee shall be to assist the State Board of Education in the identification of the dimensions of	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-29-180	State	Statute	Emphasis on higher order problem solving skills. The State Department of Education and all school districts shall emphasize higher order problem solving skills in curricula at all levels. The State Department of Education shall assist the school districts by locating, developing, and advising the districts on the development of materials and other aids which may be used to	Requires a service	Emphasize higher order problem solving skills	No Change
Section 59-29-181	State	Statute	Selection of tests for statewide testing program. When selecting nationally normed achievement tests for the statewide testing program, the State Board of Education shall endeavor to select tests with a sufficient number of items which may be utilized to evaluate student's higher order thinking skills. The items may be used for this purpose only if the test created from the items	Requires a service	Select tests for statewide testing	No Change
Section 59-29-182	State	Statute	Review of procedures to assess higher order thinking and problem solving skills. The State Board of Education shall review the use of procedures to assess student achievement in higher order thinking and problem solving skills which are different from traditional achievement tests.	Requires a service	Review procedures to assess student achievement	No Change
Section 59-29-183	State	Statute	In service training programs. The State Department of Education shall develop or select in service training programs for teachers and staff in teaching higher order thinking and problem solving as part of the existing curriculum. Upon funding for district implementation of the program by the General Assembly, the State Department of Education shall ensure that each	Distribute funding to another entity		No Change
Section 59-29-190	State	Statute	Advanced placement courses for academically talented students. Each school district shall provide advanced placement courses in all secondary schools of the district which enroll an adequate number of academically talented students to support the course. By August 15, 1984, the State Board of Education by regulation shall specify what constitutes an advanced placement course and	Requires a service	Provide specificity	No Change
Section 59-29-20	State	Statute	Required subjects; nature and effect of alcoholic drinks and narcotics. The nature of alcoholic drinks and narcotics and special instruction as to their effect upon the human system shall be taught in all the grammar and high schools of this State which receive any State aid whatsoever and shall be studied and taught as thoroughly and in the same manner as all other required	Requires a service	Enforce provisions	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-29-200	State	Statute	Pupil teacher ratios. Notwithstanding any other provisions of the South Carolina Education Improvement Act of 1984, no school district with a student population in excess of 9,000 shall receive any remediation funds appropriated hereunder unless each language arts and mathematics class in grades seven through twelve has in 1984 85 a pupil teacher ratio of thirty	Not related to agency deliverable		No Change
Section 59-29-21	State	Statute	Guidelines for career guidance. The State Department of Education is directed to develop guidelines to include career guidance as a part of the general guidance program in the schools of the State.	Requires a service	Develop guidelines	No Change
Section 59-29-210	State	Statute	Emphasis on teaching as profession. The Governor's schools for talented high school students and the gifted and talented programs shall emphasize the importance of the teaching profession.	Not related to agency deliverable		No Change
Section 59-29-220	State	Statute	Arts education curricula. The State Board of Education, in conjunction with the South Carolina Arts Commission, shall plan and develop discipline based arts education curricula in the visual arts, music, dance, and drama which complies with the State Department of Education discipline based arts education curriculum framework. The State Board of Education shall cause	Distribute funding to another entity		No Change
Section 59-29-230	State	Statute	Old and New Testament era courses. (A)(1) A school district board of trustees may authorize, to be taught in the district's high schools, an elective course concerning the history and literature of the Old Testament era and an elective course concerning the history and literature of the New Testament era. (2) Each course offered must be taught in an objective manner with no	Requires a service	Develop and adopt academic standards	No Change
Section 59-29-240	State	Statute	(A) For purposes of this section, "civics test" means the one hundred questions that, as of January 1, 2015, and updated accordingly, officers of the United States Citizenship and Immigration Services use in order that the applicants can demonstrate a knowledge and understanding of the fundamentals of United States history and the principles and form of United	Not related to agency deliverable		No Change
Section 59-29-30	State	Statute	Required subjects; Alcohol and Narcotics Education Week. Each public school of the State shall designate one week during the school year for the observance of Alcohol and Narcotics Education Week. During this week, each district board of trustees shall require the school principal or other designated person to have each class from the sixth grade upward instructed	Requires a service		No Change
Section 59-29-35	State	Statute	Home school awareness week; admission privileges. To recognize the many families in South Carolina who educate their children at home as provided by law, each year the first full week in October is designated and shall be recognized as "South Carolina Home School Awareness Week". During "South Carolina Home School Awareness Week", all home school students in	Not related to agency deliverable		No Change
Section 59-29-40	State	Statute	Required subjects; films depicting nature of alcoholic drinks and narcotics; special instruction as to their effect. Films depicting the nature of alcoholic drinks and narcotics and special instructions as to their effect upon the human system shall be taught in all the junior high and high schools of this State and shall be studied and taught as thoroughly and in the same manner as all other	Requires a service	Enforce provisions	No Change
Section 59-29-410	State	Statute	Development of high school financial literacy programs; areas of instruction. (A) The State Board of Education shall develop or adopt curricula, materials, and guidelines for local school boards to use in implementing a program of instruction on financial literacy within courses currently offered in high schools in this State.	Requires a service	Develop and adopt curricula, materials, and guidelines	No Change
Section 59-29-430	State	Statute	Incorporation into Academic Standards of Instruction. The State Board of Education shall incorporate the elements of the financial literacy program in Section 59 29 410(B) into the South Carolina Academic Standards of Instruction for kindergarten through twelfth grade.	Requires a service	Incorporate elements of financial literacy	No Change
Section 59-29-440	State	Statute	South Carolina Financial Literacy Initiative established. There is established the South Carolina Financial Literacy Initiative, a comprehensive, results oriented program for improving financial literacy by providing public and private funds for teachers and schools to provide high quality financial literacy education for students in kindergarten through twelfth grade.	Not related to agency deliverable		No Change
Section 59-29-450	State	Statute	Purpose. The purpose of the Financial Literacy Initiative is to develop, promote, and assist efforts of agencies, private providers, and public and private organizations and entities, at the state level, to collaborate and cooperate in order to focus and intensify services, assure the most efficient use of all available resources, and eliminate duplication of efforts to serve the	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-29-460	State	Statute	Goals. The goals for the South Carolina Financial Literacy Initiative are to: (1) provide students in kindergarten through twelfth grade with tools they will need in the real world to manage their finances; (2) increase comprehensive services so students have reduced risk for financial failure after high school; and	Not related to agency deliverable		No Change
Section 59-29-470	State	Statute	South Carolina Financial Literacy Board of Trustees established; acceptance of gifts; administration of trust. (A) There is established the South Carolina Financial Literacy Board of Trustees, an eleemosynary corporation, which shall oversee the South Carolina Financial Literacy Initiative, a broad range of innovative financial literacy services to meet critical needs of South Carolina's	Not related to agency deliverable		No Change
Section 59-29-480	State	Statute	Board membership; terms; vacancies. (A) The South Carolina Financial Literacy Board of Trustees must be chaired by the State Superintendent of Education who shall serve as an ex officio voting member of the board. The board is composed of eight voting members to be appointed by the Superintendent of Education. Initial appointments must be made by the	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-29-490	State	Statute	Powers and duties. To carry out its assigned functions, the board is authorized, but not limited to: (1) develop a comprehensive long range initiative for improving the financial literacy of students in kindergarten through twelfth grade; (2) promulgate regulations, establish guidelines, policies, and procedures for	Distribute funding to another entity		No Change
Section 59-29-50	State	Statute	Required subjects; traffic laws. The State Department of Education and the trustees of the State institutions of higher learning shall establish and require to be taught in the respective schools under their control a course of instruction on the traffic laws of this State. Such course of instruction shall be by lectures.	Requires a service	Establish course of instruction on State traffic laws	No Change
Section 59-29-500	State	Statute	Employment of Director of the Financial Literacy Office and staff. The South Carolina Financial Literacy Board of Trustees may employ, by a majority vote, a Director of the Financial Literacy Office and other staff as necessary to carry out the South Carolina Financial Literacy Initiative and other duties and responsibilities as assigned by the board. The director, with the approval of	Not related to agency deliverable		No Change
Section 59-29-510	State	Statute	Acceptance of nongovernmental grants, gifts, and donations; administration of funds. (A) No state funds may be used to support or operate the Financial Literacy Initiative. This prohibition does not prevent the Department of Education from housing the offices of the Financial Literacy Initiative. A separate fund must be established to accept nongovernmental grants, gifts,	Not related to agency deliverable		No Change
Section 59-29-520	State	Statute	Office of South Carolina Financial Literacy established. Within the Department of Education, an Office of South Carolina Financial Literacy is established. The office shall: (1) provide to the board information on best practice, successful strategies, model programs, and financing mechanisms;	Distribute funding to another entity		No Change
Section 59-29-530	State	Statute	Applications for grants; factors considered. (A) To obtain a grant, a school district shall submit an application to the Financial Literacy Office in a format specified by the Financial Literacy Board of Trustees. The application shall include, as appropriate to the level of grant applied for, the level of funding requested, a description of needs of the school, assets and resources available,	Requires a service		No Change
Section 59-29-540	State	Statute	Use of grant funds. Grants provided to school districts must be used to address the financial literacy needs of students in kindergarten through twelfth grade. Grant funds may not supplant current expenditures by counties or state agencies for financial literacy, and may not be used where other state or federal funding sources are available or could be made available. In awarding	Not related to agency deliverable		No Change
Section 59-29-55	State	Statute	Instruction on Black history. The State Board of Education shall examine the current status of the teaching of South Carolina History. By the 1989 1990 school year, each public school of the State must instruct students in the history of the black people as a regular part of its history and social studies courses. The State Board of Education shall establish regulations for the	Requires a service	Examine status of teaching SC History	No Change
Section 59-29-550	State	Statute	Carrying forward funds into following fiscal year. To ensure effective use of funds and with the approval of the Financial Literacy Office, awards may be carried forward and used in the following fiscal year. Funds appropriated to the Financial Literacy Trust also may be carried forward into subsequent years.	Not related to agency deliverable		No Change
Section 59-29-560	State	Statute	Disbursement of and accountability for funds; penalties. (A) Schools shall demonstrate to the Financial Literacy Office the accountability of funds distributed pursuant to this chapter. (B) Disbursements may be made only on the written authorization of the individual designated by the school district and only for the purposes	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-29-570	State	Statute	Evaluating progress toward goals; grantee participation; reports. (A) The Financial Literacy Board of Trustees shall establish internal evaluation policies and procedures for an annual review of the implementation of strategies and progress toward the interim goals and benchmarks. In instances where no progress has been made, the Financial Literacy Board shall provide	Not related to agency deliverable		No Change
Section 59-29-60	State	Statute	Required subjects; program of safety instruction. A definite program of safety instruction shall be included in the curriculum and provided in each primary and elementary grade in the public schools of the State.	Not related to agency deliverable		No Change
Section 59-29-70	State	Statute	Required subjects; instruction in fire prevention. The State Board of Education shall provide for instruction in fire prevention in the elementary public schools of the State. Each teacher in a public school of this State shall give such instruction in fire prevention as may be prescribed by the State Board.	Requires a service	Provide instruction on fire prevention	No Change
Section 59-29-80	State	Statute	Courses in physical education; ROTC programs. (A) There shall be established and provided in all the public schools of this State physical education, training and instruction of pupils of both sexes, and every pupil attending any school, in so far as he is physically fit and able to do so, shall take the course or courses provided by this section. Suitable modified courses	Not related to agency deliverable		No Change
Section 59-29-90	State	Statute	Physical education courses in teacher training colleges. All colleges, schools and other educational institutions in this State giving teacher training shall provide a course or courses in physical education, training and instruction, and every pupil attending any such college, school or educational institution in preparation for teaching service shall take such course or courses.	Not related to agency deliverable		No Change
Section 59-3-10	State	Statute	Election, bond and compensation of State Superintendent of Education. The State Superintendent of Education shall be elected at each general election in the same manner as other State officers and shall enter upon the duties of his office at the time prescribed by law. Before entering upon the duties of his office he shall give bond for the use of the State in the penal sum of five	Not related to agency deliverable		No Change
Section 59-3-100	State	Statute	Allocation of Qualified School Construction Bonds authorized by American Recovery Act of 2009 among school districts. (A)(1) Issuance authority for Qualified School Construction Bonds (QSCB) obligations allotted to the State pursuant to the provisions of 26 U.S.C. Section 54F(d)(1) and any issuance authority allocated pursuant to 26 U.S.C. Section 54F(d)(2) to school districts	Distribute funding to another entity		No Change
Section 59-31-10	State	Statute	Library committee. There shall be a library committee composed of the State Superintendent of Education, the director of the division of elementary education, the high school supervisor and four other members to be appointed by the State Superintendent of Education, two representing the elementary schools and two representing the high schools. All library books provided for	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-31-20	State	Statute	Field workers. The State Board of Education may appoint five field workers who shall be charged with the duties assigned by the Board and shall perform any and all duties required by the provisions of this chapter. As compensation for their services such field workers shall each receive a salary and, in addition thereto, actual traveling expenses incurred while in the discharge of	Requires a service	Ability to hire field workers	No Change
Section 59-31-210	State	Statute	Board required to provide textbooks on rental basis. The State Board of Education shall provide all the textbooks for use in the public schools of the State on a rental system whereby the pupils in the public schools will pay an annual rental in an amount to be fixed by the State Board of Education, in its discretion, graduated as to grades, sufficient to pay all the costs of the	Requires a service	Provide textbooks on a rental basis	No Change
Section 59-31-220	State	Statute	Furnishing library books. The State Board of Education shall furnish library books, from an approved list, to the public school districts or counties of this State upon the same terms and conditions that textbooks are now furnished under the terms of this article. But when any school district or county shall pay the State Board of Education the purchase price, plus interest, for such	Requires a service	Furnish library books	No Change
Section 59-31-230	State	Statute	Furnishing audio visual equipment. The State Department of Education shall provide audio visual equipment, including films and motion picture projectors, for the use in the free public schools of the State on either the State rental plan or the library purchase plan.	Requires a service	Furnish audio visual equipment	No Change
Section 59-31-240	State	Statute	Pupils' option to purchase or rent books. No pupil in the public schools of the State shall be required to pay any larger amount for the use of the books than authorized by Section 59 31 210 nor to buy outright or otherwise acquire any textbook. But any pupil may purchase, if he so desires, the books to be used by him, in which event no rental fee will be charged to such pupil. The State	Requires a service	Allow rental or purchase of textbooks	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-31-250	State	Statute	State institutions of higher learning authorized to establish textbook rental systems. Any State institution of higher learning may, in the discretion of its board of trustees or other governing body, set up a textbook rental system in the same manner as is provided in Section 59 31 210 for school districts and may choose or purchase its own textbooks. All funds received by such	Not related to agency deliverable		No Change
Section 59-31-260	State	Statute	School districts and counties authorized to establish rental or free textbook systems. Nothing contained in this article shall abrogate the power to set up rental or free textbook systems of any school district or county that may have such right, and all rentals received by any such district or county from rental of	Not related to agency deliverable		No Change
Section 59-31-270	State	Statute	Abandonment of county or district rental or free textbook system. Upon the resolution of the county legislative delegation any county or school district may abandon its rental or free system of textbooks and accept the provisions of this article. Upon any such county or school district abandoning its rental or free system and accepting the provisions of this article, the State Board of	Requires a service	Determination of textbook value	No Change
Section 59-31-280	State	Statute	Subsequent election to come under system. Notwithstanding that any school district or county may have exercised the privilege accorded under Section 59 31 410 not to come under the provisions of this article, any such school district or county may retract any such election by filing with the State Board of Education a written statement, which for any school district shall be signed	Not related to agency deliverable		No Change
Section 59-31-290	State	Statute	Rules and regulations as to depositories, distribution and damage to books. The State Board of Education shall adopt, establish and promulgate such rules and regulations as may be necessary to carry out the purposes of this article, which, when not in conflict with the terms and purposes of this article, shall have full legal force and effect. Such rules and regulations shall provide	Requires a service	Promulgate rules and regulations	No Change
Section 59-31-30	State	Statute	Use of uniform series of textbooks in State aided schools; exceptions. The State Board of Education shall designate a uniform series of textbooks which shall be used in every free public school of this State receiving any State aid for any purpose whatsoever. No school failing or refusing to use such uniform series of textbooks, unless expressly permitted by law so to do, shall receive	Requires a service	Designate uniform series of textbooks	No Change
Section 59-31-300	State	Statute	Retention of books within districts. As far as may be practicable the State Board of Education shall provide for the retention of all necessary schoolbooks for use by the school districts within such districts.	Requires a service	Retention of textbooks	No Change
Section 59-31-310	State	Statute	Counties required to provide depositories for books. The various counties, through their properly constituted authorities, shall furnish a sufficient and proper place for depositing or storing books used in such counties.	Not related to agency deliverable		No Change
Section 59-31-320	State	Statute	Contracts with publishers for general depositories. The State Board of Education may require all publishers of textbooks with whom textbook contracts have been made to maintain a joint agency or depository, in some city in the State to be located at some suitable and convenient distributing point, at which general depository each textbook publisher shall keep on hand	Requires a service	Textbook depositories	No Change
Section 59-31-330	State	Statute	Fumigation or disinfection of books. The State Board of Education, in conjunction with the Department of Health and Environmental Control, shall adopt rules and regulations governing the fumigation or disposal of textbooks from quarantined homes and for the regular disinfection of all textbooks used in the public schools of the State.	Requires a service	Promulgate rules and regulations	No Change
Section 59-31-340	State	Statute	School districts responsible for proper protection, use and care of books. The director shall hold each school district in the State responsible for the proper protection, use and care of all schoolbooks allotted to each such district under the terms of this article. Each school district shall make reports to the director when required by the director as to the books on hand and their condition and	Not related to agency deliverable		No Change
Section 59-31-350	State	Statute	Rentals payable annually in advance. The rentals shall be paid by or for each pupil annually in advance upon the opening of school, before any pupil is allowed the use of the books.	Not related to agency deliverable		No Change
Section 59-31-360	State	Statute	Waiver of textbook rental charges; use of school districts' books. The State Board of Education shall waive textbook rental charges for grades kindergarten through twelve of the public schools, to the end that basal textbooks adopted and approved by the board for use in the public schools must be supplied to the school children of the State without charge. Title to	Requires a service	Ability to waive rental charges for textbooks	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-31-370	State	Statute	Collection and payment of rentals. The rentals provided hereunder shall be collected by the various school districts in the State, and each school district shall pay the amount thereof due for the use of books by the pupils in such district within thirty days from the date of the opening of the schools or the admission of new pupils to the schools. No schoolbooks shall be delivered to	Not related to agency deliverable		No Change
Section 59-31-380	State	Statute	Tax levy for payment of losses, damages or unpaid rentals. Upon proper certification by the State Board of Education and county superintendent of education, the county auditors and county treasurers of the respective counties in which such school districts or units are located shall levy sufficient millage in or upon any such school district or other educational unit sufficient to pay	Not related to agency deliverable		No Change
Section 59-31-390	State	Statute	Administrative expenses shall be paid out of rentals. All necessary expenses incurred in administering the terms of this article shall be paid from the rentals collected hereunder.	Not related to agency deliverable		No Change
Section 59-31-40	State	Statute	Adoption of new books; books to be error free. The meetings of the State Board of Education in any year at which an adoption is made must be public. New textbooks adopted by the State Board of Education in any year must not be used in the free public schools of this State until the next school session begins. Each contract between the State Board of Education and a publisher	Requires a service	Designate uniform series of textbooks	No Change
Section 59-31-400	State	Statute	School authorities shall cooperate in administration of system. The county superintendents and boards of education in the various counties of the State shall cooperate with the State Board of Education in the administration of the terms of this article and the rules and regulations established by the State Board of Education in such manner as may be requested or required by the	Requires a service	Promulgate rules and regulations	No Change
Section 59-31-410	State	Statute	Situations in which article not applicable. The provisions of this article shall not apply (a) to any school district the board of trustees of which filed before August 1, 1936 with the former State Schoolbook Commission a written statement, approved by the Senator and at least one half of the representatives from such county, to the effect that it did not elect to come under the	Not related to agency deliverable		No Change
Section 59-31-45	State	Statute	Selection of textbooks; requests; procedures. (A) In addition to any other method of textbook selection, the State Board of Education shall add to the approved list of textbooks for use in the public schools of this State any textbook or series of textbooks which have been reviewed and not adopted by the state board if the textbook or series is requested in writing by the boards	Requires a service	Designate uniform series of textbooks	No Change
Section 59-31-50	State	Statute	Use of disapproved books unlawful. In all schools and colleges within this State which are supported in whole or in part from the free school funds it shall be unlawful to use any textbook which has been condemned or disapproved by the State Board of Education.	Not related to agency deliverable		No Change
Section 59-31-510	State	Statute	Contracts with publishers for rental or purchase of books. The State Board of Education may negotiate and execute contracts with the publishers of textbooks and instructional materials and vendors of instructional technology that allow the State to rent from the publishers or buy outright the books to be used in the public schools, with discretion in the State Board of Education to	Requires a service	Ability to negotiate and execute contracts for textbooks	No Change
Section 59-31-520	State	Statute	Continuance of contracts with publishers. At the expiration of any contract between the State and the publisher of any textbook, the State Board of Education, upon satisfactory agreement being had with such publisher, may continue the contract for any such textbook, or the latest editions thereof, for an indefinite period which may be terminated either by the State Board of	Requires a service	Ability to negotiate and execute contracts for textbooks	No Change
Section 59-31-530	State	Statute	Duration of original contracts. Original contracts made with publishers of all textbooks and providers of instructional materials shall run for not less than one year nor more than six years.	Not related to agency deliverable		No Change
Section 59-31-540	State	Statute	Most favored purchaser clause in contract. All contracts shall provide that if any person who furnishes adopted textbooks to the State shall sell the same textbooks or cause them to be sold to any other person, state or state board for a price less than that which this State has contracted to pay for such textbooks, then such lower price shall automatically become the contract price	Requires a service		No Change
Section 59-31-550	State	Statute	Bids; details as to contracts. The State Board of Education shall make all necessary rules and regulations pertaining to: (1) The advertisement of bids; (2) The submission of prices; (3) The sampling of, and hearings on, textbooks offered for adoption;	Requires a service	Promulgate rules and regulations	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY 2022
Section 59-31-560	State	Statute	Approval of contracts and publishers' bonds by Attorney General. The Attorney General of the State shall approve all contracts to be entered into between the State and publishers and shall approve the bond to be filed by each contract publisher. Such bond shall be placed in the custody of the State Treasurer.	Not related to agency deliverable		No Change
Section 59-31-570	State	Statute	Change in terms of contracts. The State Board of Education may, in its discretion, postpone, alter, amend or modify the terms of State adoption of textbook contracts.	Requires a service	Ability to alter or amend contracts for textbooks	No Change
Section 59-31-580	State	Statute	Attorney General shall enforce article. The Attorney General shall institute and prosecute suits against all violators of the provisions of this article and all contracts entered into in violation of the terms of this article shall be null and void.	Not related to agency deliverable		No Change
Section 59-31-590	State	Statute	School personnel not permitted to act as agents for publishers. It shall be unlawful for any teacher of a school supported in whole or in part from the public school funds of this State or any trustee of any such school or any other school officer to become an active or silent agent of any schoolbook publisher or be in anywise pecuniarily interested in the introduction of any schoolbook	Not related to agency deliverable		No Change
Section 59-31-60	State	Statute	Issuing notes for books or borrowing to pay for same. The State Board of Education may issue its negotiable notes with interest not exceeding three and one half per cent per annum and may pledge all books purchased and all rentals collected under Article 3 of this chapter, after the payment of all administrative expenses, for the discharge of rental or purchase contracts. The	Distribute funding to another entity		No Change
Section 59-31-600	State	Statute	Standards for textbook adoptions. When the State Board of Education determines that a textbook or instructional material adoption is needed in a specific field, the board shall direct evaluating and rating committees to assess the textbook or instructional material for the development of higher order thinking skills and problem solving. Each evaluation and rating	Requires a service	Adoption of textbooks	No Change
Section 59-31-610	State	Statute	Public review and hearings. The State Superintendent of Education shall make arrangements for a thirty day public review of materials recommended by the instructional materials review panels prior to taking those recommendations to the State Board of Education. The public review sites must be geographically distributed around the State at as many state	Requires a service	Provide a thirty day public review of instructional materials	No Change
Section 59-31-65	State	Statute	Acquisition of instructional technology. State funds for the acquisition of textbooks in the public schools of this State may also be used to acquire instructional technology and other similar materials which have been approved by the State Board of Education. The procedures applicable to the use of these funds to acquire textbooks are also applicable to the acquisition	Distribute funding to another entity		No Change
Section 59-31-70	State	Statute	Purchase of textbooks; reimbursement from state school textbook funds. A school district may purchase school textbooks approved by the Board of Education for instructional use directly from a publisher under contract with the state board when needed for instruction by the school district if the textbooks are not available from the State Department of Education. In this	Distribute funding to another entity		No Change
Section 59-31-75	State	Statute	Textbooks required for course to begin. A public school may not begin a course if state approved textbooks or other course material is not available on the first day of class or if the delivery date is after the first two weeks of classes unless the board of trustees determines that the class should be offered.	Not related to agency deliverable		No Change
Section 59-3-20	State	Statute	Vacancy in office. In case a vacancy occurs in the office of State Superintendent of Education, from any cause, such vacancy shall be filled by the Governor, by and with the advice and consent of the Senate, and the person so appointed shall qualify within fifteen days from the date of such appointment or else the office shall be deemed vacant. If the vacancy occur	Not related to agency deliverable		No Change
Section 59-32-10	State	Statute	Definitions. As used in this chapter: (1) "Comprehensive health education" means health education in a school setting that is planned and carried out with the purpose of maintaining, reinforcing, or enhancing the health, health related skills, and health attitudes and practices of children and youth that are conducive to their good health and	Requires a service		No Change
Section 59-32-20	State	Statute	Selection or adoption of instruction units by state board required. (A) Before August 1, 1988, the board, through the department, shall select or develop an instructional unit with separate components addressing the subjects of reproductive health education, family life education, pregnancy prevention education, and sexually transmitted diseases and make the instructional unit	Requires a service	Guidelines for Comprehensive Health Education program	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-32-30	State	Statute	Local school boards to implement comprehensive health education program; guidelines and restrictions. (A) Pursuant to guidelines developed by the board, each local school board shall implement the following program of instruction: (1) Beginning with the 1988-89 school year, for grades kindergarten through	Requires a service	Guidelines for Comprehensive Health Education program	No Change
Section 59-32-40	State	Statute	Staff development. As part of their program for staff development, the department and local school boards shall provide appropriate staff development activities for educational personnel participating in the comprehensive health education program. Local school boards are encouraged to coordinate the activities with the department and institutions of	Requires a service	Provide professional development	No Change
Section 59-32-5	State	Statute	Short title. This may be cited as the "Comprehensive Health Education Act".	Not related to agency deliverable		No Change
Section 59-32-50	State	Statute	Notice to parents; right to have child exempted from comprehensive health education program classes. Pursuant to policies and guidelines adopted by the local school board, public school principals shall develop a method of notifying parents of students in the relevant grades of the content of the instructional materials concerning reproductive health, family life, pregnancy	Not related to agency deliverable		No Change
Section 59-32-60	State	Statute	Department to ensure compliance; annual district report. The department shall assure district compliance with this chapter. Each local school board shall consider the programs addressed in this chapter in developing its annual district report.	Requires a service	Assure district compliance	No Change
Section 59-32-70	State	Statute	Applicability to private schools. The provisions of this chapter do not apply to private schools.	Not related to agency deliverable		No Change
Section 59-32-80	State	Statute	Penalty for teacher's violation of or refusal to comply with chapter. Any teacher violating the provisions of this chapter or who refuses to comply with the curriculum prescribed by the school board as provided by this chapter is subject to dismissal.	Not related to agency deliverable		No Change
Section 59-32-90	State	Statute	Restrictions on use of films, pictures or diagrams. Films, pictures, or diagrams in any comprehensive health education program in public schools must be designed solely for the purpose of explaining bodily functions or the human reproduction process and may not include actual or simulated portrayals of sexual activities or sexual intercourse.	Not related to agency deliverable		No Change
Section 59-3-30	State	Statute	General duties. The State Superintendent of Education shall: (1) Serve as secretary and administrative officer to the State Board of Education. (2) Have general supervision over and management of all public school funds provided by the State and Federal Governments.	Requires a service		No Change
Section 59-33-10	State	Statute	Legislative findings; declaration of purpose. The General Assembly finds that it is necessary and proper to provide an appropriate education for all handicapped children and youth enrolled in public schools or eligible for enrollment therein. It further finds that this purpose can best be accomplished through implementation of an intensive five year plan to expand and improve	Not related to agency deliverable		No Change
Section 59-33-100	State	Statute	Special education for emotionally handicapped pupils. In addition to those services currently provided to "emotionally handicapped pupils" as those pupils are defined in subsection (4) of Section 59-21-510, the State Department of Education shall contract with the Continuum of Care Policy Council to provide services approved by the State Board of Education to	Requires a service	Contract with Continuum of Care Policy Council	No Change
Section 59-33-110	State	Statute	Mediation as part of due process provision. The State Board of Education shall establish a mediation process as a part of the "due process" provision required in accordance with Public Law 94-142. If all parties agree, mediation will be used before any due process hearings required by Public Law 94-142 or at any time during the due process procedures. During discussions of the	Requires a service	Establish mediation process	No Change
Section 59-33-20	State	Statute	Definitions. As used in this chapter: (a) "Handicapped children" shall mean those who deviate from the normal either psychologically or physiologically to such an extent that special classes, special facilities, or special services are needed for their maximum development, including educable mentally handicapped, trainable mentally	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-33-30	State	Statute	Establishment by State Board of Education of program of specialized education for handicapped children; rules and regulations. The State Board of Education shall establish a program of specialized education for all handicapped children in this State utilizing the personnel and facilities of, and administered by, the State Department of Education under the direction of the	Requires a service	Establish program	No Change
Section 59-33-40	State	Statute	Surveys and educational plans of school districts; annual reports. Each school district individually or in combination with other school districts shall conduct a survey of the educational needs of all handicapped children within its jurisdiction and, with the assistance of the State Department of Education, devise an educational plan for the children concerned. This plan shall provide	Requires a service	Assist in development of educational plan	No Change
Section 59-33-50	State	Statute	Establishment and operation of programs by school districts; contracts between districts; special arrangements for multiple handicapped children. The board of trustees of each school district shall, upon approval of its district's plan by the State Department of Education, establish and operate a program which will insure an appropriate education for each handicapped	Requires a service	Approval to districts	No Change
Section 59-33-60	State	Statute	Cooperation with other agencies; acceptance of donations. District and State educational agencies are required to cooperate with other agencies within the State, both public and private, interested in working toward the education, training and alleviation of the handicaps of handicapped children, and all such agencies are authorized to accept gifts or donations from such private	Not related to agency deliverable		No Change
Section 59-33-70	State	Statute	Funding; chapter is supplementary. The General Assembly shall appropriate funds to implement the provisions of this chapter with initial funding for planning and organizing to begin with the fiscal year 1972 1973. Costs for all programs for handicapped children shall be shared with the school districts on the same basis that education costs are currently provided for such children	Requires a service		No Change
Section 59-33-80	State	Statute	Legislative declaration of policy as to residential and nonresidential programs. The General Assembly declares that the public policy of this State is to provide, when feasible, the resources, assistance, coordination, and support necessary to enable the handicapped person to receive an education within the context of his home and community. Where individuals have previously been	Not related to agency deliverable		No Change
Section 59-33-90	State	Statute	Subpoena power of hearing officers; placement of handicapped children in alternative programs. Notwithstanding any other provision of law: Duly appointed hearing officers of local school districts and other state operated programs shall have the power of subpoena consistent with the requirements and regulations of Public Law 94 142.	Requires a service		No Change
Section 59-3-40	State	Statute	Delivery of property to successor. The State Superintendent of Education shall deliver to his successor, within ten days after the expiration of his term of office, all books, papers, documents and other property belonging to his office.	Not related to agency deliverable		No Change
Section 59-34-10	State	Statute	Short title. This chapter may be cited as the Blind Persons' Literacy Rights and Education Act.	Not related to agency deliverable		No Change
Section 59-34-20	State	Statute	Definitions. As used in this chapter: (1) "Blind student" means an individual who is eligible for special education services and who: (a) has a visual acuity of 20/200 or less in the better eye with correcting lenses or has a limited field of vision such that the widest diameter subtends	Not related to agency deliverable		No Change
Section 59-34-30	State	Statute	Entitlement to individualized education program; assessment; instruction in braille. Each legally blind student must be identified and offered an individualized education program (IEP) in consultation with a parent or legal guardian. While braille is not required, it is presumed that the need for braille reading and writing are valuable skills to be considered in the student's	Requires a service		No Change
Section 59-34-40	State	Statute	Sufficiency of instruction required; particulars of individualized education program. Instruction in braille reading and writing must be sufficient to enable each blind student to communicate effectively and efficiently with the same level of proficiency expected of the student's peers of comparable ability and grade level. The student's individualized education program must	Not related to agency deliverable		No Change
Section 59-35-10	State	Statute	Kindergarten classes shall be provided. The board of trustees of each school district shall establish and provide kindergartens for children within its jurisdiction. All children in the five year old kindergarten program must be counted in the average daily membership of any public school district when public school funds are to be apportioned to	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-36-10	State	Statute	Definitions. As used in this chapter: (1) "Preschool disabilities program" means the special education and related services provided in accordance with Public Law 94 142, as amended; (2) "Preschool children with disabilities" means children ages three, four, and five whose developmental progress is delayed to the extent that a	Not related to agency deliverable		No Change
Section 59-36-20	State	Statute	Comprehensive system of special education and services; mandate of Individuals with Disabilities Education Act; agencies and persons responsible; inter agency cooperation; level of services; costs of services; resolving disagreements. The State Board of Education and the State Department of Education are responsible for establishing a comprehensive system of special	Requires a service	Establish a comprehensive system of special education and related services	No Change
Section 59-36-30	State	Statute	Assistance of state advisory council. The state advisory council shall advise the Department of Education and the State Board of Education in developing a comprehensive service system for special education and related services to preschool children with disabilities. The assistance includes, but is not limited to:	Requires a service		No Change
Section 59-36-40	State	Statute	Policies, standards, and procedures to ensure appropriate education; consultant; evaluation and placement of students; certification and credentials of personnel. The State Board of Education, with input from the state advisory council, shall establish policies, standards, and procedures necessary to ensure that a free and appropriate education is available in the least	Requires a service	Establish policies, standards, and procedures	No Change
Section 59-36-50	State	Statute	Boards of school districts to provide programs; arrangements with other districts and agencies; transportation; individualized education programs; transition. The board of trustees of each school district shall provide a free appropriate public education consistent with Part B of the Individuals with Disabilities Education Act for all preschool children with disabilities residing	Requires a service		No Change
Section 59-36-60	State	Statute	Pre existing responsibilities, funds and services not supplanted. No provision of this chapter may be construed to limit the responsibility of state agencies currently providing services to preschool children with disabilities or their families. Funds provided under this statute shall not be used to supplant services previously provided by other state or federal agencies.	Not related to agency deliverable		No Change
Section 59-36-70	State	Statute	Annual report by advisory council summarizing services for preschoolers; reports by other agencies. (A) With the assistance of staff provided by the Department of Education, the state advisory council shall submit annually by February first of each year a report to the Interagency Coordinating Council on P.L. 99 457, the Joint Legislative Committee on Children, the Senate	Report our agency must/may provide;	Board, Commission, or Committee on which someone from our agency may/must serve	No Change
Section 59-36-80	State	Statute	Study of costs; recommendation as to weighting in connection with funding; annual determination of funding level. The Committee to Study Formula Funding for Educational Programs shall conduct a study of the costs of the program for preschool children with disabilities and, if appropriate, recommend weights to be included in the Education Finance Act, Section 59	Not related to agency deliverable		No Change
Section 59-37-10	State	Statute	Schools for orphans or needy children in eleemosynary institutions. Upon application of the directors or managing board of any eleemosynary institution in this State, operated without profit as a home for orphans or needy children who are admitted thereto, the State Board of Education shall establish a grammar or high school or both for the inmates of such institution within	Requires a service	Establish schools for inmates	No Change
Section 59-37-20	State	Statute	Schools for eleemosynary institutions placed under direction and control of local board of trustees. Should any such school be established, the State Board of Education shall place it under the direction and control of the board of school trustees of the school district in which the institution is located, and thereupon such board of school trustees shall employ teachers and operate the	Not related to agency deliverable		No Change
Section 59-3-80	State	Statute	Cooperation with Federal Government in program for children of working mothers. The State Department of Education shall have the power to cooperate with the Federal Government, its agencies or instrumentalities, in the administration of an educational program for the care of pre school children, ages two to six, and children of school age who are without home	Distribute funding to another entity		No Change
Section 59-38-10	State	Statute	School district procedures and responsibilities; Department of Social Services responsibilities; educational and school placement decisions; transfer of credits and grades; court appearances treated as excused absences; Department access to school records; adult advocates. (A) Each school district shall have in place procedures to ensure seamless	Requires a service		No Change
Section 59-3-90	State	Statute	In service training programs for teachers. The State Department of Education shall provide recommendations and assist districts in conducting in service training programs for teachers based on the findings and research it derives from the study of effective schools and classrooms and from district plans developed in accordance with Section 59 139 10. All of the school districts of	Requires a service	Assist districts in conducting training programs	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-39-10	State	Statute	Establishment and maintenance of high schools. The board of trustees of any school district, acting singly or in cooperation with the boards of trustees of adjoining school districts, may establish and maintain a high school, with the privileges herein granted; provided, that such high school meets all the requirements of this article and the regulations of the State Board of	Requires a service		No Change
Section 59-39-100	State	Statute	Issuance of uniform diplomas by accredited high school; units required. (A) Diplomas issued to graduates of accredited high schools within this State must be uniform in every respect and particularly as to color, size, lettering, and marking. The number of units required for a state high school diploma is twenty units as prescribed by the State Board of Education. Beginning in the	Requires a service	Requirements for dipolmas	No Change
Section 59-39-110	State	Statute	Accelerated program of study. Each accredited high school in this State shall provide an accelerated program of study whereby any student who demonstrates sufficient ability shall, upon approval of the administrative head of such school and of the parent, guardian or other lawful custodian of such student, be allowed to undertake such courses of study as will enable the	Not related to agency deliverable		No Change
Section 59-39-112	State	Statute	Elective credit for released time classes in religious instruction. (A) A school district board of trustees may award high school students no more than two elective Carnegie units for the completion of released time classes in religious instruction as specified in Section 59 1 460 if: (1) for the purpose of awarding elective Carnegie units, the released time	Requires a service		No Change
Section 59-39-115	State	Statute	Issuance of diploma to high school student who enlisted in military during WWII; documentation; posthumous diplomas. (A) A South Carolinian who enlisted in any branch of the United States military while enrolled as a student in any high school of this State during the period December 8, 1941, through September 1, 1946, must be issued a high school diploma upon presentation	Requires a service		No Change
Section 59-39-120	State	Statute	Data required to be submitted by high schools and institutions of higher learning concerning high school graduates. On or before May first of each calendar year, every high school which issues a State high school diploma shall submit to the State Superintendent of Education in such form as he may prescribe the following data:	Not related to agency deliverable		No Change
Section 59-39-130	State	Statute	Tabulation of information by State Superintendent of Education. After such reports have been received, the State Superintendent of Education shall cause them to be tabulated so as to show the academic performance of graduates from the respective high schools who entered institutions of higher learning. When such tables have been prepared, they shall be included in the annual	Report our agency must/may provide		No Change
Section 59-39-140	State	Statute	Regulations for inspection and classification of schools. The State Board of Education may prescribe all such regulations as may not be inconsistent with Chapters 35, 37, 39, 43, 45, 53 and 55 and with the School Code to provide for the inspection and classification of all elementary and secondary schools.	Requires a service	Promulgate rules and regulations	No Change
Section 59-39-150	State	Statute	High school shall not lose accreditation on basis of enrollment only. No high school in this State shall lose its accreditation on the basis of class or school enrollment only, and any high school which lost its accreditation status during the school year 1964 65, based solely upon class or school enrollment, is hereby restored to its former accreditation status.	Not related to agency deliverable		No Change
Section 59-39-160	State	Statute	Interscholastic activities; requirements for participation; monitoring; participation by handicapped; waiver. To participate in interscholastic activities, students in grades nine through twelve must achieve an overall passing average and either: (1) pass at least four academic courses, including each unit the student takes	Requires a service	Ability to grant waiver of requirements	No Change
Section 59-39-170	State	Statute	Secondary schools to emphasize teaching as career opportunity. Acting through guidelines adopted by the State Board of Education, the secondary schools of this State shall emphasize teaching as a career opportunity.	Not related to agency deliverable		No Change
Section 59-39-20	State	Statute	Board of trustees of high schools. Except as otherwise expressly provided, if a single school district establish a high school, the board of trustees of such district shall be the high school board of trustees; and if any two or more districts establish a high school, the board of trustees of the district wherein the high school is located, together with the chairman of each of the	Requires a service		No Change
Section 59-39-200	State	Statute	Voter registration application forms to be made available to students. Each high school in this State shall make available to its students voter registration application forms. Pursuant to Section 7 5 175, the forms must be provided to high school administrators upon their request to the appropriate county voter registration board or entity charged by law with registering an elector.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-39-30	State	Statute	High schools established prior to February 19, 1907 may claim privileges of article. Any public high school established prior to February 19, 1907 may claim the privileges of this article; provided, that it conforms to the requirements of this article and the regulations of the State Board of Education. But nothing in this article shall be construed to repeal any of the	Not related to agency deliverable		No Change
Section 59-39-310	State	Statute	School district boards shall establish driver education and training programs. The governing board of any school district maintaining a secondary school which includes any grades nine through twelve, inclusive, shall establish driver education and training programs for students in high school grades.	Not related to agency deliverable		No Change
Section 59-39-40	State	Statute	Creation of corporate body through establishment of high school districts by adjoining school districts. When, pursuant to or under color of authority of any general act, any special act or any act making a special provision in or about the subject matter of a general act, a high school shall have been established by the boards of trustees of two or more adjoining school districts	Not related to agency deliverable		No Change
Section 59-39-50	State	Statute	Area of high school districts established by adjoining districts. Such high school district shall be coterminous with and equal in area to the two or more school districts by action of whose boards of trustees it shall be created, but shall not in any way terminate the continued corporate existence of such school districts as separate entities.	Requires a service		No Change
Section 59-39-60	State	Statute	Boards of trustees of high school districts established by adjoining districts. The governing body of each such district shall be a board known as a high school board of trustees, which shall be constituted, when the boards of trustees of two or more school districts shall have acted in establishing or evidencing an intention to establish a high school pursuant to or under color of	Requires a service		No Change
Section 59-39-70	State	Statute	Corporate name of high school district established by adjoining districts; seal; clerk. The corporate name of each such high school district shall be such as shall be adopted by resolution of the high school board of trustees. The high school board of trustees may likewise adopt a corporate seal and may elect from time to time one of their number as clerk to hold office during his term	Not related to agency deliverable		No Change
Section 59-39-80	State	Statute	Privileges and regulation of high school district established by adjoining districts. All such districts shall have the privileges and benefits provided by this article and shall be subject to the regulations of the State Board of Education as therein provided.	Requires a service		No Change
Section 59-39-90	State	Statute	Rights, powers and privileges of trustees of high school districts established by adjoining districts. Such high school boards of trustees shall have all of the rights, powers and privileges conferred by law upon the trustees of common school districts and may manage, lease, dispose of, sell, deliver or convey the property of the district upon such terms and conditions as the board shall	Requires a service		No Change
Section 59-5-10	State	Statute	Composition and organization of State Board of Education. The State Board of Education shall be composed of one member from each judicial circuit. The members shall serve terms of four years and until their successors are elected and qualify, except of those first elected, the members from the fifth, tenth and fourteenth circuits shall serve terms of one year; the members from	Requires a service		No Change
Section 59-5-100	State	Statute	Powers and duties of State Educational Finance Commission devolved upon Board; general duties. The Board of Education, as successor to the State Educational Finance Commission, shall disburse such funds as are provided by the General Assembly and shall have such further powers as are committed to it by this Title. It shall promote the improvement of the school	Distribute funding to another entity		No Change
Section 59-5-110	State	Statute	Powers and duties of State Educational Finance Commission devolved upon Board; survey of school system. As soon as practicable the Board of Education, as successor to the State Educational Finance Commission, shall make a survey of the entire school system, which shall set forth the needs for new construction, new equipment, new transportation facilities and such other	Requires a service	Survey of school system	No Change
Section 59-5-120	State	Statute	Powers and duties of State Educational Finance Commission devolved upon Board; rules and regulations. The Board of Education, as successor to the State Educational Finance Commission, shall prescribe and promulgate, in the manner provided by law, reasonable rules and regulations to carry out the provisions of Sections 59 5 100 and 59 5 110, Chapter 21 of this Title, Article	Requires a service		No Change
Section 59-5-130	State	Statute	Members shall not contract with Board. It shall be unlawful for any member of the Board to make any contract or to be pecuniarily interested in any contract or otherwise make a profit from any contract with the State Board of Education. Any member violating the provisions of this section shall be guilty of a misdemeanor and, upon conviction, shall be fined not less than one	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-5-135	State	Statute	Governor's Institute of Reading; functions; funding. (A) The General Assembly finds that: (1) reading is the most important academic skill and the basis for success in school and work; (2) test results indicate that a significant portion of South Carolina students	Distribute funding to another entity		No Change
Section 59-5-140	State	Statute	South Carolina Opportunity School, John De La Howe School and South Carolina School for the Deaf and Blind required to meet State standards. Academic and career and technology training provided by the South Carolina Opportunity School, the John De La Howe School, and the South Carolina School for the Deaf and the Blind must meet standards prescribed by the	Report our agency must/may provide		No Change
Section 59-5-150	State	Statute	Awards for civic contribution to public education. The State Board of Education shall initiate an award program to recognize business and industries, civic organizations, school improvement councils, and individuals contributing most significantly to public education.	Requires a service	Initiate award program	No Change
Section 59-5-160	State	Statute	Graduation of children who are new to South Carolina. (A) In order to facilitate the on time graduation of children of families who have moved to South Carolina during the child's twelfth grade year, the State Board of Education may: (1) waive specific courses required for graduation if those courses were not	Requires a service	Ability to waive certain requirements	No Change
Section 59-5-20	State	Statute	Persons eligible for membership; oath. Any person shall be eligible for membership on the Board who is a registered elector of this State, and each member of the Board shall take the oath prescribed in the Constitution of South Carolina before entering upon the duties of his office.	Not related to agency deliverable		No Change
Section 59-5-30	State	Statute	Compensation of members. The members of the Board shall receive as compensation a per diem and mileage as is provided for members of the General Assembly.	Not related to agency deliverable		No Change
Section 59-5-40	State	Statute	Meetings of Board; quorum; seal. The Board shall meet on the call of its chairman or upon the request of a majority of its members at the office of the State Superintendent of Education or at such other place as may be designated in the call. A majority of the Board shall constitute a quorum for transacting business. The official seal of the State Superintendent of	Not related to agency deliverable		No Change
Section 59-5-50	State	Statute	Records, papers and effects of Board; minutes of proceedings. The secretary shall be custodian of the records, papers and effects of the Board and shall keep the minutes of its proceedings. Such records, papers and minutes shall be kept in the office of the State Superintendent of Education and shall be open to inspection by the public.	Not related to agency deliverable		No Change
Section 59-5-60	State	Statute	General powers of Board. The State Board of Education shall have the power to: (1) Adopt policies, rules and regulations not inconsistent with the laws of the State for its own government and for the government of the free public schools.	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-5-61	State	Statute	Secondary occupational career and technology education courses for school district. The State Board of Education, through local school districts and area career and technology centers, shall establish, maintain, and operate secondary occupational vocational education courses for secondary school students in public schools in accordance with guidelines and standards	Requires a service	Career and Technology centers	No Change
Section 59-5-63	State	Statute	Duty free lunch periods for teachers. The State Board of Education shall promulgate regulations directing the principal of each elementary school having grades one through six to develop and implement a plan which shall equitably apportion lunchroom duty among the teachers so that each teacher has as many duty free lunch periods as may be reasonable in order to insure	Not related to agency deliverable		No Change
Section 59-5-65	State	Statute	Powers and responsibilities of State Board of Education. The State Board of Education shall have the power and responsibility to: (1) Establish on or before August 15, 1985, regulations prescribing minimum standards of conduct and behavior that must be met by all pupils as a condition to the right of pupils to attend the public schools of the State. The	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-5-67	State	Statute	Reduction of paper work; computerization; grants for improving teaching practices and procedures. (A) The State Department of Education shall provide for continuous training for district personnel to operate the computers provided and for continuous selection and evaluation of software. (B) The State Board of Education, acting through the State Department of	Requires a service	Establish grant program; provide training	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-5-68	State	Statute	Uniform grading scale. The General Assembly finds that given the fact the State provides substantial financial academic assistance to students of the State based on cumulative grade point averages and districts currently use a variety of grading scales, it is in the best interest of the students of South Carolina for a uniform grading scale to be developed and adopted by the State	Report our agency must/may provide		No Change
Section 59-5-69	State	Statute	Implementation of regulations concerning South Carolina Education Improvement Act. The State Board of Education and the Commission on Higher Education in performing the duties and responsibilities assigned to them in the South Carolina Education Improvement Act of 1984 are authorized to promulgate regulations necessary to implement these provisions.	Requires a service	Promulgate regulations	No Change
Section 59-5-70	State	Statute	Hearings. (A) The board may, in its discretion, designate one or more of its members to conduct any hearing in connection with any responsibility of the board and to make a report on any such hearing to the board for its determination. (B) The board in its discretion may also designate a hearing officer for the	Not related to agency deliverable		No Change
Section 59-5-75	State	Statute	Out of field permits and teaching. The State Board of Education shall review and make any necessary revisions to regulations to define the criteria for an out of field permit and for school districts to report out of field teaching for teachers who are not teaching one hundred percent of the time in their areas of certification or in a field in which the teachers have twelve or more	Report our agency must/may provide		No Change
Section 59-5-85	State	Statute	Teacher evaluation program standards and procedures. The State Board of Education and the Department of Education shall review and refine, as necessary, the professional performance dimensions in the state's teacher evaluation program (ADEPT) established in Section 59 26 30(B) to ensure the dimensions are consistent with nationally recognized performance based	Report our agency must/may provide;	Board, Commission, or Committee on which someone from our agency may/must serve	No Change
Section 59-5-90	State	Statute	Powers and duties of State Educational Finance Commission and State Schoolbook Commission devolved upon Board. All powers and duties provided by law for the State Educational Finance Commission and the State Schoolbook Commission are hereby devolved upon the State Board of Education.	Requires a service		No Change
Section 59-5-95	State	Statute	Panels created to review accreditation requirements; membership; duties. The State Board of Education and the Commission on Higher Education shall appoint a collegial panel of middle grade classroom teachers and teacher preparation faculty to review the National Council for Accreditation of Teacher Education (NCATE) accreditation requirements and recommend any	Requires a service	Appoint panel	No Change
Section 59-6-10	State	Statute	Appointment of committee. (A) In order to assist in, recommend, and supervise implementation of programs and expenditure of funds for the Education Accountability Act and the Education Improvement Act of 1984, the Education Oversight Committee is to serve as the oversight committee for these acts. The Education Oversight Committee shall:	Report our agency must/may provide;	Board, Commission, or Committee on which someone from our agency may/must serve	No Change
Section 59-6-100	State	Statute	Accountability Division established within Education Oversight Committee; selection of executive director. Within the Education Oversight Committee, an Accountability Division must be established to report on the monitoring, development, and implementation of the performance based accountability system and reviewing and evaluating all aspects of the Education	Not related to agency deliverable		No Change
Section 59-6-110	State	Statute	Duties of Accountability Division. The division must examine the public education system to ensure that the system and its components and the EIA programs are functioning for the enhancement of student learning. The division will recommend the repeal or modification of statutes, policies, and rules that deter school improvement. The division must provide annually its	Not related to agency deliverable		No Change
Section 59-6-120	State	Statute	Collaboration between Accountability Division and other agencies. The State Department of Education, the State Board of Education, and the school districts and schools shall work collaboratively with the Division of Accountability to provide information needed to carry out the responsibilities and duties of its office. The Division of Accountability may call on the	Requires a service	Collaboration between Accountability division	No Change
Section 59-6-15	State	Statute	Business Education Partnership for Excellence in Education; Business Education Subcommittee. (A) There is created the Business Education Partnership for Excellence in Education and a permanent standing subcommittee of the partnership for the purpose of reviewing the implementation of the South Carolina Education Improvement Act of 1984	Not related to agency deliverable		No Change
Section 59-6-16	State	Statute	Leadership network. The State Board of Education in consultation with the Business Education Subcommittee shall appoint a leadership network of representatives from the private sector. The leadership network shall assist the State Board of Education business education partnership program by: (1) promoting business education partnerships, (2) evaluating business education	Board, commission, or committee on which someone from our agency must/may serve		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-6-17	State	Statute	School attendance as requirement for licensing for operation of motor vehicle. The Business Education Subcommittee in consultation with the Education Oversight Committee shall study requiring school attendance as a condition of licensing for the privilege of the operation of a motor vehicle and shall provide a report to the General Assembly by January 1, 1990.	Not related to agency deliverable		No Change
Section 59-6-20	State	Statute	Public Accountability Division. The State Board of Education and State Superintendent of Education must establish within the State Department of Education a special unit at the division level called the Public Accountability Division. This special unit must be eliminated on July 1, 1991. The unit head shall hold a position comparable to a deputy superintendent and must be	Board, commission, or committee on which someone from our agency must/may serve		No Change
Section 59-6-30	State	Statute	Reports by State Board of Education; Business Education Subcommittee to report to Business Education Partnership; recommendations by Partnership; Business Education staff to serve Business Education Partnership. The State Board of Education shall provide an assessment of the South Carolina Education Improvement Act of 1984 for consideration by the Business	Report our agency must/may provide;	Board, Commission, or Committee on which someone from our agency may/must serve	No Change
SECTION 59 46 50	State	Statute	ARTICLE II DEFINITIONS As used in this compact, unless the context clearly requires a different construction: A. "Active duty" means: full time duty status in the active uniformed service	Not related to agency deliverable		No Change
SECTION 59 46 50	State	Statute	ARTICLE III APPLICABILITY (A) Except as otherwise provided in Section (B), this compact shall apply to the children of: (1) active duty members of the uniformed services as defined in this	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE IV EDUCATIONAL RECORDS & ENROLLMENT A. Unofficial or "hand carried" education records In the event that official education records cannot be released to the parents for the purpose of transfer, the custodian of the records in the sending state shall prepare and	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE IX INTERSTATE COMMISSION ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN The member states hereby create the "Interstate Commission on Educational Opportunity for Military Children". The activities of the Interstate	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE V PLACEMENT & ATTENDANCE A. Course placement When the student transfers before or during the school year, the receiving state school shall initially honor placement of the student in educational courses based on the student's enrollment in the sending state	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE VI ELIGIBILITY A. Eligibility for enrollment: 1. Special power of attorney, relative to the guardianship of a child of a military family and executed under applicable law shall be sufficient for the	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE VII GRADUATION In order to facilitate the on time graduation of children of military families states and local education agencies shall incorporate the following procedures: A. Waiver requirements. Local education agency administrative officials	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE VIII STATE COORDINATION A. Each member state shall, through the creation of a State Council or use of an existing body or board, provide for the coordination among its agencies of government, local education agencies and military installations concerning the	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE X POWERS AND DUTIES OF THE INTERSTATE COMMISSION The Interstate Commission shall have the following powers: A. To provide for dispute resolution among member states. B. To promulgate rules and take all necessary actions to effect the goals,	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XI ORGANIZATION AND OPERATION OF THE INTERSTATE COMMISSION A. The Interstate Commission shall, by a majority of the members present and voting, within twelve months after the first Interstate Commission	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XII RULEMAKING FUNCTIONS OF THE INTERSTATE COMMISSION A. Rulemaking Authority The Interstate Commission shall promulgate reasonable rules in order to effectively and efficiently achieve the purposes of this compact. Notwithstanding the foregoing, in the event the Interstate	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XIII OVERSIGHT, ENFORCEMENT, AND DISPUTE RESOLUTION A. Oversight 1. The executive, legislative, and judicial branches of state government in each member state shall enforce this compact and shall take all actions	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XIV FINANCING OF THE INTERSTATE COMMISSION A. The Interstate Commission shall pay or provide for the payment of the reasonable expenses of its establishment, organization, and ongoing activities. B. The Interstate Commission may levy on and collect an annual assessment	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XV MEMBER STATES, EFFECTIVE DATE, AND AMENDMENT A. Any state is eligible to become a member state. B. The compact shall become effective and binding upon legislative enactment of the compact into law by no less than ten of the states. The	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XVI WITHDRAWAL AND DISSOLUTION A. Withdrawal 1. Once effective, the compact shall continue in force and remain binding upon each and every member state; provided that a member state may	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XVII SEVERABILITY AND CONSTRUCTION A. The provisions of this compact shall be severable, and if any phrase, clause, sentence, or provision is deemed unenforceable, the remaining provisions of the compact shall be enforceable.	Not related to agency deliverable		No Change
SECTION 59 46 50 Continued...	State	Statute	ARTICLE XVIII BINDING EFFECT OF COMPACT AND OTHER LAWS A. Other Laws: 1. Nothing herein prevents the enforcement of any other law of a member state that is not inconsistent with this compact.	Not related to agency deliverable		No Change
Section 59-21-10 through 59-21-140	State	Statute	SECTION 59-21-10. "School" defined. For the purpose of this article, a "school" is defined as a division of the school system consisting of pupils composed of one or more grade groups, organized as one unit with one or more teachers to give instructions of a defined type,	Not related to agency deliverable		No Change
Section 59-25-160	State	Statute	SECTION 59 25 160. Revocation or suspension of certificate; "just cause" defined. "Just cause" may consist of any one or more of the following: (1) Incompetence; (2) Wilful neglect of duty;	Not related to agency deliverable		No Change
Section 59-28-150	State	Statute	State Superintendent of Education activities to promote parental involvement. The State Superintendent of Education shall: (1) promote parental involvement as a priority for all levels from pre K through grade 12, with particular emphasis at the middle and high school levels where parental involvement is currently least visible;	Distribute funding to another entity; Other service or product our agency must/may provide	Promote parental involvement	No Change
Section 59-33-310	State	Statute	This chapter may be cited as the "Adult Students with Disabilities Educational Rights Consent Act".	Not related to agency deliverable		No Change
Section 59-33-320	State	Statute	When a student who is eligible for special education under the Individuals with Disabilities Education Act "IDEA", 20 U.S.C. Section 1411, et seq., reaches age eighteen or is emancipated by a court of competent jurisdiction, all rights accorded to the student's parents under this article transfer to the student except as provided in Sections 59-33-330 and 59-33-340. Nothing in	Not related to agency deliverable		No Change
Section 59-33-330	State	Statute	An adult student who is eligible for special education, who has not been determined to be incapacitated pursuant to Article 5, Title 62, may delegate his right to make educational decisions to another adult. An adult student may delegate educational rights by naming an agent through a duly executed power of attorney or by using a form that the State Department of Education	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Section 59-33-340	State	Statute	Identification of eligible adult student as incapable of communicating educational program wishes, interests, or preferences; procedures; designation of educational representative. An adult student who is eligible for special education and has not been	Requires a service		No Change
Section 59-33-350	State	Statute	The educational agent or educational representative is authorized to make educational decisions for a student and has the same rights as the student to participate in the individualized educational program and to request, receive, examine, copy, and consent to the disclosure of the plan or another educational record. The educational agent or the educational representative	Not related to agency deliverable		No Change
Section 59-33-360	State	Statute	As part of the student's transition plan, starting at age thirteen, local education agencies shall assist students eligible for special education with the transition to adulthood, including the need to make educational decisions.	Requires a service		No Change
Section 59-33-370	State	Statute	The South Carolina Department of Education shall promulgate regulations, policies, and guidelines to implement this article.	Requires a service		No Change
Section 59-33-510	State	Statute	As used in this section: (1) "Evidence-based reading instruction" means reading, writing, and spelling instruction that employs direct instruction of systematic and cumulative content, with the sequence beginning with the easiest and most basic	Requires a service		No Change
Section 59-33-520	State	Statute	(A)(1) The State Department of Education shall establish and provide training and support for a statewide MTSS framework that must contain a common data-based problem-solving model, on-going student assessment, and a layered continuum of supports using evidence-based practices. As part of the assessment, a universal screening process must be used to identify students	Requires a service		No Change
Section 59-33-530	State	Statute	The department shall provide appropriate professional development training and resources for all educators in the area of MTSS and the identification of, and evidence-based intervention methods for, students who are at risk of experiencing academic difficulties, including students with dyslexia.	Requires a service		No Change
Section 59-33-540	State	Statute	The State Board of Education shall create a reporting template and guidelines for districts and charter schools to complete the template. School districts and charter school authorizers shall complete the template and provide the compiled results to the department annually by June thirtieth, commencing June 30, 2020. The department shall provide the compiled information to the	Requires a service		No Change
Section 59-33-550	State	Statute	(A) There is created a Learning Disorders Task Force for the purpose of working with the department in matters relating to reading disorders to include, but not be limited to, dyslexia. The State Superintendent of Education shall convene the first meeting at which time a chair shall be elected by the task force. The task force is composed of nine members as follows:	Requires a service		No Change
Section 59-59-175			(A) There is created the South Carolina Education and Economic Development Coordinating Council. The council is comprised of the following members representing the geographic regions of the State and must be representative of the ethnic, gender, rural, and urban diversity of the State:	Requires a service		No Change
Sections 59-1-330 through 59-1-350	State	Statute	Members of the county board of education or board of trustees may serve without pay. Each member of the board may receive a per diem for attendance at board meetings and may be paid mileage to and from such meetings. No member may receive per diem and mileage unless in actual attendance upon a meeting of the board. When any member of a board is	Not related to agency deliverable		No Change
Sections 59-1-370 through 59-1-448	State	Statute	SECTION 59-1-370. Closing of educational institutions on general election day. All State-supported colleges and universities, technical education centers and public schools shall be closed general election day in November of each even-	Not related to agency deliverable		No Change
Sections 59-21-160 through 59-21-430	State	Statute	SECTION 59-21-160. State appropriations for school district employer contributions; calculation of allocations to individual school districts. Beginning with appropriations for school year 1998-99, state funds appropriated by the General Assembly for school district employer	Requires a manner of delivery		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Sections 59-21-450 through 59-21-510	State	Statute	program. Any unexpended funds or operating surplus in the Education Improvement Act Fund in any fiscal year must be allocated to the school building aid program.	Not related to agency deliverable		No Change
Sections 59-24-5 and 59-24-15 through 59-24-35	State	Statute	SECTION 59-24-5. Importance of leadership of principal recognized. The General Assembly finds that the leadership of the principal is key to the success of a school, and support for ongoing, integrated professional development is integral to better schools and to the improvement of the actual	Not related to agency deliverable		No Change
Sections 59-25-10 through 59-25-57	State	Statute	SECTION 59-25-10. Employment of teachers related to board members or serving as board members. No person who is a member of the board of trustees or a member of the immediate family of a member of the board of trustees of any school district	Not related to agency deliverable		No Change
Special Considerations for Institutions of Higher Education ; §200.418 Costs incurred by states and local governments	Federal	Statute	Costs incurred or paid by a state or local government on behalf of its IHEs for fringe benefit programs, such as pension costs and FICA and any other costs specifically incurred on behalf of, and in direct benefit to, the IHEs, are allowable costs of such IHEs whether or not these costs are recorded in the accounting records of the institutions, subject to the following:	Not related to agency deliverable		No Change
Special Considerations for Institutions of Higher Education ; §200.419 Cost accounting standards and disclosure statement	Federal	Statute	(a) An IHE that receives aggregate Federal awards totaling \$50 million or more in Federal awards subject to this part in its most recently completed fiscal year must comply with the Cost Accounting Standards Board's cost accounting standards located at 48 CFR 9905.501, 9905.502, 9905.505, and 9905.506. CAS-covered contracts awarded to the IHEs are subject to the	Not related to agency deliverable		No Change
Special Considerations for States, Local Governments and Indian Tribes ; §200.416 Cost allocation plans and indirect cost proposals	Federal	Statute	(a) For states, local governments and Indian tribes, certain services, such as motor pools, computer centers, purchasing, accounting, etc., are provided to operating agencies on a centralized basis. Since Federal awards are performed within the individual operating agencies, there needs to be a process whereby these central service costs can be identified and assigned to	Requires a service		No Change
Special Considerations for States, Local Governments and Indian Tribes ; §200.417 Interagency service	Federal	Statute	The cost of services provided by one agency to another within the governmental unit may include allowable direct costs of the service plus a pro-rated share of indirect costs. A standard indirect cost allowance equal to ten percent of the direct salary and wage cost of providing the service (excluding overtime, shift premiums, and fringe benefits) may be used in lieu of	Not related to agency deliverable		No Change
State Accountability System ; §200.12 Single State accountability system	Federal	Statute	(a)(1) Each State must demonstrate in its State plan that the State has developed and is implementing, beginning with the 2002-2003 school year, a single, statewide accountability system. (2) The State's accountability system must be effective in ensuring that all	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.10 Applicability of a State's academic assessments to private schools and private school students.	Federal	Statute	(a) Nothing in §200.1 or §200.2 requires a private school, including a private school whose students receive services under subpart A of this part, to participate in a State's academic assessment system. (b)(1) If an LEA provides services to eligible private school students under	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.2 State responsibilities for assessment	Federal	Statute	(a)(1) Each State, in consultation with its LEAs, must implement a system of high-quality, yearly student academic assessments that includes, at a minimum, academic assessments in mathematics, reading/language arts and, beginning in the 2007-08 school year, science.	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.3 Designing State Academic Assessment Systems	Federal	Statute	(a)(1) For each grade and subject assessed, a State's academic assessment system must— (i) Address the depth and breadth of the State's academic content standards under §200.1(b);	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.4 State law exception	Federal	Statute	(a) If a State provides satisfactory evidence to the Secretary that neither the State educational agency (SEA) nor any other State government official, agency, or entity has sufficient authority under State law to adopt academic content standards, student academic achievement standards, and academic assessments applicable to all students enrolled in the State's public schools,	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.5 Timeline for assessments	Federal	Statute	(a) Reading/language arts and mathematics. (1) Through the 2004-2005 school year, a State must administer the assessments required under §200.2 at least once during— (i) Grades 3 through 5;	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.6 Inclusion of all students	Federal	Statute	A State's academic assessment system required under §200.2 must provide for the participation of all students in the grades assessed in accordance with this section. (a) Students eligible under IDEA and Section 504—(1) Appropriate	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.7 Disaggregation of data	Federal	Statute	(a) Statistically reliable information. (1) A State may not use disaggregated data for one or more subgroups under §200.2(b)(10) to report achievement results under section 1111(h) of the Act or to identify schools in need of improvement, corrective action, or restructuring under section 1116 of the Act if the number of students in those subgroups is insufficient to yield	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.8 Assessment reports	Federal	Statute	(a) Student reports. A State's academic assessment system must produce individual student interpretive, descriptive, and diagnostic reports that— (1)(i) Include information regarding achievement on the academic assessments under §200.2 measured against the State's student academic	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; §200.9 Deferral of assessments	Federal	Statute	(a) A State may defer the start or suspend the administration of the assessments required under §200.2 that were not required prior to January 8, 2002 for one year for each year for which the amount appropriated for State assessment grants under section 6113(a)(2) of the Act is less than the trigger amount in section 1111(b)(3)(D) of the Act.	Requires a service		No Change
Subpart A—Improving Basic Programs Operated by Local Educational Agencies; Standards and Assessments §200.1 State responsibilities for developing challenging academic standards.	Federal	Statute	(a) Academic standards in general. A State must develop challenging academic content and student academic achievement standards that will be used by the State, its local educational agencies (LEAs), and its schools to carry out subpart A of this part. These academic standards must—	Requires a service		No Change
Subpart B—Even Start Family Literacy Program ; §200.80 Migrant Education Even Start Program definition	Federal	Statute	The following definitions apply to programs and projects operated under subpart C of this part: (a) Agricultural work means the production or initial processing of crops, dairy products, poultry, or livestock, as well as the cultivation or harvesting of	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.100 Purpose	Federal	Statute	(a)(1) This part establishes uniform administrative requirements, cost principles, and audit requirements for Federal awards to non-Federal entities, as described in §200.101 Applicability. Federal awarding agencies must not impose additional or inconsistent requirements, except as provided in §§200.102 Exceptions and 200.210 Information contained in a Federal	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.101 Applicability	Federal	Statute	(a) General applicability to Federal agencies. The requirements established in this part apply to Federal agencies that make Federal awards to non-Federal entities. These requirements are applicable to all costs related to Federal awards.	Requires a service		No Change
Subpart B—General Provisions ; §200.102 Exceptions	Federal	Statute	(a) With the exception of Subpart F—Audit Requirements of this part, OMB may allow exceptions for classes of Federal awards or non-Federal entities subject to the requirements of this part when exceptions are not prohibited by statute. However, in the interest of maximum uniformity, exceptions from the requirements of this part will be permitted only in unusual circumstances.	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.103 Authorities	Federal	Statute	This part is issued under the following authorities. (a) Subpart B—General Provisions of this part through Subpart D—Post Federal Award Requirements of this part are authorized under 31 U.S.C. 503 (the Chief Financial Officers Act, Functions of the Deputy Director for	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.104 Supersession	Federal	Statute	As described in §200.110 Effective/applicability date, this part supersedes the following OMB guidance documents and regulations under Title 2 of the Code of Federal Regulations: (a) A-21, "Cost Principles for Educational Institutions" (2 CFR part 220);	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.105 Effect on other issuances	Federal	Statute	For Federal awards subject to this part, all administrative requirements, program manuals, handbooks and other non-regulatory materials that are inconsistent with the requirements of this part must be superseded upon implementation of this part by the Federal agency, except to the extent they are required by statute or authorized in accordance with the provisions in	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.106 Agency implementation	Federal	Statute	The specific requirements and responsibilities of Federal agencies and non-Federal entities are set forth in this part. Federal agencies making Federal awards to non-Federal entities must implement the language in the Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards of this part through Subpart F—Audit Requirements of this part in codified	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Subpart B—General Provisions ; §200.107 OMB responsibilities	Federal	Statute	OMB will review Federal agency regulations and implementation of this part, and will provide interpretations of policy requirements and assistance to ensure effective and efficient implementation. Any exceptions will be subject to approval by OMB. Exceptions will only be made in particular cases where adequate justification is presented.	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.108 Inquiries	Federal	Statute	Inquiries concerning this part may be directed to the Office of Federal Financial Management Office of Management and Budget, in Washington, DC. Non-Federal entities' inquiries should be addressed to the Federal awarding agency, cognizant agency for indirect costs, cognizant or oversight agency for audit, or pass-through entity as appropriate.	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.109 Review date	Federal	Statute	OMB will review this part at least every five years after December 26, 2013.	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.110 Effective/applicability date	Federal	Statute	(a) The standards set forth in this part which affect administration of Federal awards issued by Federal awarding agencies become effective once implemented by Federal awarding agencies or when any future amendment to this part becomes final. Federal awarding agencies must implement the policies and procedures applicable to Federal awards by promulgating a	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.111 English language	Federal	Statute	(a) All Federal financial assistance announcements and Federal award information must be in the English language. Applications must be submitted in the English language and must be in the terms of U.S. dollars. If the Federal awarding agency receives applications in another currency, the Federal awarding agency will evaluate the application by converting the	Not related to agency deliverable		No Change
Subpart B—General Provisions ; §200.112 Conflict of interest	Federal	Statute	The Federal awarding agency must establish conflict of interest policies for Federal awards. The non-Federal entity must disclose in writing any potential conflict of interest to the Federal awarding agency or pass-through entity in accordance with applicable Federal awarding agency policy.	Requires a service		No Change
Subpart B—General Provisions ; §200.113 Mandatory disclosures	Federal	Statute	The non-Federal entity or applicant for a Federal award must disclose, in a timely manner, in writing to the Federal awarding agency or pass-through entity all violations of Federal criminal law involving fraud, bribery, or gratuity violations potentially affecting the Federal award. Failure to make required disclosures can result in any of the remedies described in §200.338	Requires a service		No Change
Subpart C—Migrant Education Program ; §200.81 Program definitions	Federal	Statute	An SEA may use the funds available from its State Migrant Education Program (MEP) to carry out other administrative activities, beyond those allowable under §200.100(b)(4), that are unique to the MEP, including those that are the same or similar to administrative activities performed by LEAs in the State under subpart A of this part. These activities include but are not	Distribute funding to another entity		No Change
Subpart C—Migrant Education Program ; §200.82 Use of program funds for unique program function costs	Federal	Statute	(a) An SEA that receives a grant of MEP funds must develop and update a written comprehensive State plan (based on a current statewide needs assessment that, at a minimum, has the following components: (1) Performance targets. The plan must specify—	Distribute funding to another entity		No Change
Subpart C—Migrant Education Program ; §200.83 Responsibilities of SEAs to implement projects through a comprehensive needs assessment and a comprehensive State plan for service delivery	Federal	Statute	Each SEA must determine the effectiveness of its program through a written evaluation that measures the implementation and results achieved by the program against the State's performance targets in §200.83(a)(1), particularly for those students who have priority for service as defined in section 1304(d) of the ESEA.	Requires a service		No Change
Subpart C—Migrant Education Program ; §200.84 Responsibilities of SEAs for evaluating the effectiveness of the MEP	Federal	Statute	While the specific school improvement requirements of section 1116 of the ESEA do not apply to the MEP, SEAs and local operating agencies receiving MEP funds must use the results of the evaluation carried out under §200.84 to improve the services provided to migratory children.	Not related to agency deliverable		No Change
Subpart C—Migrant Education Program ; §200.85 Responsibilities of SEAs and operating agencies for improving services to migratory children	Federal	Statute	Funds available under part C of Title I of the ESEA may be used in a schoolwide program subject to the requirements of §200.29(c)(1).	Not related to agency deliverable		No Change
Subpart C—Migrant Education Program ; §200.86 Use of MEP funds in schoolwide projects	Federal	Statute	An SEA and its operating agencies must conduct programs and projects under subpart C of this part in a manner consistent with the basic requirements of section 9501 of the ESEA.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Subpart C—Migrant Education Program ; §200.87 Responsibilities for participation of children in private schools	Federal	Statute	(a) For purposes of determining compliance with the comparability requirement in section 1120A(c) and the supplement, not supplant requirement in section 1120A(b) of the ESEA, a grantee or subgrantee under part C of Title I may exclude supplemental State and local funds expended in any school attendance area or school for carrying out special programs that	Not related to agency deliverable		No Change
Subpart C—Migrant Education Program ; §200.88 Exclusion of supplemental State and local funds from supplement, not supplant and comparability determinations	Federal	Statute	(a) Allocation of funds under the MEP for fiscal year (FY) 2006 and subsequent years. (1) For purposes of calculating the size of MEP allocations for each SEA for FY 2006 and subsequent years (as well as for supplemental MEP allocations for FY 2005), the Secretary determines each SEA's FY 2002 base allocation amount under section 1303(a)(2) and (b) of the Act by	Not related to agency deliverable		No Change
Subpart C—Migrant Education Program ; §200.89 MEP allocations; Re-interviewing; Eligibility documentation; and Quality control	Federal	Statute	(a) The following definitions apply to the programs authorized in part D, subparts 1 and 2 of Title I of the ESEA: Children and youth means the same as "children" as that term is defined in §200.103(a).	Not related to agency deliverable		No Change
Subpart C—Parties §101.21 Parties	Federal	Statute	(a) The term party shall include an applicant or recipient or other person to whom a notice of hearing or opportunity for hearing has been mailed naming him a respondent. (b) The Assistant Secretary for Civil Rights of the Department of Education,	Not related to agency deliverable	Ensure program activity is in compliance with Act	No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.200 Purpose	Federal	Statute	(a) Sections 200.201 Use of grant agreements (including fixed amount awards), cooperative agreements, and contracts through 200.208 Certifications and representations prescribe instructions and other pre-award matters to be used in the announcement and application process.	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.201 Use of grant agreements (including fixed amount awards), cooperative agreements, and contracts	Federal	Statute	(a) The Federal awarding agency or pass-through entity must decide on the appropriate instrument for the Federal award (i.e., grant agreement, cooperative agreement, or contract) in accordance with the Federal Grant and Cooperative Agreement Act (31 U.S.C. 6301-08).	Requires a service		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.202 Requirement to provide public notice of Federal financial assistance programs	Federal	Statute	(a) The Federal awarding agency must notify the public of Federal programs in the Catalog of Federal Domestic Assistance (CFDA), maintained by the General Services Administration (GSA). (1) The CFDA, or any OMB-designated replacement, is the single,	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.203 Notices of funding opportunities	Federal	Statute	For competitive grants and cooperative agreements, the Federal awarding agency must announce specific funding opportunities by providing the following information in a public notice: (a) Summary Information in Notices of Funding Opportunities. The Federal	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.204 Federal awarding agency review of merit of proposals	Federal	Statute	For competitive grants or cooperative agreements, unless prohibited by Federal statute, the Federal awarding agency must design and execute a merit review process for applications. This process must be described or incorporated by reference in the applicable funding opportunity (see Appendix I to this part, Full text of the Funding Opportunity.) See also	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.205 Federal awarding agency review of risk posed by applicants	Federal	Statute	(a) Prior to making a Federal award, the Federal awarding agency is required by 31 U.S.C. 3321 and 41 U.S.C. 2313 note to review information available through any OMB-designated repositories of governmentwide eligibility qualification or financial integrity information, such as SAM Exclusions and "Do Not Pay". See also suspension and debarment requirements at 2 CFR	Requires a service		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.206 Standard application requirements	Federal	Statute	(a) Paperwork clearances. The Federal awarding agency may only use application information collections approved by OMB under the Paperwork Reduction Act of 1995 and OMB's implementing regulations in 5 CFR part 1320, Controlling Paperwork Burdens on the Public. Consistent with these requirements, OMB will authorize additional information collections only on a	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.207 Specific conditions	Federal	Statute	(a) The Federal awarding agency or pass-through entity may impose additional specific award conditions as needed, in accordance with paragraphs (b) and (c) of this section, under the following circumstances: (1) Based on the criteria set forth in §200.205 Federal awarding agency	Requires a service		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.208 Certifications and representations	Federal	Statute	Unless prohibited by Federal statutes or regulations, each Federal awarding agency or pass-through entity is authorized to require the non-Federal entity to submit certifications and representations required by Federal statutes, or regulations on an annual basis. Submission may be required more frequently if the non-Federal entity fails to meet a requirement of a Federal award.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.209 Pre-award costs	Federal	Statute	For requirements on costs incurred by the applicant prior to the start date of the period of performance of the Federal award, see §200.458 Pre-award costs.	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.210 Information contained in a Federal award	Federal	Statute	A Federal award must include the following information: (a) General Federal Award Information. The Federal awarding agency must include the following general Federal award information in each Federal award:	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.211 Public access to Federal award information	Federal	Statute	(a) In accordance with statutory requirements for Federal spending transparency (e.g., FFATA), except as noted in this section, for applicable Federal awards the Federal awarding agency must announce all Federal awards publicly and publish the required information on a publicly available OMB-designated governmentwide Web site (at time of publication,	Not related to agency deliverable		No Change
Subpart C—Pre-Federal Award Requirements and Contents of Federal Awards ; §200.212 Suspension and debarment	Federal	Statute	Non-federal entities and contractors are subject to the non-procurement debarment and suspension regulations implementing Executive Orders 12549 and 12689, 2 CFR part 180. These regulations restrict awards, subawards, and contracts with certain parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in Federal assistance programs or	Not related to agency deliverable		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.300 Statutory and national policy requirements	Federal	Statute	(a) The Federal awarding agency must manage and administer the Federal award in a manner so as to ensure that Federal funding is expended and associated programs are implemented in full accordance with U.S. statutory and public policy requirements: including, but not limited to, those protecting public welfare, the environment, and prohibiting discrimination. The Federal	Requires a service		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.301 Performance measurement	Federal	Statute	The Federal awarding agency must require the recipient to use OMB-approved standard information collections when providing financial and performance information. As appropriate and in accordance with above mentioned information collections, the Federal awarding agency must require the recipient to relate financial data to performance accomplishments of the	Requires a service		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.302 Financial management	Federal	Statute	(a) Each state must expend and account for the Federal award in accordance with state laws and procedures for expending and accounting for the state's own funds. In addition, the state's and the other non-Federal entity's financial management systems, including records documenting compliance with Federal statutes, regulations, and the terms and conditions of the Federal	Requires a service		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.303 Internal controls	Federal	Statute	The non-Federal entity must: (a) Establish and maintain effective internal control over the Federal award that provides reasonable assurance that the non-Federal entity is managing the Federal award in compliance with Federal statutes, regulations, and the terms	Requires a service		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.304 Bonds	Federal	Statute	The Federal awarding agency may include a provision on bonding, insurance, or both in the following circumstances: (a) Where the Federal Government guarantees or insures the repayment of money borrowed by the recipient, the Federal awarding agency, at its	Not related to agency deliverable		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.305 Payment	Federal	Statute	(a) For states, payments are governed by Treasury-State CMIA agreements and default procedures codified at 31 CFR Part 205 "Rules and Procedures for Efficient Federal-State Funds Transfers" and TFM 4A-2000 Overall Disbursing Rules for All Federal Agencies.	Distribute funding to another entity		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.306 Cost sharing or matching	Federal	Statute	(a) Under Federal research proposals, voluntary committed cost sharing is not expected. It cannot be used as a factor during the merit review of applications or proposals, but may be considered if it is both in accordance with Federal awarding agency regulations and specified in a notice of funding opportunity. Criteria for considering voluntary committed cost sharing and any other	Distribute funding to another entity		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.307 Program income	Federal	Statute	(a) General. Non-Federal entities are encouraged to earn income to defray program costs where appropriate. (b) Cost of generating program income. If authorized by Federal regulations or the Federal award, costs incidental to the generation of program income	Distribute funding to another entity		No Change
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.308 Revision of budget and program plans	Federal	Statute	(a) The approved budget for the Federal award summarizes the financial aspects of the project or program as approved during the Federal award process. It may include either the Federal and non-Federal share (see §200.43 Federal share) or only the Federal share, depending upon Federal awarding agency requirements. It must be related to performance for program	Distribute funding to another entity		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Subpart D—Post Federal Award Requirements Standards for Financial and Program Management ; §200.309 Period of performance	Federal	Statute	A non-Federal entity may charge to the Federal award only allowable costs incurred during the period of performance (except as described in §200.461 Publication and printing costs) and any costs incurred before the Federal awarding agency or pass-through entity made the Federal award that were authorized by the Federal awarding agency or pass-through entity.	Distribute funding to another entity		No Change
Subpart D—Prevention and Intervention Programs for Children and Youth Who are Neglected, Delinquent, or At-Risk of Dropping Out; §200.92-200.99 [Reserved]	Federal	Statute	A State must reserve funds for school improvement, State administration, and State academic achievement awards as follows: (a) School improvement. (1) To carry out school improvement activities authorized under sections 1116 and 1117 of the ESEA, an SEA must first	Requires a manner of delivery		No Change
Subpart D—Prevention and Intervention Programs for Children and Youth Who are Neglected, Delinquent, or At-Risk of Dropping Out; §200.90 Program definitions	Federal	Statute	To receive an allocation under part D, subpart 1 of Title I of the ESEA, an SEA must provide the Secretary with a count of children and youth under the age of 21 enrolled in a regular program of instruction operated or supported by State agencies in institutions or community day programs for neglected or delinquent children and youth and adult correctional institutions as specified	Requires a service		No Change
Subpart D—Prevention and Intervention Programs for Children and Youth Who are Neglected, Delinquent, or At-Risk of Dropping Out; §200.91 SEA counts of eligible children	Federal	Statute	To receive an allocation under part D, subpart 1 of Title I of the ESEA, an SEA must provide the Secretary with a count of children and youth under the age of 21 enrolled in a regular program of instruction operated or supported by State agencies in institutions or community day programs for neglected or delinquent children and youth and adult correctional institutions as specified	Not related to agency deliverable		No Change
Subpart E—Cost Principles General Provisions ; §200.400 Policy guide	Federal	Statute	The application of these cost principles is based on the fundamental premises that: (a) The non-Federal entity is responsible for the efficient and effective administration of the Federal award through the application of sound	Requires a service	Other service or product our agency must/may provide; Distribute funding to another entity	No Change
Subpart E—Cost Principles General Provisions ; §200.401 Application	Federal	Statute	(a) General. These principles must be used in determining the allowable costs of work performed by the non-Federal entity under Federal awards. These principles also must be used by the non-Federal entity as a guide in the pricing of fixed-price contracts and subcontracts where costs are used in determining the appropriate price. The principles do not apply to:	Requires a service		No Change
Subpart E—General Provisions ; §200.100 Reservation of funds for school improvement, State administration, and the State academic achievement awards program.	Federal	Statute	§ 200.100 Reservation of funds for school improvement, State administration, and direct student services. A State must reserve funds for school improvement, and may reserve funds for State administration and direct student services as follows:	Distribute funding to another entity		No Change
Subpart E—General Provisions ; §200.103 Definitions	Federal	Statute	The following definitions apply to programs operated under this part: (a) Child with a disability means child with a disability, as defined in section 602(3) of the IDEA.	Not related to agency deliverable		No Change
Subpart F—Audit Requirements General ; §200.500 Purpose	Federal	Statute	This part sets forth standards for obtaining consistency and uniformity among Federal agencies for the audit of non-Federal entities expending Federal awards.	Not related to agency deliverable		No Change
Subrecipient Monitoring and Management ; §200.330 Subrecipient and contractor determinations	Federal	Statute	The non-Federal entity may concurrently receive Federal awards as a recipient, a subrecipient, and a contractor, depending on the substance of its agreements with Federal awarding agencies and pass-through entities. Therefore, a pass-through entity must make case-by-case determinations whether each agreement it makes for the disbursement of Federal program	Requires a service		No Change
Subrecipient Monitoring and Management ; §200.331 Requirements for pass-through entities	Federal	Statute	All pass-through entities must: (a) Ensure that every subaward is clearly identified to the subrecipient as a subaward and includes the following information at the time of the subaward and if any of these data elements change, include the changes in subsequent	Requires a service		No Change
Subrecipient Monitoring and Management ; §200.332 Fixed amount subawards	Federal	Statute	With prior written approval from the Federal awarding agency, a pass-through entity may provide subawards based on fixed amounts up to the Simplified Acquisition Threshold, provided that the subawards meet the requirements for fixed amount awards in §200.201 Use of grant agreements (including fixed amount awards), cooperative agreements, and contracts.	Distribute funding to another entity		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.10 Core academic subjects	Federal	Statute	Core academic subjects means English, reading or language arts, mathematics, science, foreign languages, civics and government, economics, arts, history, and geography.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.102 Limitation—exception to FAPE for certain ages	Federal	Statute	(a) General. The obligation to make FAPE available to all children with disabilities does not apply with respect to the following: (1) Children aged 3, 4, 5, 18, 19, 20, or 21 in a State to the extent that its application to those children would be inconsistent with State law or practice,	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.104 Residential placement	Federal	Statute	If placement in a public or private residential program is necessary to provide special education and related services to a child with a disability, the program, including non-medical care and room and board, must be at no cost to the parents of the child	Not related to agency deliverable	The State must assure that the information it has provided to the Secretary regarding the exceptions in paragraph (a) of this section	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.105 Assistive technology	Federal	Statute	(a) Each public agency must ensure that assistive technology devices or assistive technology services, or both, as those terms are defined in §§300.5 and 300.6, respectively, are made available to a child with a disability if required as a part of the chi	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.106 Extended school year services	Federal	Statute	(a) General. (1) Each public agency must ensure that extended school year services are available as necessary to provide FAPE, consistent with paragraph (a)(2) of this section. (2) Extended school year services must be provided only if a child's IEP Team	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.107 Nonacademic services	Federal	Statute	The State must ensure the following: (a) Each public agency must take steps, including the provision of supplementary aids and services determined appropriate and necessary by the child's IEP Team, to provide nonacademic and extracurricular services and	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.108 Physical education	Federal	Statute	The State must ensure that public agencies in the State comply with the following: (a) General. Physical education services, specially designed if necessary, must be made available to every child with a disability receiving FAPE, unless the	Requires a service	Ensure appropriate IEP services are being provided	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.109 Full educational opportunity goal (FEOG).	Federal	Statute	The State must have in effect policies and procedures to demonstrate that the State has established a goal of providing full educational opportunity to all children with disabilities, aged birth through 21, and a detailed timetable for accomplishing that goal.	Requires a service	Ensure public agencies in the State comply with physical education requirements	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.111 Day; business day; school day	Federal	Statute	(a) Day means calendar day unless otherwise indicated as business day or school day. (b) Business day means Monday through Friday, except for Federal and State holidays (unless holidays are specifically included in the designation of	Not related to agency deliverable	Implement policies and procedures	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.110 Program options	Federal	Statute	The State must ensure that each public agency takes steps to ensure that its children with disabilities have available to them the variety of educational programs and services available to nondisabled children in the area served by the agency, including art, music, industrial arts, consumer and homemaking education, and vocational education.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.111 Child find	Federal	Statute	(a) General. (1) The State must have in effect policies and procedures to ensure that— (i) All children with disabilities residing in the State, including children with disabilities who are homeless children or are wards of the State, and children	Requires a service	Ensure children with disabilities are provided a variety of educational programs.	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.112 Individualized education programs (IEP).	Federal	Statute	The State must ensure that an IEP, or an IFSP that meets the requirements of section 636(d) of the Act, is developed, reviewed, and revised for each child with a disability in accordance with §§300.320 through 300.324, except as provided in §300.300(b)(3)	Requires a service	Implement policies and procedures regarding Child Find.	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.113 Routine checking of hearing aids and external components of surgically implanted medical devices	Federal	Statute	(a) Hearing aids. Each public agency must ensure that hearing aids worn in school by children with hearing impairments, including deafness, are functioning properly. (b) External components of surgically implanted medical devices. (1) Subject	Requires a service	Ensure IEPs meet requirements of the law	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.115 Continuum of alternative placements	Federal	Statute	(a) Each public agency must ensure that a continuum of alternative placements is available to meet the needs of children with disabilities for special education and related services. (b) The continuum required in paragraph (a) of this section must—	Not related to agency deliverable	Ensure hearing aids are worn in school by children with hearing impairments.	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.116 Placements	Federal	Statute	In determining the educational placement of a child with a disability, including a preschool child with a disability, each public agency must ensure that— (a) The placement decision—	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.117 Nonacademic settings	Federal	Statute	In providing or arranging for the provision of nonacademic and extracurricular services and activities, including meals, recess periods, and the services and activities set forth in §300.107, each public agency must ensure that each child with a disability participates with nondisabled children in the extracurricular services and activities to the maximum extent	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.118 Children in public or private institutions	Federal	Statute	Except as provided in §300.149(d) (regarding agency responsibility for general supervision of some individuals in adult prisons), an SEA must ensure that §300.114 is effectively implemented, including, if necessary, making arrangements with public and pri	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.119 Technical assistance and training activities	Federal	Statute	Each SEA must carry out activities to ensure that teachers and administrators in all public agencies— (a) Are fully informed about their responsibilities for implementing §300.114; and	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.12 Educational service agency	Federal	Statute	Educational service agency means— (a) A regional public multiservice agency— (1) Authorized by State law to develop, manage, and provide services or	Not related to agency deliverable	Ensure teachers and administrators and fully informed of their responsibilities and provide technical support and necessary training to assist in their effort.	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.120 Monitoring activities	Federal	Statute	(a) The SEA must carry out activities to ensure that §300.114 is implemented by each public agency. (b) If there is evidence that a public agency makes placements that are inconsistent with §300.114, the SEA must—	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.122 Evaluation	Federal	Statute	Children with disabilities must be evaluated in accordance with §§300.300 through 300.311 of subpart D of this part.	Requires a service	Ensure public agencies are implementing 300.114	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.123 Confidentiality of personally identifiable information	Federal	Statute	The State must have policies and procedures in effect to ensure that public agencies in the State comply with §§300.610 through 300.626 related to protecting the confidentiality of any personally identifiable information collected, used, or maintained under Part B of the Act.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.124 Transition of children from the Part C program to preschool programs	Federal	Statute	The State must have in effect policies and procedures to ensure that— (a) Children participating in early intervention programs assisted under Part C of the Act, and who will participate in preschool programs assisted under Part B of the Act, experience a smooth and effective transition to those preschool	Requires a service	Implement policies and procedures	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.13 Elementary school	Federal	Statute	Elementary school means a nonprofit institutional day or residential school, including a public elementary charter school, that provides elementary education, as determined under State law.	Not related to agency deliverable	Implement policies and procedures	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.131 Child find for parentally-placed private school children with disabilities	Federal	Statute	(a) General. Each LEA must locate, identify, and evaluate all children with disabilities who are enrolled by their parents in private, including religious, elementary schools and secondary schools located in the school district served by the LEA, in accord	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.132 Provision of services for parentally-placed private school children with disabilities—basic requirement	Federal	Statute	(a) General. To the extent consistent with the number and location of children with disabilities who are enrolled by their parents in private, including religious, elementary schools and secondary schools located in the school district served by the LEA,	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.133 Expenditures	Federal	Statute	(a) Formula. To meet the requirement of §300.132(a), each LEA must spend the following on providing special education and related services (including direct services) to parentally-placed private school children with disabilities: (1) For children aged 3	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.134 Consultation	Federal	Statute	To ensure timely and meaningful consultation, an LEA, or, if appropriate, an SEA, must consult with private school representatives and representatives of parents of parentally-placed private school children with disabilities during the design and developm	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.135 Written affirmation	Federal	Statute	(a) When timely and meaningful consultation, as required by §300.134, has occurred, the LEA must obtain a written affirmation signed by the representatives of participating private schools. (b) If the representatives do not provide the affirmation within	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.136 Compliance	Federal	Statute	(a) General. A private school official has the right to submit a complaint to the SEA that the LEA— (1) Did not engage in consultation that was meaningful and timely; or	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.137 Equitable services determined	Federal	Statute	(a) No individual right to special education and related services. No parentally-placed private school child with a disability has an individual right to receive some or all of the special education and related services that the child would receive if enr	Not related to agency deliverable	Forward appropriate documentation to the Secretary	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.138 Equitable services provided	Federal	Statute	(a) General. (1) The services provided to parentally-placed private school children with disabilities must be provided by personnel meeting the same standards as personnel providing services in the public schools, except that private elementary school and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.139 Location of services and transportation	Federal	Statute	(a) Services on private school premises. Services to parentally-placed private school children with disabilities may be provided on the premises of private, including religious, schools, to the extent consistent with law. (b) Transportation—(1) General. (i) If necessary for the child to benefit from	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.14 Equipment	Federal	Statute	Equipment means— (a) Machinery, utilities, and built-in equipment, and any necessary enclosures or structures to house the machinery, utilities, or equipment; and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.140 Due process complaints and State complaints	Federal	Statute	(a) Due process not applicable, except for child find. (1) Except as provided in paragraph (b) of this section, the procedures in §§300.504 through 300.519 do not apply to complaints that an LEA has failed to meet the requirements of §§300.132 through 300.139, including the provision of services indicated on the child's services plan.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.141 Requirement that funds not benefit a private school	Federal	Statute	(a) An LEA may not use funds provided under section 611 or 619 of the Act to finance the existing level of instruction in a private school or to otherwise benefit the private school. (b) The LEA must use funds provided under Part B of the Act to meet the	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.142 Use of personnel	Federal	Statute	(a) Use of public school personnel. An LEA may use funds available under sections 611 and 619 of the Act to make public school personnel available in other than public facilities— (1) To the extent necessary to provide services under §§300.130 through	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.143 Separate classes prohibited	Federal	Statute	An LEA may not use funds available under section 611 or 619 of the Act for classes that are organized separately on the basis of school enrollment or religion of the children if—' (a) The classes are at the same site; and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.144 Property, equipment, and supplies	Federal	Statute	a) A public agency must control and administer the funds used to provide special education and related services under §§300.137 through 300.139, and hold title to and administer materials, equipment, and property purchased with those funds for the uses and purposes provided in the Act.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.146 Responsibility of SEA	Federal	Statute	Each SEA must ensure that a child with a disability who is placed in or referred to a private school or facility by a public agency— (a) Is provided special education and related services—	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.147 Implementation by SEA	Federal	Statute	In implementing §300.146, the SEA must— (a) Monitor compliance through procedures such as written reports, on-site visits, and parent questionnaires;	Requires a service	Ensure that a child with a disability who is placed in or referred to a private school or facility by a public agency is provided special education and related services	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.15 Evaluation	Federal	Statute	Evaluation means procedures used in accordance with §§300.304 through 300.311 to determine whether a child has a disability and the nature and extent of the special education and related services that the child needs.	Not related to agency deliverable	Monitor compliance	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.150 SEA implementation of procedural safeguards	Federal	Statute	The SEA (and any agency assigned responsibility pursuant to §300.149(d)) must have in effect procedures to inform each public agency of its responsibility for ensuring effective implementation of procedural safeguards for the children with disabilities served by that public agency.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.152 Minimum State complaint procedures	Federal	Statute	(a) Time limit; minimum procedures. Each SEA must include in its complaint procedures a time limit of 60 days after a complaint is filed under §300.153 to— (1) Carry out an independent on-site investigation, if the SEA determines that	Requires a service	Ensure effective implementation of procedural safeguards	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.153 Filing a complaint	Federal	Statute	a) An organization or individual may file a signed written complaint under the procedures described in §§300.151 through 300.152. (b) The complaint must include—	Requires a service	Adopt written procedures; ensure procedures include time specific elements	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.156 Personnel qualifications	Federal	Statute	(a) General. The SEA must establish and maintain qualifications to ensure that personnel necessary to carry out the purposes of this part are appropriately and adequately prepared and trained, including that those personnel have the content knowledge and skills to serve children with disabilities.	Requires a service	Complaint filed with agency	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.157 Performance goals and indicators	Federal	Statute	The State must— (a) Have in effect established goals for the performance of children with disabilities in the State that—	Requires a service	Establish and maintain qualifications to ensure that personnel necessary to carry out the purposes of this part are appropriately and adequately prepared and trained	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.16 Excess costs	Federal	Statute	Excess costs means those costs that are in excess of the average annual per-student expenditure in an LEA during the preceding school year for an elementary school or secondary school student, as may be appropriate, and that must be computed after deduct	Not related to agency deliverable	Establish goals for performance measures	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.160 Participation in assessments	Federal	Statute	(a) General. A State must ensure that all children with disabilities are included in all general State and district-wide assessment programs, including assessments described under section 1111 of the ESEA, 20 U.S.C. 6311, with appropriate accommodations and alternate assessments, if necessary, as indicated in their respective IEPs.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.162 Supplementation of State, local, and other Federal funds	Federal	Statute	(a) Expenditures. Funds paid to a State under this part must be expended in accordance with all the provisions of this part. (b) Prohibition against commingling. (1) Funds paid to a State under this part must not be commingled with State funds.	Distribute funding to another entity	Ensure children with disabilities are included in all general State and district-wide assessment programs	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.163 Maintenance of State financial support	Federal	Statute	(a) General. A State must not reduce the amount of State financial support for special education and related services for children with disabilities, or otherwise made available because of the excess costs of educating those children, below the amount of that support for the preceding fiscal year.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.164 Waiver of requirement regarding supplementing and not supplanting with Part B funds	Federal	Statute	(a) Except as provided under §§300.202 through 300.205, funds paid to a State under Part B of the Act must be used to supplement and increase the level of Federal, State, and local funds (including funds that are not under the direct control of SEAs or LEAs) expended for special education and related services provided to children with disabilities under Part B of the Act and in	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.165 Public participation	Federal	Statute	(a) Prior to the adoption of any policies and procedures needed to comply with Part B of the Act (including any amendments to those policies and procedures), the State must ensure that there are public hearings, adequate notice of the hearings, and an opportunity for comment available to the general public, including individuals with disabilities and parents of children	Report our agency must/may provide		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.166 Rule of construction	Federal	Statute	In complying with §§300.162 and 300.163, a State may not use funds paid to it under this part to satisfy State-law mandated funding obligations to LEAs, including funding based on student attendance or enrollment, or inflation.	Not related to agency deliverable	Also, collect public comments	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.168 Membership	Federal	Statute	(a) General. The advisory panel must consist of members appointed by the Governor, or any other official authorized under State law to make such appointments, be representative of the State population and be composed of individuals involved in, or concerned with the education of children with disabilities, including—	Board, commission, or committee on which someone from our agency must/may serve		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.169 Duties	Federal	Statute	The advisory panel must— (a) Advise the SEA of unmet needs within the State in the education of children with disabilities;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.17 Free appropriate public education	Federal	Statute	Free appropriate public education or FAPE means special education and related services that— (a) Are provided at public expense, under public supervision and direction, and without charge;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.171 Annual description of use of Part B funds	Federal	Statute	(a) In order to receive a grant in any fiscal year a State must annually describe— (1) How amounts retained for State administration and State-level activities under §300.704 will be used to meet the requirements of this part; and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.172 Access to instructional materials	Federal	Statute	(a) General. The State must— (1) Adopt the National Instructional Materials Accessibility Standard (NIMAS), published as appendix C to part 300, for the purposes of providing instructional materials to blind persons or other persons with print disabilities,	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.173 Overidentification and disproportionality	Federal	Statute	The State must have in effect, consistent with the purposes of this part and with section 618(d) of the Act, policies and procedures designed to prevent the inappropriate overidentification or disproportionate representation by race and ethnicity of children as children with disabilities, including children with disabilities with a particular impairment described in §300.8.	Requires a service	Adopt the NIMAS; establish definition of timely manner	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.174 Prohibition on mandatory medication	Federal	Statute	(a) General. The SEA must prohibit State and LEA personnel from requiring parents to obtain a prescription for substances identified under schedules I, II, III, IV, or V in section 202(c) of the Controlled Substances Act (21 U.S.C. 812(c)) for a child as a condition of attending school, receiving an evaluation under §§300.300 through 300.311, or receiving services under this part.	Not related to agency deliverable	Have policies and procedures in effect	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.175 SEA as provider of FAPE or direct services	Federal	Statute	If the SEA provides FAPE to children with disabilities, or provides direct services to these children, the agency— (a) Must comply with any additional requirements of §§300.201 and 300.202 and §§300.206 through 300.226 as if the agency were an LEA; and	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.176 Exception for prior State plans	Federal	Statute	(a) General. If a State has on file with the Secretary policies and procedures approved by the Secretary that demonstrate that the State meets any requirement of §300.100, including any policies and procedures filed under Part B of the Act as in effect be	Not related to agency deliverable	Comply with additional requirements	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.177 States' sovereign immunity and positive efforts to employ and advance qualified individuals with disabilities	Federal	Statute	(a) States' sovereign immunity. (1) A State that accepts funds under this part waives its immunity under the 11th amendment of the Constitution of the United States from suit in Federal court for a violation of this part. (2) In a suit against a State fo	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.179 Notice and hearing before determining that a State is not eligible to receive a grant	Federal	Statute	(a) General. (1) The Secretary does not make a final determination that a State is not eligible to receive a grant under Part B of the Act until providing the State— (i) With reasonable notice; and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.18 Highly qualified special education teachers	Federal	Statute	(a) Requirements for special education teachers teaching core academic subjects. For any public elementary or secondary school special education teacher teaching core academic subjects, the term highly qualified has the meaning given the term in section 9	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.180 Hearing official or panel	Federal	Statute	(a) If the SEA requests a hearing, the Secretary designates one or more individuals, either from the Department or elsewhere, not responsible for or connected with the administration of this program, to conduct a hearing. (b) If more than one individual	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.181 Hearing procedures	Federal	Statute	(a) As used in §§300.179 through 300.184 the term party or parties means the following: (1) An SEA that requests a hearing regarding the proposed disapproval of the State's eligibility under this part.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.182 Initial decision; final decision	Federal	Statute	(a) The Hearing Official or Hearing Panel prepares an initial written decision that addresses each of the points in the notice sent by the Secretary to the SEA under §300.179 including any amendments to or further clarifications of the issues, under §300.	Not related to agency deliverable	Provide hearing which is in compliance with hearing procedures	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.183 Filing requirements	Federal	Statute	(a) Any written submission by a party under §§300.179 through 300.184 must be filed by hand delivery, by mail, or by facsimile transmission. The Secretary discourages the use of facsimile transmission for documents longer than five pages.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.184 Judicial review	Federal	Statute	If a State is dissatisfied with the Secretary's final decision with respect to the eligibility of the State under section 612 of the Act, the State may, not later than 60 days after notice of that decision, file with the United States Court of Appeals for	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.186 Assistance under other Federal programs	Federal	Statute	Part B of the Act may not be construed to permit a State to reduce medical and other assistance available, or to alter eligibility, under titles V and XIX of the Social Security Act with respect to the provision of FAPE for children with disabilities in t	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.19 Homeless children	Federal	Statute	Homeless children has the meaning given the term homeless children and youths in section 725 (42 U.S.C. 11434a) of the McKinney-Vento Homeless Assistance Act, as amended, 42 U.S.C. 11431 et seq.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.191 Provisions for services under a by-pass	Federal	Statute	(a) Before implementing a by-pass, the Secretary consults with appropriate public and private school officials, including SEA officials, in the affected State, and as appropriate, LEA or other public agency officials to consider matters such as—	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.192 Notice of intent to implement a by-pass	Federal	Statute	(a) Before taking any final action to implement a by-pass, the Secretary provides the SEA and, as appropriate, LEA or other public agency with written notice. (b) In the written notice, the Secretary—	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.193 Request to show cause	Federal	Statute	An SEA, LEA or other public agency in receipt of a notice under §300.192 that seeks an opportunity to show cause why a by-pass should not be implemented must submit a written request for a show cause hearing to the Secretary, within the specified time period in the written notice in §300.192(b)(2).	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.194 Show cause hearing	Federal	Statute	(a) If a show cause hearing is requested, the Secretary— (1) Notifies the SEA and affected LEA or other public agency, and other appropriate public and private school officials of the time and place for the hearing;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.195 Decision	Federal	Statute	(a) The designee who conducts the show cause hearing— (1) Within 120 days after the record of a show cause hearing is closed, issues a written decision that includes a statement of findings; and	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.196 Filing requirements	Federal	Statute	(a) Any written submission under §300.194 must be filed by hand-delivery, by mail, or by facsimile transmission. The Secretary discourages the use of facsimile transmission for documents longer than five pages. (b) The filing date under paragraph (a) of	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.197 Judicial review	Federal	Statute	If dissatisfied with the Secretary's final action, the SEA may, within 60 days after notice of that action, file a petition for review with the United States Court of Appeals for the circuit in which the State is located. The procedures for judicial review are described in section 612(f)(3) (B) through (D) of the Act.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.198 Continuation of a by-pass	Federal	Statute	The Secretary continues a by-pass until the Secretary determines that the SEA, LEA or other public agency will meet the requirements for providing services to private school children.	Not related to agency deliverable	Ability to request judicial review	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.2 Applicability of this part to State and local agencies	Federal	Statute	(a) States. This part applies to each State that receives payments under Part B of the Act, as defined in §300.4. (b) Public agencies within the State. The provisions of this part—	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.20 Include	Federal	Statute	Include means that the items named are not all of the possible items that are covered, whether like or unlike the ones named.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.201 Consistency with State policies	Federal	Statute	The LEA, in providing for the education of children with disabilities within its jurisdiction, must have in effect policies, procedures, and programs that are consistent with the State policies and procedures established under §§300.101 through 300.163, a	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.202 Use of amounts	Federal	Statute	(a) General. Amounts provided to the LEA under Part B of the Act— (1) Must be expended in accordance with the applicable provisions of this part;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.203 Maintenance of effort	Federal	Statute	(a) General. Except as provided in §§300.204 and 300.205, funds provided to an LEA under Part B of the Act must not be used to reduce the level of expenditures for the education of children with disabilities made by the LEA from local funds below the level	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.204 Exception to maintenance of effort	Federal	Statute	Notwithstanding the restriction in §300.203(a), an LEA may reduce the level of expenditures by the LEA under Part B of the Act below the level of those expenditures for the preceding fiscal year if the reduction is attributable to any of the following:	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.205 Adjustment to local fiscal efforts in certain fiscal years	Federal	Statute	(a) Amounts in excess. Notwithstanding §300.202(a)(2) and (b) and §300.203(a), and except as provided in paragraph (d) of this section and §300.230(e)(2), for any fiscal year for which the allocation received by an LEA under §300.705 exceeds the amount th	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.206 Schoolwide programs under title I of the ESEA	Federal	Statute	(a) General. Notwithstanding the provisions of §§300.202 and 300.203 or any other provision of Part B of the Act, an LEA may use funds received under Part B of the Act for any fiscal year to carry out a schoolwide program under section 1114 of the ESEA, e	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.207 Personnel development	Federal	Statute	The LEA must ensure that all personnel necessary to carry out Part B of the Act are appropriately and adequately prepared, subject to the requirements of §300.156 (related to personnel qualifications) and section 2122 of the ESEA.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.208 Permissive use of funds	Federal	Statute	(a) Uses. Notwithstanding §§300.202, 300.203(a), and 300.162(b), funds provided to an LEA under Part B of the Act may be used for the following activities: (1) Services and aids that also benefit nondisabled children. For the costs of	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.209 Treatment of charter schools and their students	Federal	Statute	(a) Rights of children with disabilities. Children with disabilities who attend public charter schools and their parents retain all rights under this part. (b) Charter schools that are public schools of the LEA. (1) In carrying out Part B of the Act and	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.21 Indian and Indian tribe	Federal	Statute	(a) Indian means an individual who is a member of an Indian tribe. (b) Indian tribe means any Federal or State Indian tribe, band, rancheria, pueblo, colony, or community, including any Alaska Native village or regional village corporation (as defined in	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.210 Purchase of instructional materials	Federal	Statute	(a) General. Not later than December 3, 2006, an LEA that chooses to coordinate with the National Instructional Materials Access Center (NIMAC), when purchasing print instructional materials, must acquire those instructional materials in the same manner,	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.211 Information for SEA	Federal	Statute	The LEA must provide the SEA with information necessary to enable the SEA to carry out its duties under Part B of the Act, including, with respect to §§300.157 and 300.160, information relating to the performance of children with disabilities participatin	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.212 Public information	Federal	Statute	The LEA must make available to parents of children with disabilities and to the general public all documents relating to the eligibility of the agency under Part B of the Act.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.213 Records regarding migratory children with disabilities	Federal	Statute	The LEA must cooperate in the Secretary's efforts under section 1308 of the ESEA to ensure the linkage of records pertaining to migratory children with disabilities for the purpose of electronically exchanging, among the States, health and educational inf	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.22 Individualized education program	Federal	Statute	Individualized education program or IEP means a written statement for a child with a disability that is developed, reviewed, and revised in accordance with §§300.320 through 300.324.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.220 Exception for prior local plans	Federal	Statute	(a) General. If an LEA or a State agency described in §300.228 has on file with the SEA policies and procedures that demonstrate that the LEA or State agency meets any requirement of §300.200, including any policies and procedures filed under Part B of th	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.221 Notification of LEA or State agency in case of ineligibility	Federal	Statute	If the SEA determines that an LEA or State agency is not eligible under Part B of the Act, then the SEA must— (a) Notify the LEA or State agency of that determination; and	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.222 LEA and State agency compliance	Federal	Statute	(a) General. If the SEA, after reasonable notice and an opportunity for a hearing, finds that an LEA or State agency that has been determined to be eligible under this subpart is failing to comply with any requirement described in §§300.201 through 300.213, the SEA must reduce or must not provide any further payments to the LEA or State agency until the SEA is satisfied that the	Requires a service	Provide notice and opportunity for a hearing	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.223 Joint establishment of eligibility	Federal	Statute	(a) General. An SEA may require an LEA to establish its eligibility jointly with another LEA if the SEA determines that the LEA will be ineligible under this subpart because the agency will not be able to establish and maintain programs of sufficient size and scope to effectively meet the needs of children with disabilities.	Distribute funding to another entity	Take measures necessary to bring pendency of an action pursuant to this section to the attention of the public within the jurisdiction of the agency.	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.224 Requirements for establishing eligibility	Federal	Statute	(a) Requirements for LEAs in general. LEAs that establish joint eligibility under this section must— (1) Adopt policies and procedures that are consistent with the State's policies and procedures under §§300.101 through 300.163, and §§300.165 through	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.226 Early intervening services	Federal	Statute	(a) General. An LEA may not use more than 15 percent of the amount the LEA receives under Part B of the Act for any fiscal year, less any amount reduced by the LEA pursuant to §300.205, if any, in combination with other amounts (which may include amounts	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.227 Direct services by the SEA	Federal	Statute	(a) General. (1) An SEA must use the payments that would otherwise have been available to an LEA or to a State agency to provide special education and related services directly to children with disabilities residing in the area served by that LEA, or for whom that State agency is responsible, if the SEA determines that the LEA or State agency—	Distribute funding to another entity		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.228 State agency eligibility	Federal	Statute	Any State agency that desires to receive a subgrant for any fiscal year under §300.705 must demonstrate to the satisfaction of the SEA that— (a) All children with disabilities who are participating in programs and projects funded under Part B of the Act receive FAPE, and that those children	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.229 Disciplinary information	Federal	Statute	(a) The State may require that a public agency include in the records of a child with a disability a statement of any current or previous disciplinary action that has been taken against the child and transmit the statement to the same extent that the disciplinary information is included in, and transmitted with, the student records of nondisabled children.	Not related to agency deliverable	Demonstrate satisfaction that agency is in compliance	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.23 Individualized education program team	Federal	Statute	Individualized education program team or IEP Team means a group of individuals described in §300.321 that is responsible for developing, reviewing, or revising an IEP for a child with a disability.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.230 SEA flexibility	Federal	Statute	(a) Adjustment to State fiscal effort in certain fiscal years. For any fiscal year for which the allotment received by a State under §300.703 exceeds the amount the State received for the previous fiscal year and if the State in school year 2003-2004 or any subsequent school year pays or reimburses all LEAs within the State from State revenue 100 percent of the non-Federal	Distribute funding to another entity		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.24 Individualized family service plan	Federal	Statute	Individualized family service plan or IFSP has the meaning given the term in section 636 of the Act.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.25 Infant or toddler with a disability	Federal	Statute	Infant or toddler with a disability— (a) Means an individual under three years of age who needs early intervention services because the individual—	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.26 Institution of higher education	Federal	Statute	Institution of higher education— (a) Has the meaning given the term in section 101 of the Higher Education Act of 1965, as amended, 20 U.S.C. 1021 et seq. (HEA); and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.27 Limited English proficient	Federal	Statute	Limited English proficient has the meaning given the term in section 9101(25) of the ESEA.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.28 Local educational agency	Federal	Statute	(a) General. Local educational agency or LEA means a public board of education or other public authority legally constituted within a State for either administrative control or direction of, or to perform a service function for, public elementary or second	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.29 Native language	Federal	Statute	(a) Native language, when used with respect to an individual who is limited English proficient, means the following: (1) The language normally used by that individual, or, in the case of a child, the language normally used by the parents of the child, ex	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.30 Parent	Federal	Statute	(a) Parent means— (1) A biological or adoptive parent of a child; (2) A foster parent, unless State law, regulations, or contractual obligations	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.302 Screening for instructional purposes is not evaluation	Federal	Statute	The screening of a student by a teacher or specialist to determine appropriate instructional strategies for curriculum implementation shall not be considered to be an evaluation for eligibility for special education and related services.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.303 Reevaluations	Federal	Statute	(a) General. A public agency must ensure that a reevaluation of each child with a disability is conducted in accordance with §§300.304 through 300.311— (1) If the public agency determines that the educational or related services	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.304 Evaluation procedures	Federal	Statute	(a) Notice. The public agency must provide notice to the parents of a child with a disability, in accordance with §300.503, that describes any evaluation procedures the agency proposes to conduct. (b) Conduct of evaluation. In conducting the evaluation,	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.305 Additional requirements for evaluations and reevaluations	Federal	Statute	(a) Review of existing evaluation data. As part of an initial evaluation (if appropriate) and as part of any reevaluation under this part, the IEP Team and other qualified professionals, as appropriate, must— (1) Review existing evaluation data on the ch	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.306 Determination of eligibility	Federal	Statute	(a) General. Upon completion of the administration of assessments and other evaluation measures— (1) A group of qualified professionals and the parent of the child determines whether the child is a child with a disability, as defined in §300.8, in accord	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.308 Additional group members	Federal	Statute	The determination of whether a child suspected of having a specific learning disability is a child with a disability as defined in §300.8, must be made by the child's parents and a team of qualified professionals, which must include— (a)(1) The child's r	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.309 Determining the existence of a specific learning disability	Federal	Statute	(a) The group described in §300.306 may determine that a child has a specific learning disability, as defined in §300.8(c)(10), if— (1) The child does not achieve adequately for the child's age or to meet State-approved grade-level standards in one or mo	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.31 Parent training and information center	Federal	Statute	Parent training and information center means a center assisted under sections 671 or 672 of the Act. (Authority: 20 U.S.C. 1401(25))	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.310 Observation	Federal	Statute	(a) The public agency must ensure that the child is observed in the child's learning environment (including the regular classroom setting) to document the child's academic performance and behavior in the areas of difficulty. (b) The group described in §3	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.311 Specific documentation for the eligibility determination	Federal	Statute	(a) For a child suspected of having a specific learning disability, the documentation of the determination of eligibility, as required in §300.306(a)(2), must contain a statement of— (1) Whether the child has a specific learning disability;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.321 IEP Team	Federal	Statute	(a) General. The public agency must ensure that the IEP Team for each child with a disability includes— (1) The parents of the child;	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.322 Parent participation	Federal	Statute	(a) Public agency responsibility—general. Each public agency must take steps to ensure that one or both of the parents of a child with a disability are present at each IEP Team meeting or are afforded the opportunity to participate, including—	Not related to agency deliverable	Ensure IEP teams incorporate appropriate criteria	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.323 When IEPs must be in effect	Federal	Statute	(a) General. At the beginning of each school year, each public agency must have in effect, for each child with a disability within its jurisdiction, an IEP, as defined in §300.320. (b) IEP or IFSP for children aged three through five. (1) In the case of	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.325 Private school placements by public agencies	Federal	Statute	(a) Developing IEPs. (1) Before a public agency places a child with a disability in, or refers a child to, a private school or facility, the agency must initiate and conduct a meeting to develop an IEP for the child in accordance with §§300.320 and 300.32	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.327 Educational placements	Federal	Statute	Consistent with §300.501(c), each public agency must ensure that the parents of each child with a disability are members of any group that makes decisions on the educational placement of their child.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.328 Alternative means of meeting participation	Federal	Statute	When conducting IEP Team meetings and placement meetings pursuant to this subpart, and subpart E of this part, and carrying out administrative matters under section 615 of the Act (such as scheduling, exchange of witness lists, and status conferences), th	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.33 Public agency	Federal	Statute	Public agency includes the SEA, LEAs, ESAs, nonprofit public charter schools that are not otherwise included as LEAs or ESAs and are not a school of an LEA or ESA, and any other political subdivisions of the State that are responsible for providing educat	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.34 Related services	Federal	Statute	(a) General. Related services means transportation and such developmental, corrective, and other supportive services as are required to assist a child with a disability to benefit from special education, and includes speech-language pathology and audiology	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.35 Scientifically based research	Federal	Statute	Scientifically based research has the meaning given the term in section 9101(37) of the ESEA.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.36 Secondary school	Federal	Statute	Secondary school means a nonprofit institutional day or residential school, including a public secondary charter school that provides secondary education, as determined under State law, except that it does not include any education beyond grade 12.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.37 Services plan	Federal	Statute	Services plan means a written statement that describes the special education and related services the LEA will provide to a parentally-placed child with a disability enrolled in a private school who has been designated to receive services, including the l	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.38 Secretary	Federal	Statute	Secretary means the Secretary of Education.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.39 Special education	Federal	Statute	(a) General. (1) Special education means specially designed instruction, at no cost to the parents, to meet the unique needs of a child with a disability, including— (i) Instruction conducted in the classroom, in the home, in hospitals and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.40 State	Federal	Statute	State means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, and each of the outlying areas. State means each of the 50 States, the District of Columbia, the Commonwealth of Puerto Rico, and each of the outlying areas.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.41 State educational agency	Federal	Statute	State educational agency or SEA means the State board of education or other agency or officer primarily responsible for the State supervision of public elementary schools and secondary schools, or, if there is no such officer or agency, an officer or agen	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.42 Supplementary aids and services	Federal	Statute	Supplementary aids and services means aids, services, and other supports that are provided in regular education classes, other education-related settings, and in extracurricular and nonacademic settings, to enable children with disabilities to be educated	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.43 Transition services	Federal	Statute	(a) Transition services means a coordinated set of activities for a child with a disability that— (1) Is designed to be within a results-oriented process, that is focused on improving the academic and functional achievement of the child with a	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.44 Universal design	Federal	Statute	Universal design has the meaning given the term in section 3 of the Assistive Technology Act of 1998, as amended, 29 U.S.C. 3002.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.45 Ward of the State	Federal	Statute	(a) General. Subject to paragraph (b) of this section, ward of the State means a child who, as determined by the State where the child resides, is— (1) A foster child;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.5 Assistive technology device	Federal	Statute	Assistive technology device means any item, piece of equipment, or product system, whether acquired commercially off the shelf, modified, or customized, that is used to increase, maintain, or improve the functional capabilities of a child with a disability. The term does not include a medical device that is surgically implanted, or the replacement of such device.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.501 Opportunity to examine records; parent participation in meetings	Federal	Statute	(a) Opportunity to examine records. The parents of a child with a disability must be afforded, in accordance with the procedures of §§300.613 through 300.621, an opportunity to inspect and review all education records with respect to—	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.502 Independent educational evaluation	Federal	Statute	(a) General. (1) The parents of a child with a disability have the right under this part to obtain an independent educational evaluation of the child, subject to paragraphs (b) through (e) of this section. (2) Each public agency must provide to parents,	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.503 Prior notice by the public agency; content of notice	Federal	Statute	(a) Notice. Written notice that meets the requirements of paragraph (b) of this section must be given to the parents of a child with a disability a reasonable time before the public agency— (1) Proposes to initiate or change the identification, evaluatio	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.504 Procedural safeguards notice	Federal	Statute	(a) General. A copy of the procedural safeguards available to the parents of a child with a disability must be given to the parents only one time a school year, except that a copy also must be given to the parents— (1) Upon initial referral or parent req	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.505 Electronic mail	Federal	Statute	A parent of a child with a disability may elect to receive notices required by §§300.503, 300.504, and 300.508 by an electronic mail communication, if the public agency makes that option available.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.506 Mediation	Federal	Statute	(a) General. Each public agency must ensure that procedures are established and implemented to allow parties to disputes involving any matter under this part, including matters arising prior to the filing of a due process complaint, to resolve disputes th	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.507 Filing a due process complaint	Federal	Statute	(a) General. (1) A parent or a public agency may file a due process complaint on any of the matters described in §300.503(a)(1) and (2) (relating to the identification, evaluation or educational placement of a child with a disability, or the provision of	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.508 Due process complaint	Federal	Statute	(a) General. (1) The public agency must have procedures that require either party, or the attorney representing a party, to provide to the other party a due process complaint (which must remain confidential). (2) The party filing a due process complaint	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.509 Model forms	Federal	Statute	(a) Each SEA must develop model forms to assist parents and public agencies in filing a due process complaint in accordance with §§300.507(a) and 300.508(a) through (c) and to assist parents and other parties in filing a State complaint under §§300.151 th	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.510 Resolution process	Federal	Statute	(a) Resolution meeting. (1) Within 15 days of receiving notice of the parent's due process complaint, and prior to the initiation of a due process hearing under §300.511, the LEA must convene a meeting with the parent and the relevant member or members of	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.511 Impartial due process hearing	Federal	Statute	(a) General. Whenever a due process complaint is received under §300.507 or §300.532, the parents or the LEA involved in the dispute must have an opportunity for an impartial due process hearing, consistent with the procedures in §§300.507, 300.508, and 3	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.512 Hearing rights	Federal	Statute	(a) General. Any party to a hearing conducted pursuant to §§300.507 through 300.513 or §§300.530 through 300.534, or an appeal conducted pursuant to §300.514, has the right to— (1) Be accompanied and advised by counsel and by individuals with special	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.513 Hearing decisions	Federal	Statute	(a) Decision of hearing officer on the provision of FAPE. (1) Subject to paragraph (a)(2) of this section, a hearing officer's determination of whether a child received FAPE must be based on substantive grounds. (2) In matters alleging a procedural viola	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.514 Finality of decision; appeal; impartial review	Federal	Statute	(a) Finality of hearing decision. A decision made in a hearing conducted pursuant to §§300.507 through 300.513 or §§300.530 through 300.534 is final, except that any party involved in the hearing may appeal the decision under the provisions of paragraph (Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.515 Timelines and convenience of hearings and reviews	Federal	Statute	(a) The public agency must ensure that not later than 45 days after the expiration of the 30 day period under §300.510(b), or the adjusted time periods described in §300.510(c)— (1) A final decision is reached in the hearing; and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.516 Civil action	Federal	Statute	(a) General. Any party aggrieved by the findings and decision made under §§300.507 through 300.513 or §§300.530 through 300.534 who does not have the right to an appeal under §300.514(b), and any party aggrieved by the findings and decision under §300.514	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.517 Attorneys' fees	Federal	Statute	(a) In general. (1) In any action or proceeding brought under section 615 of the Act, the court, in its discretion, may award reasonable attorneys' fees as part of the costs to— (i) The prevailing party who is the parent of a child with a disability;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.518 Child's status during proceedings	Federal	Statute	(a) Except as provided in §300.533, during the pendency of any administrative or judicial proceeding regarding a due process complaint notice requesting a due process hearing under §300.507, unless the State or local agency and the parents of the child ag	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.519 Surrogate parents	Federal	Statute	(a) General. Each public agency must ensure that the rights of a child are protected when— (1) No parent (as defined in §300.30) can be identified;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.520 Transfer of parental rights at age of majority	Federal	Statute	(a) General. A State may provide that, when a child with a disability reaches the age of majority under State law that applies to all children (except for a child with a disability who has been determined to be incompetent under State law)—	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.531 Determination of setting	Federal	Statute	The child's IEP Team determines the interim alternative educational setting for services under §300.530(c), (d)(5), and (g).	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.532 Appeal	Federal	Statute	(a) General. The parent of a child with a disability who disagrees with any decision regarding placement under §§300.530 and 300.531, or the manifestation determination under §300.530(e), or an LEA that believes that maintaining the current placement of t	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.533 Placement during appeals	Federal	Statute	When an appeal under §300.532 has been made by either the parent or the LEA, the child must remain in the interim alternative educational setting pending the decision of the hearing officer or until the expiration of the time period specified in §300.530(Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.534 Protections for children not determined eligible for special education and related services	Federal	Statute	(a) General. A child who has not been determined to be eligible for special education and related services under this part and who has engaged in behavior that violated a code of student conduct, may assert any of the protections provided for in this part	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.535 Referral to and action by law enforcement and judicial authorities	Federal	Statute	(a) Rule of construction. Nothing in this part prohibits an agency from reporting a crime committed by a child with a disability to appropriate authorities or prevents State law enforcement and judicial authorities from exercising their responsibilities w	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.536 Change of placement because of disciplinary removals	Federal	Statute	(a) For purposes of removals of a child with a disability from the child's current educational placement under §§300.530 through 300.535, a change of placement occurs if— (1) The removal is for more than 10 consecutive school days; or	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.537 State enforcement mechanisms	Federal	Statute	Notwithstanding §§300.506(b)(7) and 300.510(d)(2), which provide for judicial enforcement of a written agreement reached as a result of mediation or a resolution meeting, there is nothing in this part that would prevent the SEA from using other mechanisms	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.6 Assistive technology service	Federal	Statute	Assistive technology service means any service that directly assists a child with a disability in the selection, acquisition, or use of an assistive technology device. The term includes— (a) The evaluation of the needs of a child with a disability, including a	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.601 State performance plans and data collection	Federal	Statute	(a) General. Not later than December 3, 2005, each State must have in place a performance plan that evaluates the State's efforts to implement the requirements and purposes of Part B of the Act, and describes how the State will improve such implementation.	Report our agency must/may provide		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.602 State use of targets and reporting	Federal	Statute	(a) General. Each State must use the targets established in the State's performance plan under §300.601 and the priority areas described in §300.600(d) to analyze the performance of each LEA. (b) Public reporting and privacy—(1) Public report.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.603 Secretary's review and determination regarding State performance	Federal	Statute	(a) Review. The Secretary annually reviews the State's performance report submitted pursuant to §300.602(b)(2). (b) Determination—(1) General. Based on the information provided by the State in the State's annual performance report, information obtained t	Requires a service	Analyze performance of each LEA	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.604 Enforcement	Federal	Statute	(a) Needs assistance. If the Secretary determines, for two consecutive years, that a State needs assistance under §300.603(b)(1)(ii) in implementing the requirements of Part B of the Act, the Secretary takes one or more of the following actions:	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.605 Withholding funds	Federal	Statute	(a) Opportunity for hearing. Prior to withholding any funds under Part B of the Act, the Secretary provides reasonable notice and an opportunity for a hearing to the SEA involved, pursuant to the procedures in §§300.180 through 300.183.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.606 Public attention	Federal	Statute	Whenever a State receives notice that the Secretary is proposing to take or is taking an enforcement action pursuant to §300.604, the State must, by means of a public notice, take such actions as may be necessary to notify the public within the State of t	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.607 Divided State agency responsibility	Federal	Statute	For purposes of this subpart, if responsibility for ensuring that the requirements of Part B of the Act are met with respect to children with disabilities who are convicted as adults under State law and incarcerated in adult prisons is assigned to a public agency other than the SEA pursuant to §300.149(d), and if the Secretary finds that the failure to comply substantially	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.608 State enforcement	Federal	Statute	(a) If an SEA determines that an LEA is not meeting the requirements of Part B of the Act, including the targets in the State's performance plan, the SEA must prohibit the LEA from reducing the LEA's maintenance of effort under §300.203 for any fiscal year.	Requires a service	Ensuring requirements are met	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.609 Rule of construction	Federal	Statute	Nothing in this subpart shall be construed to restrict the Secretary from utilizing any authority under GEPA, including the provisions in 34 CFR parts 76, 77, and 81 and 2 CFR part 200 to monitor and enforce the requirements of the Act, including the impo	Not related to agency deliverable	Prohibit the LEA from reducing the LEA's maintenance of effort under §300.203 for any fiscal year.	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.611 Definitions	Federal	Statute	As used in §§300.611 through 300.625— (a) Destruction means physical destruction or removal of personal identifiers from information so that the information is no longer personally identifiable.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.612 Notice to parents	Federal	Statute	(a) The SEA must give notice that is adequate to fully inform parents about the requirements of §300.123, including— (1) A description of the extent that the notice is given in the native languages of the various population groups in the State;	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.613 Access rights	Federal	Statute	(a) Each participating agency must permit parents to inspect and review any education records relating to their children that are collected, maintained, or used by the agency under this part. The agency must comply with a request without unnecessary delay and before any meeting regarding an IEP, or any hearing pursuant to §300.507 or §§300.530 through 300.532, or resolution	Requires a service	Provide notice to parents	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.614 Record of access	Federal	Statute	Each participating agency must keep a record of parties obtaining access to education records collected, maintained, or used under Part B of the Act (except access by parents and authorized employees of the participating agency), including the name of the party, the date access was given, and the purpose for which the party is authorized to use the records.	Requires a service	Permit parents to inspect and review educational records relating to their child and maintained by the agency	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.615 Records on more than one child	Federal	Statute	If any education record includes information on more than one child, the parents of those children have the right to inspect and review only the information relating to their child or to be informed of that specific information.	Not related to agency deliverable	Keep record of parties obtaining access to educational records	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.616 List of types and locations of information	Federal	Statute	Each participating agency must provide parents on request a list of the types and locations of education records collected, maintained, or used by the agency.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.617 Fees	Federal	Statute	(a) Each participating agency may charge a fee for copies of records that are made for parents under this part if the fee does not effectively prevent the parents from exercising their right to inspect and review those records. (b) A participating agency may not charge a fee to search for or to retrieve	Not related to agency deliverable	Provide parents a list of types and locations of educational records maintained by agency.	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.618 Amendment of records at parent's request	Federal	Statute	(a) A parent who believes that information in the education records collected, maintained, or used under this part is inaccurate or misleading or violates the privacy or other rights of the child may request the participating agency that maintains the inf	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.619 Opportunity for a hearing	Federal	Statute	The agency must, on request, provide an opportunity for a hearing to challenge information in education records to ensure that it is not inaccurate, misleading, or otherwise in violation of the privacy or other rights of the child.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.620 Result of hearing	Federal	Statute	(a) If, as a result of the hearing, the agency decides that the information is inaccurate, misleading or otherwise in violation of the privacy or other rights of the child, it must amend the information accordingly and so inform the parent in writing.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.621 Hearing procedures	Federal	Statute	A hearing held under §300.619 must be conducted according to the procedures in 34 CFR 99.22.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.622 Consent	Federal	Statute	(a) Parental consent must be obtained before personally identifiable information is disclosed to parties, other than officials of participating agencies in accordance with paragraph (b)(1) of this section, unless the information is contained in education	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.623 Safeguards	Federal	Statute	(a) Each participating agency must protect the confidentiality of personally identifiable information at collection, storage, disclosure, and destruction stages. (b) One official at each participating agency must assume responsibility for	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.624 Destruction of information	Federal	Statute	(a) The public agency must inform parents when personally identifiable information collected, maintained, or used under this part is no longer needed to provide educational services to the child. (b) The information must be destroyed at the request of the parents. However,	Not related to agency deliverable	Maintain records for public instruction	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.625 Children's rights	Federal	Statute	(a) The SEA must have in effect policies and procedures regarding the extent to which children are afforded rights of privacy similar to those afforded to parents, taking into consideration the age of the child and type or severity of disability.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.626 Enforcement	Federal	Statute	The SEA must have in effect the policies and procedures, including sanctions that the State uses, to ensure that its policies and procedures consistent with §§300.611 through 300.625 are followed and that the requirements of the Act and the regulations in this part are met.	Requires a service	Have policies and procedures in effect	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.627 Department use of personally identifiable information	Federal	Statute	If the Department or its authorized representatives collect any personally identifiable information regarding children with disabilities that is not subject to the Privacy Act of 1974, 5 U.S.C. 552a, the Secretary applies the requirements of 5 U.S.C. 552a	Not related to agency deliverable	Have policies and procedures in effect as well as sanctions	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.641 Annual report of children served—information required in the report	Federal	Statute	(a) For purposes of the annual report required by section 618 of the Act and §300.640, the State and the Secretary of the Interior must count and report the number of children with disabilities receiving special education and related services on any date	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.642 Data reporting	Federal	Statute	(a) Protection of personally identifiable data. The data described in section 618(a) of the Act and in §300.641 must be publicly reported by each State in a manner that does not result in disclosure of data identifiable to individual children.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.643 Annual report of children served—certification	Federal	Statute	The SEA must include in its report a certification signed by an authorized official of the agency that the information provided under §300.640 is an accurate and unduplicated count of children with disabilities receiving special education and related services on the dates in question.	Report our agency must/may provide		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.644 Annual report of children served—criteria for counting children	Federal	Statute	The SEA may include in its report children with disabilities who are enrolled in a school or program that is operated or supported by a public agency, and that— (a) Provides them with both special education and related services that meet	Report our agency must/may provide		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.645 Annual report of children served—other responsibilities of the SEA	Federal	Statute	In addition to meeting the other requirements of §§300.640 through 300.644, the SEA must— (a) Establish procedures to be used by LEAs and other educational institutions in counting the number of children with disabilities receiving	Report our agency must/may provide		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.646 Disproportionality	Federal	Statute	(a) General. Each State that receives assistance under Part B of the Act, and the Secretary of the Interior, must provide for the collection and examination of data to determine if significant disproportionality based on race and ethnicity is occurring in the State and the LEAs of the State with respect to—	Report our agency must/may provide		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.7 Charter school	Federal	Statute	Charter school has the meaning given the term in section 5210(1) of the Elementary and Secondary Education Act of 1965, as amended, 20 U.S.C. 6301 et seq. (ESEA).	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.701 Outlying areas, freely associated States, and the Secretary of the Interior	Federal	Statute	(a) Outlying areas and freely associated States—(1) Funds reserved. From the amount appropriated for any fiscal year under section 611(i) of the Act, the Secretary reserves not more than one percent, which must be used— (i) To provide assistance to the outlying areas in accordance with their	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.702 Technical assistance	Federal	Statute	(a) In general. The Secretary may reserve not more than one-half of one percent of the amounts appropriated under Part B of the Act for each fiscal year to support technical assistance activities authorized under section 616(i) of the Act.	Not related to agency deliverable	Provide assistance	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.703 Allocations to States	Federal	Statute	(a) General. After reserving funds for technical assistance under §300.702, and for payments to the outlying areas, the freely associated States, and the Secretary of the Interior under §300.701 (a) and (b) for a fiscal year, the Secretary allocates the r	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.704 State-level activities	Federal	Statute	(a) State administration. (1) For the purpose of administering Part B of the Act, including paragraph (c) of this section, section 619 of the Act, and the coordination of activities under Part B of the Act with, and providing technical assistance to, other programs that provide services to children with disabilities—	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.705 Subgrants to LEAs	Federal	Statute	(a) Subgrants required. Each State that receives a grant under section 611 of the Act for any fiscal year must distribute any funds the State does not reserve under §300.704 to LEAs (including public charter schools that operate as LEAs) in the State that have established their eligibility under section 613 of the Act for use in accordance with Part B of the Act. Effective with funds that	Distribute funding to another entity	Provide technical assistance	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.708 Submission of information	Federal	Statute	The Secretary may provide the Secretary of the Interior amounts under §300.707 for a fiscal year only if the Secretary of the Interior submits to the Secretary information that— (a) Meets the requirements of section 612(a)(1), (3) through (9), (10)(B) th	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.709 Public participation	Federal	Statute	In fulfilling the requirements of §300.708 the Secretary of the Interior must provide for public participation consistent with §300.165.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.710 Use of funds under Part B of the Act	Federal	Statute	(a) The Secretary of the Interior may reserve five percent of its payment under §300.707(b) in any fiscal year, or \$500,000, whichever is greater, for administrative costs in carrying out the provisions of §§300.707 through 300.709, 300.711, and 300.713 t	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.711 Early intervening services	Federal	Statute	(a) The Secretary of the Interior may allow each elementary school and secondary school for Indian children operated or funded by the Secretary of the Interior to use not more than 15 percent of the amount the school receives under §300.707(b) for any fis	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.712 Payments for education and services for Indian children with disabilities aged three through five	Federal	Statute	(a) General. With funds appropriated under section 611(i) of the Act, the Secretary makes payments to the Secretary of the Interior to be distributed to tribes or tribal organizations (as defined under section 4 of the Indian Self-Determination and Educat	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.713 Plan for coordination of services	Federal	Statute	(a) The Secretary of the Interior must develop and implement a plan for the coordination of services for all Indian children with disabilities residing on reservations served by elementary schools and secondary schools for Indian children operated or fund	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.714 Establishment of advisory board	Federal	Statute	(a) To meet the requirements of section 612(a)(21) of the Act, the Secretary of the Interior must establish, under the BIA, an advisory board composed of individuals involved in or concerned with the education and provision of services to Indian infants,	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.715 Annual reports	Federal	Statute	(a) In general. The advisory board established under §300.714 must prepare and submit to the Secretary of the Interior and to Congress an annual report containing a description of the activities of the advisory board for the preceding year.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.716 Applicable regulations	Federal	Statute	The Secretary of the Interior must comply with the requirements of §§300.103 through 300.108, 300.110 through 300.124, 300.145 through 300.154, 300.156 through 300.160, 300.165, 300.170 through 300.186, 300.226, 300.300 through 300.606, 300.610 through 30	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.8 Child with a disability	Federal	Statute	(a) General. (1) Child with a disability means a child evaluated in accordance with §§300.304 through 300.311 as having mental retardation, a hearing impairment (including deafness), a speech or language impairment, a visual impairment (including blindness	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.803 Definition of State	Federal	Statute	As used in this subpart, State means each of the 50 States, the District of Columbia, and the Commonwealth of Puerto Rico. (Authority: 20 U.S.C. 1419(i))	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.804 Eligibility	Federal	Statute	A State is eligible for a grant under section 619 of the Act if the State— (a) Is eligible under section 612 of the Act to receive a grant under Part B of the Act; and	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.806 Eligibility for financial assistance	Federal	Statute	No State or LEA, or other public institution or agency, may receive a grant or enter into a contract or cooperative agreement under subpart 2 or 3 of Part D of the Act that relates exclusively to programs, projects, and activities pertaining to children a	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.807 Allocations to States	Federal	Statute	The Secretary allocates the amount made available to carry out section 619 of the Act for a fiscal year among the States in accordance with §§300.808 through 300.810. (Authority: 20 U.S.C. 1419(c)(1))	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.808 Increase in funds	Federal	Statute	The Secretary may provide the Secretary of the Interior amounts under §300.707 for a fiscal year only if the Secretary of the Interior submits to the Secretary information that— (a) Meets the requirements of section 612(a)(1), (3) through (9), (10)(B) th	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.809 Limitations	Federal	Statute	In fulfilling the requirements of §300.708 the Secretary of the Interior must provide for public participation consistent with §300.165.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.810 Decrease in funds	Federal	Statute	(a) The Secretary of the Interior may reserve five percent of its payment under §300.707(b) in any fiscal year, or \$500,000, whichever is greater, for administrative costs in carrying out the provisions of §§300.707 through 300.709, 300.711, and 300.713 t	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.812 Reservation for State activities	Federal	Statute	(a) General. With funds appropriated under section 611(i) of the Act, the Secretary makes payments to the Secretary of the Interior to be distributed to tribes or tribal organizations (as defined under section 4 of the Indian Self-Determination and Educat	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.813 State administration	Federal	Statute	(a) The Secretary of the Interior must develop and implement a plan for the coordination of services for all Indian children with disabilities residing on reservations served by elementary schools and secondary schools for Indian children operated or fund	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.814 Other State-level activities	Federal	Statute	(a) To meet the requirements of section 612(a)(21) of the Act, the Secretary of the Interior must establish, under the BIA, an advisory board composed of individuals involved in or concerned with the education and provision of services to Indian infants,	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.815 Subgrants to LEAs	Federal	Statute	(a) In general. The advisory board established under §300.714 must prepare and submit to the Secretary of the Interior and to Congress an annual report containing a description of the activities of the advisory board for the preceding year.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.816 Allocations to LEAs	Federal	Statute	The Secretary of the Interior must comply with the requirements of §§300.103 through 300.108, 300.110 through 300.124, 300.145 through 300.154, 300.156 through 300.160, 300.165, 300.170 through 300.186, 300.226, 300.300 through 300.606, 300.610 through 30	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.817 Reallocation of LEA funds	Federal	Statute	As used in this subpart— (a) Freely associated States means the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau;	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.818 Part C of the Act inapplicable	Federal	Statute	Part C of the Act does not apply to any child with a disability receiving FAPE, in accordance with Part B of the Act, with funds received under section 619 of the Act. (Authority: 20 U.S.C. 1419(h))	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; §300.9 Consent	Federal	Statute	Consent means that— (a) The parent has been fully informed of all information relevant to the activity for which consent is sought, in his or her native language, or through another mode of communication;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Acquisition of Equipment and Construction or Alteration of Facilities §300.718 Acquisition of equipment and construction or	Federal	Statute	(a) General. If the Secretary determines that a program authorized under Part B of the Act will be improved by permitting program funds to be used to acquire appropriate equipment, or to construct new facilities or alter existing facilities, the Secretary	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Additional Eligibility Requirements §300.155 Hearings relating to LEA eligibility	Federal	Statute	The SEA must not make any final determination that an LEA is not eligible for assistance under Part B of the Act without first giving the LEA reasonable notice and an opportunity for a hearing under 34 CFR 76.401(d).	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Additional Eligibility Requirements §300.121 Procedural safeguards	Federal	Statute	(a) General. The State must have procedural safeguards in effect to ensure that each public agency in the State meets the requirements of §§300.500 through 300.536. (b) Procedural safeguards identified. Children with disabilities and their	Requires a service	Make available reasonable notice and opportunity for a hearing	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Additional Procedures for Identifying Children With Specific Learning Disabilities §300.307 Specific learning disabilities	Federal	Statute	(a) General. A State must adopt, consistent with §300.309, criteria for determining whether a child has a specific learning disability as defined in §300.8(c)(10). In addition, the criteria adopted by the State— (1) Must not require the use of a severe discrepancy between intellectual	Requires a service	Have procedural placeguards in effect	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Appendix A to Part 300—Excess Costs Calculation	Federal	Statute	Except as otherwise provided, amounts provided to an LEA under Part B of the Act may be used only to pay the excess costs of providing special education and related services to children with disabilities. Excess costs are those costs for the education of	Requires a service	Adopt criteria for determining whether a child has a specific learning disability	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Appendix B to Part 300—Proportionate Share Calculation	Federal	Statute	Each LEA must expend, during the grant period, on the provision of special education and related services for the parentally-placed private school children with disabilities enrolled in private elementary schools and secondary schools located in the LEA a	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Appendix C to Part 300—National Instructional Materials Accessibility Standard (NIMAS)	Federal	Statute	Under sections 612(a)(23)(A) and 674(e)(4) of the Individuals with Disabilities Education Act, as amended by the Individuals with Disabilities Education Improvement Act of 2004, the Secretary of Education establishes the NIMAS. Under section 674(e)(4) of	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Appendix D to Part 300—Maintenance of Effort and Early Intervening Services	Federal	Statute	LEAs that seek to reduce their local maintenance of effort in accordance with §300.205(d) and use some of their Part B funds for early intervening services under §300.226 must do so with caution because the local maintenance of effort reduction provision	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; By-pass for Children in Private Schools §300.190 By-pass—general	Federal	Statute	(a) If, on December 2, 1983, the date of enactment of the Education of the Handicapped Act Amendments of 1983, an SEA was prohibited by law from providing for the equitable participation in special programs of children with disabilities enrolled in privat	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Children in Private Schools §300.129 State responsibility regarding children in private schools	Federal	Statute	The State must have in effect policies and procedures that ensure that LEAs, and, if applicable, the SEA, meet the private school requirements in §§300.130 through 300.148.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Children With Disabilities Enrolled by Their Parents in Private Schools §300.130 Definition of parentally-placed private school	Federal	Statute	Parentally-placed private school children with disabilities means children with disabilities enrolled by their parents in private, including religious, schools or facilities that meet the definition of elementary school in §300.13 or secondary school in §300.36, other than children with disabilities covered under §§300.145 through 300.147.	Not related to agency deliverable	Implement and have in effect policies and procedures	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Children With Disabilities Enrolled by Their Parents in Private Schools When FAPE Is at Issue §300.148 Placement of	Federal	Statute	(a) General. This part does not require an LEA to pay for the cost of education, including special education and related services, of a child with a disability at a private school or facility if that agency made FAPE available to the child and the parents	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Children With Disabilities in Private Schools Placed or Referred by Public Agencies §300.145 Applicability of	Federal	Statute	Sections 300.146 through 300.147 apply only to children with disabilities who are or have been placed in or referred to a private school or facility by a public agency as a means of providing special education and related services.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Confidentiality of Information §300.610 Confidentiality	Federal	Statute	The Secretary takes appropriate action, in accordance with section 444 of GEPA, to ensure the protection of the confidentiality of any personally identifiable data, information, and records collected or maintained by the Secretary and by SEAs and LEAs pur	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Definitions that Apply to this Subpart §300.717 Definitions applicable to allotments, grants, and use of funds	Federal	Statute	As used in this subpart— (a) Freely associated States means the Republic of the Marshall Islands, the Federated States of Micronesia, and the Republic of Palau;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Definitions Used in This Part §300.4 Act	Federal	Statute	Act means the Individuals with Disabilities Education Act, as amended.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Department Procedures §300.178 Determination by the Secretary that a State is eligible to receive a grant	Federal	Statute	If the Secretary determines that a State is eligible to receive a grant under Part B of the Act, the Secretary notifies the State of that determination.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Development of IEP §300.324 Development, review, and revision of IEP	Federal	Statute	(a) Development of IEP—(1) General. In developing each child's IEP, the IEP Team must consider— (i) The strengths of the child;	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Discipline Procedures §300.530 Authority of school personnel	Federal	Statute	(a) Case-by-case determination. School personnel may consider any unique circumstances on a case-by-case basis when determining whether a change in placement, consistent with the other requirements of this section, is appropriate for a child with a disabili	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Evaluations and Reevaluations §300.301 Initial evaluations	Federal	Statute	(a) General. Each public agency must conduct a full and individual initial evaluation, in accordance with §§300.304 through 300.306, before the initial provision of special education and related services to a child with a disability under this part.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; FAPE Requirements §300.101 Free appropriate public education (FAPE).	Federal	Statute	(a) General. A free appropriate public education must be available to all children residing in the State between the ages of 3 and 21, inclusive, including children with disabilities who have been suspended or expelled from school, as provided for in §300.530(d).	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Individualized Education Programs §300.320 Definition of individualized education program	Federal	Statute	(a) General. As used in this part, the term individualized education program or IEP means a written statement for each child with a disability that is developed, reviewed, and revised in a meeting in accordance with §§300.320 through 300.324, and that must include—	Not related to agency deliverable	Provide a Free Appropriate Education to all children residing in the State between the ages of 3 and 21.	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Least Restrictive Environment (LRE) §300.114 LRE requirements	Federal	Statute	(a) General. (1) Except as provided in §300.324(d)(2) (regarding children with disabilities in adult prisons), the State must have in effect policies and procedures to ensure that public agencies in the State meet the LRE requirements of this section and §§300.115 through 300.120.	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Methods of Ensuring Services §300.154 Methods of ensuring services	Federal	Statute	(a) Establishing responsibility for services. The Chief Executive Officer of a State or designee of that officer must ensure that an interagency agreement or other mechanism for interagency coordination is in effect between each noneducational public agen	Not related to agency deliverable	Have policies and procedures to ensure agencies are meeting LRE requirements	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Other FAPE Requirements §300.103 FAPE—methods and payments	Federal	Statute	(a) Each State may use whatever State, local, Federal, and private sources of support that are available in the State to meet the requirements of this part. For example, if it is necessary to place a child with a disability in a residential facility, a State could use joint agreements between the agencies involved for sharing the cost of that placement.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Other Provisions Required for State Eligibility §300.170 Suspension and expulsion rates	Federal	Statute	(a) General. The SEA must examine data, including data disaggregated by race and ethnicity, to determine if significant discrepancies are occurring in the rate of long-term suspensions and expulsions of children with disabilities—	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Reports—Program Information §300.640 Annual report of children served—report requirement	Federal	Statute	(a) The SEA must annually report to the Secretary on the information required by section 618 of the Act at the times specified by the Secretary. (b) The SEA must submit the report on forms provided by the Secretary	Report our agency must/may provide	Examine data to determine if discrepancies are occurring	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; SEA Responsibility for General Supervision and Implementation of Procedural Safeguards §300.149 SEA responsibility for general	Federal	Statute	(a) The SEA is responsible for ensuring— (1) That the requirements of this part are carried out; and (2) That each educational program for children with disabilities administered	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Secretary of the Interior §300.707 Use of amounts by Secretary of the Interior	Federal	Statute	(a) Definitions. For purposes of §§300.707 through 300.716, the following definitions apply: (1) Reservation means Indian Country as defined in 18 U.S.C. 1151.	Not related to agency deliverable	Monitor compliance	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; State Administration §300.199 State administration	Federal	Statute	(a) Rulemaking. Each State that receives funds under Part B of the Act must— (1) Ensure that any State rules, regulations, and policies relating to this part conform to the purposes of this part;	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; State Advisory Panel §300.167 State advisory panel	Federal	Statute	The State must establish and maintain an advisory panel for the purpose of providing policy guidance with respect to special education and related services for children with disabilities in the State.	Board, commission, or committee on which someone from our agency must/may serve	Ensure that any State rules, regulations, and policies relating to this part conform to the purposes of this part	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; State Complaint Procedures §300.151 Adoption of State complaint procedures	Federal	Statute	(a) General. Each SEA must adopt written procedures for— (1) Resolving any complaint, including a complaint filed by an organization or individual from another State, that meets the requirements of §300.153 by—	Requires a service		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart A—General Purposes and Applicability §300.1 Purposes	Federal	Statute	The purposes of this part are— (a) To ensure that all children with disabilities have available to them a free appropriate public education that emphasizes special education and related services designed to meet their unique needs and prepare them for further	Not related to agency deliverable	Adopt written procedures	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart B—State Eligibility General §300.100 Eligibility for assistance	Federal	Statute	A State is eligible for assistance under Part B of the Act for a fiscal year if the State submits a plan that provides assurances to the Secretary that the State has in effect policies and procedures to ensure that the State meets the conditions in §§300.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart C—Local Educational Agency Eligibility §300.200 Condition of assistance	Federal	Statute	An LEA is eligible for assistance under Part B of the Act for a fiscal year if the agency submits a plan that provides assurances to the SEA that the LEA meets each of the conditions in §§300.201 through 300.213.	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart D—Evaluations, Eligibility Determinations, Individualized Education Programs, and Educational Placements	Federal	Statute	(a) Parental consent for initial evaluation. (1)(i) The public agency proposing to conduct an initial evaluation to determine if a child qualifies as a child with a disability under §300.8 must, after providing notice consistent with §§300.503 and 300.504	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart E—Procedural Safeguards Due Process Procedures for Parents and Children §300.500 Responsibility of SEA and other	Federal	Statute	Each SEA must ensure that each public agency establishes, maintains, and implements procedural safeguards that meet the requirements of §§300.500 through 300.536.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart F—Monitoring, Enforcement, Confidentiality, and Program Information Monitoring, Technical Assistance, and	Federal	Statute	(a) The State must— (1) Monitor the implementation of this part; (2) Make determinations annually about the performance of each LEA using	Not related to agency deliverable	Establish, maintain, and implement procedural safeguards	No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart G—Authorization, Allotment, Use of Funds, and Authorization of Appropriations	Federal	Statute	(a) Purpose of grants. The Secretary makes grants to States, outlying areas, and freely associated States (as defined in §300.717), and provides funds to the Secretary of the Interior, to assist them to provide special education and related services to ch	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Subpart H—Preschool Grants for Children with Disabilities §300.800 In general	Federal	Statute	The Secretary provides grants under section 619 of the Act to assist States to provide special education and related services in accordance with Part B of the Act— (a) To children with disabilities aged three through five years; and	Not related to agency deliverable		No Change
Title 34 - Part 300 - Assistance To States For The Education Of Children With Disabilities ; Title 34: Education PART 300—ASSISTANCE TO STATES FOR THE EDUCATION OF CHILDREN WITH	Federal	Statute	The purposes of this part are - (a) To ensure that all children with disabilities have available to them a free appropriate public education that emphasizes special education and related services designed to meet their unique needs and prepare them for further	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.11 Judicial review	Federal	Statute	Action taken pursuant to section 602 of the Act is subject to judicial review as provided in section 603 of the Act. (Authority: Sec. 603, 78 Stat. 253; 42 U.S.C. 2000d-2)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.12 Effect on other regulations; forms and instructions	Federal	Statute	(a) Effect on other regulations. All regulations, orders, or like directions heretofore issued by any officer of the Department which impose requirements designed to prohibit any discrimination against individuals on the ground of race, color, or national origin under any program to which this regulation applies, and which authorize the suspension or termination of or	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.13 Definitions	Federal	Statute	As used in this part: (a) The term Department means the Department of Education. (b) The term Secretary means the Secretary of Education.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.2 Application of this regulation	Federal	Statute	This regulation applies to any program to which Federal financial assistance is authorized to be extended to a recipient under a law administered by the Department, including the Federal financial assistance listed in appendix A of this regulation. It applies to money paid, property transferred, or other Federal financial assistance extended after the effective date of the regulation pursuant	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.3 Discrimination prohibited	Federal	Statute	(a) General. No person in the United States shall, on the ground of race, color, or national origin be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program to which this part applies.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.4 Assurances required	Federal	Statute	(a) General. (1) Every application for Federal financial assistance to which this part applies, except an application to which paragraph (b) of this section applies, and every application for Federal financial assistance to provide a facility shall, as a condition to its approval and the extension of any Federal financial assistance pursuant to the application, contain or be accompanied by	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.5 Illustrative application	Federal	Statute	The following examples will illustrate the programs aided by Federal financial assistance of the Department. (In all cases the discrimination prohibited is discrimination on the ground of race, color, or national origin prohibited by title VI of the Act and this regulation, as a condition of the receipt of Federal financial assistance).	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.6 Compliance information	Federal	Statute	(a) Cooperation and assistance. The responsible Department official shall to the fullest extent practicable seek the cooperation of recipients in obtaining compliance with this part and shall provide assistance and guidance to recipients to help them comply voluntarily with this part.	Report our agency must/may provide		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.7 Conduct of investigations	Federal	Statute	(a) Periodic compliance reviews. The responsible Department official or his designee shall from time to time review the practices of recipients to determine whether they are complying with this part. (b) Complaints. Any person who believes himself or any specific class of	Not related to agency deliverable	Cooperation and assistance	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.8 Procedure for effecting compliance	Federal	Statute	(a) General. If there appears to be a failure or threatened failure to comply with this regulation, and if the noncompliance or threatened noncompliance cannot be corrected by informal means, compliance with this part may be effected by the suspension or termination of or refusal to grant or to continue Federal financial assistance or by any other means authorized by law. Such	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §100.9 Hearings	Federal	Statute	(a) Opportunity for hearing. Whenever an opportunity for a hearing is required by §100.8(c), reasonable notice shall be given by registered or certified mail, return receipt requested, to the affected applicant or recipient. This notice shall advise the applicant or recipient of the action proposed to be taken, the specific provision under which the proposed action against it is to	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.102 Decisions following hearing	Federal	Statute	When the time for submission of posthearing briefs has expired, the presiding officer shall certify the entire record, including his recommended findings and proposed decision, to the responsible Department official; or if so authorized he shall make an initial decision. A copy of the recommended findings and proposed decision, or of the initial decision, shall be served upon all parties,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.103 Exceptions to initial or recommended decisions	Federal	Statute	Within 20 days after the mailing of an initial or recommended decision, any party may file exceptions to the decision, stating reasons therefor, with the reviewing authority. Any other party may file a response thereto within 30 days after the mailing of the decision. Upon the filing of such exceptions, the reviewing authority shall review the decision and issue its own decision	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.104 Final decisions	Federal	Statute	(a) Where the hearing is conducted by a hearing examiner who makes an initial decision, if no exceptions thereto are filed within the 20-day period specified in §101.103, such decision shall become the final decision of the Department, and shall constitute "final agency action" within the meaning of 5 U.S.C. 704 (formerly section 10(c) of the Administrative Procedure Act),	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.105 Oral argument to the reviewing authority	Federal	Statute	(a) If any party desires to argue a case orally on exceptions or replies to exceptions to an initial or recommended decision, he shall make such request in writing. The reviewing authority may grant or deny such requests in its discretion. If granted, it will serve notice of oral argument on all parties. The notice will set forth the order of presentation, the amount of time allotted, and	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.106 Review by the Secretary	Federal	Statute	Within 20 days after an initial decision becomes a final decision pursuant to §101.104(a) or within 20 days of the mailing of a final decision referred to in §101.104(b), as the case may be, a party may request the Secretary to review the final decision. The Secretary may grant or deny such request, in whole or in part, or serve notice of his intent to review the decision in whole or in part	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.107 Service on amici curiae	Federal	Statute	All briefs, exceptions, memoranda, requests, and decisions referred to in this subpart J shall be served upon amici curiae at the same times and in the same manner required for service on parties. Any written statements of position and trial briefs required of parties under §101.71 shall be served on amici.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.112 Improper conduct	Federal	Statute	With respect to any proceeding it is improper for any interested person to attempt to sway the judgement of the reviewing authority by undertaking to bring pressure or influence to bear upon any officer having a responsibility for a decision in the proceeding, or his decisional staff. It is improper that such interested persons or any members of the Department's staff or the presiding	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.113 Ex parte communications	Federal	Statute	Only persons employed by or assigned to work with the reviewing authority who perform no investigative or prosecuting function in connection with a proceeding shall communicate ex parte with the reviewing authority, or the presiding officer, or any employee or person involved in the decisional process in such proceedings with respect to the merits of that or a factually	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.114 Expeditious treatment	Federal	Statute	Requests for expeditious treatment of matters pending before the responsible Department official or the presiding officer are deemed communications on the merits, and are improper except when forwarded from parties to a proceeding and served upon all other parties thereto. Such communications should be in the form of a motion.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.115 Matters not prohibited	Federal	Statute	A request for information which merely inquires about the status of a proceeding without discussing issues or expressing points of view is not deemed an ex parte communication. Such requests should be directed to the Civil Rights hearing clerk. Communications with respect to minor procedural matters or inquiries or emergency requests for extensions of time are not	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.116 Filing of ex parte communications	Federal	Statute	A prohibited communication in writing received by the Secretary, the reviewing authority, or by the presiding officer, shall be made public by placing it in the correspondence file of the docket in the case and will not be considered as part of the record for decision. If the prohibited communication is received orally a memorandum setting forth its substance shall be made and	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.12 Authority for representation	Federal	Statute	Any individual acting in a representative capacity in any proceeding may be required to show his authority to act in such capacity.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.13 Exclusion from hearing for misconduct	Federal	Statute	Disrespectful, disorderly, or contumacious language or contemptuous conduct, refusal to comply with directions, or continued use of dilatory tactics by any person at any hearing before a presiding officer shall constitute grounds for immediate exclusion of such person from the hearing by the presiding officer.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.2 Records to be public	Federal	Statute	All pleadings, correspondence, exhibits, transcripts, of testimony, exceptions, briefs, decisions, and other documents filed in the docket in any proceeding may be inspected and copied in the office of the Civil Rights hearing clerk. Inquiries may be made at the Department of Education, 400 Maryland Avenue SW., Washington, DC 20202.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.22 Amici curiae	Federal	Statute	(a) Any interested person or organization may file a petition to participate in a proceeding as an amicus curiae. Such petition shall be filed prior to the prehearing conference, or if none is held, before the commencement of the hearing, unless the petitioner shows good cause for filing the petition later. The presiding officer may grant the petition if he finds that the petitioner has a	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.23 Complainants not parties	Federal	Statute	A person submitting a complaint pursuant to §100.7(b) of this title is not a party to the proceedings governed by this part, but may petition, after proceedings are initiated, to become an amicus curiae.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.3 Use of gender and number	Federal	Statute	As used in this part, words importing the singular number may extend and be applied to several persons or things, and vice versa. Words importing the masculine gender may be applied to females or organizations.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.32 Signature of documents	Federal	Statute	The signature of a party, authorized officer, employee or attorney constitutes a certificate that he has read the document, that to the best of his knowledge, information, and belief there is good ground to support it, and that it is not interposed for delay. If a document is not signed or is signed with intent to defeat the purpose of this section, it may be stricken as sham and false and the	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.33 Filing and service	Federal	Statute	All notices by a Department official, and all written motions, requests, petitions, memoranda, pleadings, exceptions, briefs, decisions, and correspondence to a Department official from a party, or vice versa, relating to a proceeding after its commencement shall be filed and served on all parties. Parties shall supply the original and two copies of documents	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.34 Service—how made	Federal	Statute	Service shall be made by personal delivery of one copy to each person to be served or by mailing by first-class mail, properly addressed with postage prepaid. When a party or amicus has appeared by attorney or other representative, service upon such attorney or representative will be deemed service upon the party or amicus. Documents served by mail preferably	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.35 Date of service	Federal	Statute	The date of service shall be the day when the matter is deposited in the U.S. mail or is delivered in person, except that the date of service of the initial notice of hearing or opportunity for hearing shall be the date of its delivery, or of its attempted delivery if refused.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.36 Certificate of service	Federal	Statute	The original of every document filed and required to be served upon parties to a proceeding shall be endorsed with a certificate of service signed by the party making service or by his attorney or representative, stating that such service has been made, the date of service, and the manner of service, whether by mail or personal delivery.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.4 Suspension of rules	Federal	Statute	Upon notice to all parties, the reviewing authority or the presiding officer, with respect to matters pending before them, may modify or waive any rule in this part upon determination that no party will be unduly prejudiced and the ends of justice will thereby be served.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.42 Extension of time or postponement	Federal	Statute	Requests for extension of time should be served on all parties and should set forth the reasons for the application. Applications may be granted upon a showing of good cause by the applicant. From the designation of a presiding officer until the issuance of his decision such requests should be addressed to him. Answers to such requests are permitted, if made promptly.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.43 Reduction of time to file documents	Federal	Statute	For good cause, the reviewing authority or the presiding officer, with respect to matters pending before them, may reduce any time limit prescribed by the rules in this part, except as provided by law or in part 100 of this chapter. [45 FR 30931, May 9, 1980, as amended at 79 FR 76095, Dec. 19, 2014]	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.52 Answer to notice	Federal	Statute	The respondent, applicant or recipient may file an answer to the notice within 20 days after service thereof. Answers shall admit or deny specifically and in detail each allegation of the notice, unless the respondent party is without knowledge, in which case his answer should so state, and the statement will be deemed a denial. Allegations of fact in the notice not denied or	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.53 Amendment of notice or answer	Federal	Statute	The Assistant Secretary for Civil Rights may amend the notice of hearing or opportunity for hearing once as a matter of course before an answer thereto is served, and each respondent may amend his answer once as a matter of course not later than 10 days before the date fixed for hearing but in no event later than 20 days from the date of service of his original answer. Otherwise a	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.54 Request for hearing	Federal	Statute	Within 20 days after service of a notice of opportunity for hearing which does not fix a date for hearing the respondent, either in his answer or in a separate document, may request a hearing. Failure of the respondent to request a hearing shall be deemed a waiver of the right to a hearing and to constitute his consent to the making of a decision on the basis of such information as is	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.55 Consolidation	Federal	Statute	The responsible Department official may provide for proceedings in the Department to be joined or consolidated for hearing with proceedings in other Federal departments or agencies, by agreement with such other departments or agencies. All parties to any proceeding consolidated subsequently to service of the notice of hearing or opportunity for hearing shall be promptly	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.56 Motions	Federal	Statute	Motions and petitions shall state the relief sought, the authority relied upon, and the facts alleged. If made before or after the hearing, these matters shall be in writing. If made at the hearing, they may be stated orally; but the presiding officer may require that they be reduced to writing and filed and served on all parties in the same manner as a formal motion. Motions,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.57 Responses to motions and petitions	Federal	Statute	Within 8 days after a written motion or petition is served, or such other period as the reviewing authority or the presiding officer may fix, any party may file a response thereto. An immediate oral response may be made to an oral motion.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.58 Disposition of motions and petitions	Federal	Statute	The reviewing authority or the presiding officer may not sustain or grant a written motion or petition prior to expiration of the time for filing responses thereto, but may overrule or deny such motion or petition without awaiting response: Provided, however, That prehearing conferences, hearings and decisions need not be delayed pending disposition of motions or petitions.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.62 Designation of hearing examiner	Federal	Statute	The designation of the hearing examiner as presiding officer shall be in writing, and shall specify whether the examiner is to make an initial decision or to certify the entire record including his recommended findings and proposed decision to the reviewing authority, and may also fix the time and place of hearing. A copy of such order shall be served on all parties. After	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.63 Authority of presiding officer	Federal	Statute	The presiding officer shall have the duty to conduct a fair hearing, to take all necessary action to avoid delay, and to maintain order. He shall have all powers necessary to these ends, including (but not limited to) the power to: (a) Arrange and issue notice of the date, time, and place of hearings, or, upon	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.72 Evidentiary purpose	Federal	Statute	(a) The hearing is directed to receiving factual evidence and expert opinion testimony related to the issues in the proceeding. Argument will not be received in evidence; rather it should be presented in statements, memoranda, or briefs, as determined by the presiding officer. Brief opening statements, which shall be limited to statement of the party's position and what he intends	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.73 Testimony	Federal	Statute	Testimony shall be given orally under oath or affirmation by witnesses at the hearing; but the presiding officer, in his discretion, may require or permit that the direct testimony of any witness be prepared in writing and served on all parties in advance of the hearing. Such testimony may be adopted by the witness at the hearing, and filed as part of the record thereof. Unless	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.74 Exhibits	Federal	Statute	Proposed exhibits shall be exchanged at the prehearing conference, or otherwise prior to the hearing if the presiding officer so requires. Proposed exhibits not so exchanged may be denied admission as evidence. The authenticity of all proposed exhibits exchanged prior to hearing will be deemed admitted unless written objection thereto is filed prior to the hearing	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.75 Affidavits	Federal	Statute	An affidavit is; not inadmissible as such. Unless the presiding officer fixes other time periods affidavits shall be filed and served on the parties not later than 15 days prior to the hearing; and not less than 7 days prior to hearing a party may file and serve written objection to any affidavit on the ground that he believes it necessary to test the truth of assertions therein at hearing. In	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.76 Depositions	Federal	Statute	Upon such terms as may be just, for the convenience of the parties or of the Department, the presiding officer may authorize or direct the testimony of any witness to be taken by deposition.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.77 Admissions as to facts and documents	Federal	Statute	Not later than 15 days prior to the scheduled date of the hearing except for good cause shown, or prior to such earlier date as the presiding officer may order, any party may serve upon an opposing party a written request for the admission of the genuineness and authenticity of any relevant documents described in and exhibited with the request, or for the admission of the truth	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.78 Evidence	Federal	Statute	Irrelevant, immaterial, unreliable, and unduly repetitious evidence will be excluded.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.79 Cross-examination	Federal	Statute	A witness may be cross-examined on any matter material to the proceeding without regard to the scope of his direct examination.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.80 Un-sponsored written material	Federal	Statute	Letters expressing views or urging action and other unsponsored written material regarding matters in issue in a hearing will be placed in the correspondence section of the docket of the proceeding. These data are not deemed part of the evidence or record in the hearing.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.81 Objections	Federal	Statute	Objections to evidence shall be timely and briefly state the ground relied upon.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.82 Exceptions to rulings of presiding officer unnecessary	Federal	Statute	Exceptions to rulings of the presiding officer are unnecessary. It is sufficient that a party, at the time the ruling of the presiding officer is sought, makes known the action which he desires the presiding officer to take, or his objection to an action taken, and his grounds therefor.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.83 Official notice	Federal	Statute	Where official notice is taken or is to be taken of a material fact not appearing in the evidence of record, any party, on timely request, shall be afforded an opportunity to show the contrary.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.84 Public document items	Federal	Statute	Whenever there is offered (in whole or in part) a public document, such as an official report, decision, opinion, or published scientific or economic statistical data issued by any of the executive departments (or their subdivisions), legislative agencies or committees, or administrative agencies of the Federal Government (including Government-owned corporations), or a similar	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.85 Offer of proof	Federal	Statute	An offer of proof made in connection with an objection taken to any ruling of the presiding officer rejecting or excluding proffered oral testimony shall consist of a statement of the substance of the evidence which counsel contends would be adduced by such testimony; and, if the excluded evidence consists of evidence in documentary or written form or of reference to	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.86 Appeals from ruling of presiding officer	Federal	Statute	Rulings of the presiding officer may not be appealed to the reviewing authority prior to his consideration of the entire proceeding except with the consent of the presiding officer and where he certifies on the record or in writing that the allowance of an interlocutory appeal is clearly necessary to prevent exceptional delay, expense, or prejudice to any party, or substantial	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §101.92 Record for decision	Federal	Statute	The transcript of testimony, exhibits, and all papers and requests filed in the proceedings, except the correspondence section of the docket, including rulings and any recommended or initial decision shall constitute the exclusive record for decision.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.10 Effect of state or local law or other requirements and effect of employment opportunities	Federal	Statute	(a) The obligation to comply with this part is not obviated or alleviated by the existence of any state or local law or other requirement that, on the basis of handicap, imposes prohibitions or limits upon the eligibility of qualified handicapped persons to receive services or to practice any occupation or profession.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.12 Reasonable accommodation	Federal	Statute	(a) A recipient shall make reasonable accommodation to the known physical or mental limitations of an otherwise qualified handicapped applicant or employee unless the recipient can demonstrate that the accommodation would impose an undue hardship on the operation of its program or activity.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.13 Employment criteria	Federal	Statute	(a) A recipient may not make use of any employment test or other selection criterion that screens out or tends to screen out handicapped persons or any class of handicapped persons unless: (1) The test score or other selection criterion, as used by the recipient, is	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.14 Preemployment inquiries	Federal	Statute	(a) Except as provided in paragraphs (b) and (c) of this section, a recipient may not conduct a preemployment medical examination or may not make preemployment inquiry of an applicant as to whether the applicant is a handicapped person or as to the nature or severity of a handicap. A recipient may, however, make preemployment inquiry into an applicant's ability to	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.2 Application	Federal	Statute	This part applies to each recipient of Federal financial assistance from the Department of Education and to the program or activity that receives such assistance. [65 FR 30936, May 9, 1980, as amended at 65 FR 68054, Nov. 13, 2000]	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.22 Existing facilities	Federal	Statute	(a) Accessibility. A recipient shall operate its program or activity so that when each part is viewed in its entirety, it is readily accessible to handicapped persons. This paragraph does not require a recipient to make each of its existing facilities or every part of a facility accessible to and usable by handicapped persons.	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.23 New construction	Federal	Statute	(a) Design and construction. Each facility or part of a facility constructed by, on behalf of, or for the use of a recipient shall be designed and constructed in such manner that the facility or part of the facility is readily accessible to and usable by handicapped persons, if the construction was commenced after the effective date of this part.	Requires a service	Design and contract facilities to be handicapped accessible	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.3 Definitions	Federal	Statute	As used in this part, the term: (a) The Act means the Rehabilitation Act of 1973, Pub. L. 93-112, as amended by the Rehabilitation Act Amendments of 1974, Pub. L. 93-516, 29 U.S.C. 794.	Not related to agency deliverable	Design and contract facilities to be handicapped accessible	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.32 Location and notification	Federal	Statute	A recipient that operates a public elementary or secondary education program or activity shall annually: (a) Undertake to identify and locate every qualified handicapped person residing in the recipient's jurisdiction who is not receiving a public education;	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.33 Free appropriate public education	Federal	Statute	(a) General. A recipient that operates a public elementary or secondary education program or activity shall provide a free appropriate public education to each qualified handicapped person who is in the recipient's jurisdiction, regardless of the nature or severity of the person's handicap.	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.34 Educational setting	Federal	Statute	(a) Academic setting. A recipient to which this subpart applies shall educate, or shall provide for the education of, each qualified handicapped person in its jurisdiction with persons who are not handicapped to the maximum extent appropriate to the needs of the handicapped person. A recipient shall place a handicapped person in the regular educational environment operated by the	Not related to agency deliverable	Implementation of IEPs and providing FAPE to all handicapped persons	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.35 Evaluation and placement	Federal	Statute	(a) Preplacement evaluation. A recipient that operates a public elementary or secondary education program or activity shall conduct an evaluation in accordance with the requirements of paragraph (b) of this section of any person who, because of handicap, needs or is believed to need special education or related services before taking any action with respect to the	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.36 Procedural safeguards	Federal	Statute	A recipient that operates a public elementary or secondary education program or activity shall establish and implement, with respect to actions regarding the identification, evaluation, or educational placement of persons who, because of handicap, need or are believed to need special instruction or related services, a system of procedural safeguards that includes notice, an	Not related to agency deliverable	Establish standards and procedures for evaluation and placement of handicapped persons in order to provide appropriate services	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.37 Nonacademic services	Federal	Statute	(a) General. (1) A recipient to which this subpart applies shall provide non-academic and extracurricular services and activities in such manner as is necessary to afford handicapped students an equal opportunity for participation in such services and activities.	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.38 Preschool and adult education	Federal	Statute	A recipient to which this subpart applies that provides preschool education or day care or adult education may not, on the basis of handicap, exclude qualified handicapped persons and shall take into account the needs of such persons in determining the aid, benefits or services to be provided.	Not related to agency deliverable	Afford opportunities for extra curricular activities for handicapped persons	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.39 Private education	Federal	Statute	(a) A recipient that provides private elementary or secondary education may not, on the basis of handicap, exclude a qualified handicapped person if the person can, with minor adjustments, be provided an appropriate education, as defined in §104.33(b)(1), within that recipient's program or activity.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.42 Admissions and recruitment	Federal	Statute	(a) General. Qualified handicapped persons may not, on the basis of handicap, be denied admission or be subjected to discrimination in admission or recruitment by a recipient to which this subpart applies. (b) Admissions. In administering its admission policies, a recipient to which	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.43 Treatment of students; general	Federal	Statute	(a) No qualified handicapped student shall, on the basis of handicap, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under any academic, research, occupational training, housing, health insurance, counseling, financial aid, physical education, athletics, recreation, transportation, other extracurricular, or other	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.44 Academic adjustments	Federal	Statute	(a) Academic requirements. A recipient to which this subpart applies shall make such modifications to its academic requirements as are necessary to ensure that such requirements do not discriminate or have the effect of discriminating, on the basis of handicap, against a qualified handicapped applicant or student. Academic requirements that the recipient can	Requires a service	May not exclude any qualified handicapped students on the basis of their handicap from participation or benefits. May not discriminate.	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.45 Housing	Federal	Statute	(a) Housing provided by the recipient. A recipient that provides housing to its nonhandicapped students shall provide comparable, convenient, and accessible housing to handicapped students at the same cost as to others. At the end of the transition period provided for in subpart C, such housing shall be available in sufficient quantity and variety so that the scope of handicapped	Not related to agency deliverable	Provide for necessary academic requirements to ensure handicapped persons are not being discriminated against.	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.46 Financial and employment assistance to students	Federal	Statute	(a) Provision of financial assistance. (1) In providing financial assistance to qualified handicapped persons, a recipient to which this subpart applies may not, (i) On the basis of handicap, provide less assistance than is provided to	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.47 Nonacademic services	Federal	Statute	(a) Physical education and athletics. (1) In providing physical education courses and athletics and similar aid, benefits, or services to any of its students, a recipient to which this subpart applies may not discriminate on the basis of handicap. A recipient that offers physical education courses or that operates or sponsors intercollegiate, club, or intramural athletics shall provide	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.5 Assurances required	Federal	Statute	(a) Assurances. An applicant for Federal financial assistance to which this part applies shall submit an assurance, on a form specified by the Assistant Secretary, that the program or activity will be operated in compliance with this part. An applicant may incorporate these assurances by reference in subsequent applications to the Department.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.52 Health, welfare, and other social services	Federal	Statute	(a) General. In providing health, welfare, or other social services or benefits, a recipient may not, on the basis of handicap: (1) Deny a qualified handicapped person these benefits or services;	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.53 Drug and alcohol addicts	Federal	Statute	A recipient to which this subpart applies that operates a general hospital or outpatient facility may not discriminate in admission or treatment against a drug or alcohol abuser or alcoholic who is suffering from a medical condition, because of the person's drug or alcohol abuse or alcoholism.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.54 Education of institutionalized persons	Federal	Statute	A recipient to which this subpart applies and that operates or supervises a program or activity that provides aid, benefits or services for persons who are institutionalized because of handicap shall ensure that each qualified handicapped person, as defined in §104.3(k)(2), in its program or activity is provided an appropriate education, as defined in §104.33(b). Nothing in this	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.6 Remedial action, voluntary action, and self-evaluation	Federal	Statute	(a) Remedial action. (1) If the Assistant Secretary finds that a recipient has discriminated against persons on the basis of handicap in violation of section 504 or this part, the recipient shall take such remedial action as the Assistant Secretary deems necessary to overcome the effects of the discrimination.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.7 Designation of responsible employee and adoption of grievance procedures	Federal	Statute	(a) Designation of responsible employee. A recipient that employs fifteen or more persons shall designate at least one person to coordinate its efforts to comply with this part. (b) Adoption of grievance procedures. A recipient that employs fifteen or	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.8 Notice	Federal	Statute	(a) A recipient that employs fifteen or more persons shall take appropriate initial and continuing steps to notify participants, beneficiaries, applicants, and employees, including those with impaired vision or hearing, and unions or professional organizations holding collective bargaining or professional agreements with the recipient that it does not discriminate on the basis of	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §104.9 Administrative requirements for small recipients	Federal	Statute	The Assistant Secretary may require any recipient with fewer than fifteen employees, or any class of such recipients, to comply with §§104.7 and 104.8, in whole or in part, when the Assistant Secretary finds a violation of this part or finds that such compliance will not significantly impair the ability of the recipient or class of recipients to provide benefits or services.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.1 Purpose	Federal	Statute	The purpose of this part is to effectuate section 119 of the Rehabilitation, Comprehensive Services, and Developmental Disabilities Amendments of 1978, which amended section 504 of the Rehabilitation Act of 1973 to prohibit discrimination on the basis of handicap in programs or activities conducted by Executive agencies or the United States Postal Service.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.10 Self-evaluation	Federal	Statute	(a) The Department shall, within one year of the effective date of this part, evaluate its current policies and practices, and the effects thereof, that do not or may not meet the requirements of this part, and, to the extent modification of any of those policies and practices is required, the Department shall proceed to make the necessary modifications.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.11 Notice	Federal	Statute	The Department shall make available, to employees, applicants, participants, beneficiaries, and other interested persons, information regarding the provisions of this part and its applicability to the programs or activities conducted by the Department, and make that information available to them in such manner as the Secretary finds necessary to apprise those persons of the	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.2 Application	Federal	Statute	This part applies to all programs or activities conducted by the Department, except for programs or activities conducted outside the United States that do not involve individuals with handicaps in the United States.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.20 General prohibitions against discrimination	Federal	Statute	(a) No qualified individual with handicaps shall, on the basis of handicap, be excluded from participation in, be denied the benefits of, or otherwise be subjected to discrimination under, any program or activity conducted by the Department.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.3 Definitions	Federal	Statute	For purposes of this part, the following definitions apply: Auxiliary aids means services or devices that enable persons with impaired sensory, manual, or speaking skills to have an equal opportunity to participate in, and enjoy the benefits of, programs or activities conducted by the	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.30 Employment	Federal	Statute	No qualified individual with handicaps shall, on the basis of handicap, be subjected to discrimination in employment under any program or activity conducted by the Department. As provided in §105.41(b), the definitions, requirements, and procedures of section 501 of the Rehabilitation Act of 1973 (29 U.S.C. 791), as established by the Equal Employment Opportunity	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.31 Program accessibility: Discrimination prohibited	Federal	Statute	Except as otherwise provided in §105.32, no qualified individual with handicaps shall, because the Department's facilities are inaccessible to or unusable by individuals with handicaps, be denied the benefits of, be excluded from participation in, or otherwise be subjected to discrimination under any program or activity conducted by the Department.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.32 Program accessibility: Existing facilities	Federal	Statute	(a) General. The Department shall operate each program or activity so that the program or activity, viewed in its entirety, is readily accessible to and usable by individuals with handicaps. This paragraph does not— (1) Necessarily require the Department to make each of its existing facilities	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.33 Program accessibility: New construction and alterations	Federal	Statute	Each building or part of a building that is constructed or altered by, on behalf of, or for the use of, the Department must be designed, constructed, or altered so as to be readily accessible to and usable by individuals with handicaps. The definitions, requirements, and standards of the Architectural Barriers Act (42 U.S.C. 4151-4157), as established in 41 CFR 101-19.600 to 101-19.607,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.40 Communications	Federal	Statute	(a) The Department shall take appropriate steps to ensure effective communication with applicants, participants, personnel of other Federal entities, and members of the public, as follows: (1)(i) The Department shall furnish appropriate auxiliary aids if necessary to	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.41 Compliance procedures	Federal	Statute	(a) Except as provided in paragraph (b) of this section, this section applies to all allegations of discrimination on the basis of handicap in programs and activities conducted by the Department. (b) As provided in §105.30, the Department shall process complaints alleging	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §105.42 Effective date	Federal	Statute	The effective date of this part is October 9, 1990.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.12 Educational institutions controlled by religious organizations	Federal	Statute	(a) Application. This part does not apply to an educational institution which is controlled by a religious organization to the extent application of this part would not be consistent with the religious tenets of such organization. (b) Exemption. An educational institution which wishes to claim the	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.13 Military and merchant marine educational institutions	Federal	Statute	This part does not apply to an educational institution whose primary purpose is the training of individuals for a military service of the United States or for the merchant marine. (Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.14 Membership practices of certain organizations	Federal	Statute	(a) Social fraternities and sororities. This part does not apply to the membership practices of social fraternities and sororities which are exempt from taxation under section 501(a) of the Internal Revenue Code of 1954, the active membership of which consists primarily of students in attendance at institutions of higher education.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.15 Admissions	Federal	Statute	(a) Admissions to educational institutions prior to June 24, 1973, are not covered by this part. (b) Administratively separate units. For the purposes only of this section, §§106.16 and 106.17, and subpart C, each administratively separate unit shall	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.16 Educational institutions eligible to submit transition plans	Federal	Statute	(a) Application. This section applies to each educational institution to which subpart C applies which: (1) Admitted only students of one sex as regular students as of June 23, 1972; or	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.17 Transition plans	Federal	Statute	(a) Submission of plans. An institution to which §106.16 applies and which is composed of more than one administratively separate unit may submit either a single transition plan applicable to all such units, or a separate transition plan applicable to each such unit.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.2 Definitions	Federal	Statute	As used in this part, the term: (a) Title IX means title IX of the Education Amendments of 1972, Pub. L. 92-318, as amended by section 3 of Pub. L. 93-568, 88 Stat. 1855, except sections 904 and 906 thereof; 20 U.S.C. 1681, 1682, 1683, 1685, 1686.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.22 Preference in admission	Federal	Statute	A recipient to which this subpart applies shall not give preference to applicants for admission, on the basis of attendance at any educational institution or other school or entity which admits as students only or predominantly members of one sex, if the giving of such preference has the effect of discriminating on the basis of sex in violation of this subpart.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.23 Recruitment	Federal	Statute	(a) Nondiscriminatory recruitment. A recipient to which this subpart applies shall not discriminate on the basis of sex in the recruitment and admission of students. A recipient may be required to undertake additional recruitment efforts for one sex as remedial action pursuant to §106.3(a), and may choose to undertake such efforts as affirmative action pursuant to §106.3(b).	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.3 Remedial and affirmative action and self-evaluation	Federal	Statute	(a) Remedial action. If the Assistant Secretary finds that a recipient has discriminated against persons on the basis of sex in an education program or activity, such recipient shall take such remedial action as the Assistant Secretary deems necessary to overcome the effects of such discrimination.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.32 Housing	Federal	Statute	(a) Generally. A recipient shall not, on the basis of sex, apply different rules or regulations, impose different fees or requirements, or offer different services or benefits related to housing, except as provided in this section (including housing provided only to married students).	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.33 Comparable facilities	Federal	Statute	A recipient may provide separate toilet, locker room, and shower facilities on the basis of sex, but such facilities provided for students of one sex shall be comparable to such facilities provided for students of the other sex. (Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373,	Not related to agency deliverable	No discrimination	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.34 Access to classes and schools	Federal	Statute	(a) General standard. Except as provided for in this section or otherwise in this part, a recipient shall not provide or otherwise carry out any of its education programs or activities separately on the basis of sex, or require or refuse participation therein by any of its students on the basis of sex.	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.35 Access to institutions of vocational education	Federal	Statute	A recipient shall not, on the basis of sex, exclude any person from admission to any institution of vocational education operated by that recipient. (Authority: 20 U.S.C. 1681, 1682)	Not related to agency deliverable	Provide specific programs and activities (i.e. physical education classes, human sexuality courses, chouruses, extracurricular activities, etc.)	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.36 Counseling and use of appraisal and counseling materials	Federal	Statute	(a) Counseling. A recipient shall not discriminate against any person on the basis of sex in the counseling or guidance of students or applicants for admission. (b) Use of appraisal and counseling materials. A recipient which uses testing	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.37 Financial assistance	Federal	Statute	(a) General. Except as provided in paragraphs (b) and (c) of this section, in providing financial assistance to any of its students, a recipient shall not: (1) On the basis of sex, provide different amount or types of such assistance, limit eligibility for such assistance which is of any particular type or source,	Not related to agency deliverable	No discrimination when it comes to counseling or guidance of students or applicants for admissions.	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.38 Employment assistance to students	Federal	Statute	(a) Assistance by recipient in making available outside employment. A recipient which assists any agency, organization or person in making employment available to any of its students: (1) Shall assure itself that such employment is made available without	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.39 Health and insurance benefits and services	Federal	Statute	In providing a medical, hospital, accident, or life insurance benefit, service, policy, or plan to any of its students, a recipient shall not discriminate on the basis of sex, or provide such benefit, service, policy, or plan in a manner which would violate Subpart E of this part if it were provided to employees of the recipient. This section shall not prohibit a recipient from providing any	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.4 Assurance required	Federal	Statute	(a) General. Every application for Federal financial assistance shall as condition of its approval contain or be accompanied by an assurance from the applicant or recipient, satisfactory to the Assistant Secretary, that the education program or activity operated by the applicant or recipient and to which this part applies will be operated in compliance with this part. An	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.40 Marital or parental status	Federal	Statute	(a) Status generally. A recipient shall not apply any rule concerning a student's actual or potential parental, family, or marital status which treats students differently on the basis of sex. (b) Pregnancy and related conditions. (1) A recipient shall not discriminate	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.41 Athletics	Federal	Statute	(a) General. No person shall, on the basis of sex, be excluded from participation in, be denied the benefits of, be treated differently from another person or otherwise be discriminated against in any interscholastic, intercollegiate, club or intramural athletics offered by a recipient, and no recipient shall provide any such athletics separately on such basis.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.42 Textbooks and curricular material	Federal	Statute	Nothing in this regulation shall be interpreted as requiring or prohibiting or abridging in any way the use of particular textbooks or curricular materials. (Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373, 374; 20 U.S.C. 1681, 1682)	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.43 Standards for measuring skill or progress in physical education classes	Federal	Statute	If use of a single standard of measuring skill or progress in physical education classes has an adverse effect on members of one sex, the recipient shall use appropriate standards that do not have that effect. (Authority: 20 U.S.C. 1681, 1682)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.5 Transfers of property	Federal	Statute	If a recipient sells or otherwise transfers property financed in whole or in part with Federal financial assistance to a transferee which operates any education program or activity, and the Federal share of the fair market value of the property is not upon such sale or transfer properly accounted for to the Federal Government both the transferor and the transferee shall be deemed to	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.51 Employment	Federal	Statute	(a) General. (1) No person shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination in employment, or recruitment, consideration, or selection therefor, whether full-time or part-time, under any education program or activity operated by a recipient which receives Federal financial assistance.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.52 Employment criteria	Federal	Statute	A recipient shall not administer or operate any test or other criterion for any employment opportunity which has a disproportionately adverse effect on persons on the basis of sex unless: (a) Use of such test or other criterion is shown to predict validly successful	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.53 Recruitment	Federal	Statute	(a) Nondiscriminatory recruitment and hiring. A recipient shall not discriminate on the basis of sex in the recruitment and hiring of employees. Where a recipient has been found to be presently discriminating on the basis of sex in the recruitment or hiring of employees, or has been found to have in the past so discriminated, the recipient shall recruit members of the sex so	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.54 Compensation	Federal	Statute	A recipient shall not make or enforce any policy or practice which, on the basis of sex: (a) Makes distinctions in rates of pay or other compensation;	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.55 Job classification and structure	Federal	Statute	A recipient shall not: (a) Classify a job as being for males or for females; (b) Maintain or establish separate lines of progression, seniority lists, career	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.56 Fringe benefits	Federal	Statute	(a) Fringe benefits defined. For purposes of this part, fringe benefits means: Any medical, hospital, accident, life insurance or retirement benefit, service, policy or plan, any profit-sharing or bonus plan, leave, and any other benefit or service of employment not subject to the provision of §106.54.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.57 Marital or parental status	Federal	Statute	(a) General. A recipient shall not apply any policy or take any employment action: (1) Concerning the potential marital, parental, or family status of an employee or applicant for employment which treats persons differently on the basis of	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.58 Effect of State or local law or other requirements	Federal	Statute	(a) Prohibitory requirements. The obligation to comply with this subpart is not obviated or alleviated by the existence of any State or local law or other requirement which imposes prohibitions or limits upon employment of members of one sex which are not imposed upon members of the other sex.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.59 Advertising	Federal	Statute	A recipient shall not in any advertising related to employment indicate preference, limitation, specification, or discrimination based on sex unless sex is a bona-fide occupational qualification for the particular job in question. (Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.6 Effect of other requirements	Federal	Statute	(a) Effect of other Federal provisions. The obligations imposed by this part are independent of, and do not alter, obligations not to discriminate on the basis of sex imposed by Executive Order 11246, as amended; sections 704 and 855 of the Public Health Service Act (42 U.S.C. 292d and 298b-2); Title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et seq.); the Equal Pay	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.60 Pre-employment inquiries	Federal	Statute	(a) Marital status. A recipient shall not make pre-employment inquiry as to the marital status of an applicant for employment, including whether such applicant is "Miss or Mrs." (b) Sex. A recipient may make pre-employment inquiry as to the sex of an	Not related to agency deliverable	Obligation to comply	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.61 Sex as a bona-fide occupational qualification	Federal	Statute	A recipient may take action otherwise prohibited by this subpart provided it is shown that sex is a bona-fide occupational qualification for that action, such that consideration of sex with regard to such action is essential to successful operation of the employment function concerned. A recipient shall not take action pursuant to this section which is based upon alleged comparative	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.7 Effect of employment opportunities	Federal	Statute	The obligation to comply with this part is not obviated or alleviated because employment opportunities in any occupation or profession are or may be more limited for members of one sex than for members of the other sex. (Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.8 Designation of responsible employee and adoption of grievance procedures	Federal	Statute	(a) Designation of responsible employee. Each recipient shall designate at least one employee to coordinate its efforts to comply with and carry out its responsibilities under this part, including any investigation of any complaint communicated to such recipient alleging its noncompliance with this part or alleging any actions which would be prohibited by this part. The recipient	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §106.9 Dissemination of policy	Federal	Statute	(a) Notification of policy. (1) Each recipient shall implement specific and continuing steps to notify applicants for admission and employment, students and parents of elementary and secondary school students, employees, sources of referral of applicants for admission and employment, and all unions or professional organizations holding collective bargaining or professional	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.1 Purpose	Federal	Statute	The purpose of this part is to implement the Boy Scouts of America Equal Access Act, 20 U.S.C. 7905. (Authority: 20 U.S.C. 7905)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.2 Applicability	Federal	Statute	This part applies to any public elementary school, public secondary school, local educational agency, or State educational agency that has a designated open forum or limited public forum and that receives funds made available through the Department.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.3 Definitions	Federal	Statute	The following definitions apply to this part: (a) Act means the Boy Scouts of America Equal Access Act, section 9525 of the Elementary and Secondary Education Act of 1965, as amended by section 901 of the No Child Left Behind Act of 2001, Pub. L. 107-110, 115 Stat.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.4 Effect of State or local law	Federal	Statute	The obligation of a covered entity to comply with the Act and this part is not obviated or alleviated by any State or local law or other requirement. (Authority: 20 U.S.C. 7905)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.5 Compliance obligations	Federal	Statute	(a) The obligation of covered entities to comply with the Act and this part is not limited by the nature or extent of their authority to make decisions about the use of school premises or facilities. (b) Consistent with the requirements of §108.6, a covered entity must provide	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.6 Equal access	Federal	Statute	(a) General. Consistent with the requirements of paragraph (b) of this section, no covered entity shall deny equal access or a fair opportunity to meet to, or discriminate against, any group officially affiliated with the Boy Scouts or officially affiliated with any other Title 36 youth group that requests to conduct a meeting within that covered entity's designated open forum or	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.7 Voluntary sponsorship	Federal	Statute	Nothing in the Act or this part shall be construed to require any school, agency, or school served by an agency to sponsor any group officially affiliated with the Boy Scouts or with any other Title 36 youth group. (Authority: 20 U.S.C. 7905)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.8 Assurances	Federal	Statute	An applicant for funds made available through the Department to which this part applies must submit an assurance that the applicant will comply with the Act and this part. The assurance shall be in effect for the period during which funds made available through the Department are extended. The Department specifies the form of the assurance, including the extent to which assurances	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §108.9 Procedures	Federal	Statute	The procedural provisions applicable to title VI of the Civil Rights Act of 1964, which are found in 34 CFR 100.6 through 100.11 and 34 CFR part 101, apply to this part, except that, notwithstanding these provisions and any other provision of law, no funds made available through the Department shall be provided to any school, agency, or school served by an agency that fails to	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.11 Definitions of "normal operation" and "statutory objective."	Federal	Statute	For purposes of these regulations, the terms normal operation and statutory objective have the following meanings: (a) Normal operation means the operation of a program or activity without significant changes that would impair its ability to meet its objectives.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.12 Exceptions to the rules against age discrimination: Normal operation or statutory objective of any	Federal	Statute	A recipient is permitted to take an action otherwise prohibited by §110.10 if the action reasonably takes into account age as a factor necessary to the normal operation or the achievement of any statutory objective of a program or activity. An action reasonably takes into account age as a factor necessary to the normal operation or the achievement of any statutory objective of a	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.13 Exceptions to the rules against age discrimination: Reasonable factors other than age.	Federal	Statute	A recipient is permitted to take an action otherwise prohibited by §110.10 that is based on a factor other than age, even though that action may have a disproportionate effect on persons of different ages. An action may be based on a factor other than age only if the factor bears a direct and substantial relationship to the normal operation of the program or activity or to the	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.14 Burden of proof	Federal	Statute	The burden of proving that an age distinction or other action falls within the exceptions outlined in §§110.12 and 110.13 is on the recipient of Federal financial assistance. (Authority: 42 U.S.C. 6104)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.15 Affirmative action by recipients	Federal	Statute	Even in the absence of a finding of discrimination, a recipient may take affirmative action to overcome the effects of conditions that resulted in limited participation in the recipient's program or activity on the basis of age. (Authority: 42 U.S.C. 6103)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.16 Special benefits for children and the elderly	Federal	Statute	If a recipient operating a program or activity provides special benefits to the elderly or to children, the use of age distinctions is presumed to be necessary to the normal operation of the program or activity, notwithstanding the provisions of §110.12.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.17 Age distinctions contained in ED's regulations	Federal	Statute	Any age distinction contained in regulations issued by ED is presumed to be necessary to the achievement of a statutory objective of the program or activity to which the regulations apply, notwithstanding the provisions of §110.12.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.2 To what programs or activities do these regulations apply?	Federal	Statute	(a) These regulations apply to any program or activity receiving Federal financial assistance from ED. (b) These regulations do not apply to—	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.21 Notice to subrecipients	Federal	Statute	If the recipient initially receiving funds makes the funds available to a subrecipient, the recipient shall notify the subrecipient of its obligations under the Act and these regulations. (Authority: 42 U.S.C. 6103)	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.22 Information requirements	Federal	Statute	Each recipient shall— (a) Provide ED with information that ED determines is necessary to ascertain whether the recipient is in compliance with the Act and these regulations; and	Report our agency must/may provide		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.23 Assurances required	Federal	Statute	(a) Assurances. An applicant for Federal financial assistance to which these regulations apply shall sign a written assurance, on a form specified by ED, that the program or activity will be operated in compliance with these regulations. An applicant may incorporate this assurance by reference in subsequent applications to ED.	Distribute funding to another entity		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.24 Recipient assessment of age distinctions	Federal	Statute	(a) As part of a compliance review under §110.30 or a complaint investigation under §110.31, ED may require a recipient employing the equivalent of 15 or more full-time employees to complete a written self-evaluation, in a manner specified by ED, of any age distinction imposed in its program or activity receiving Federal financial assistance from ED to assess	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.25 Designation of responsible employee, notice, and grievance procedures	Federal	Statute	(a) Designation of responsible employee. Each recipient shall designate at least one employee to coordinate its efforts to comply with and carry out its responsibilities under the Act and these regulations, including investigation of any complaints that the recipient receives alleging any actions that are prohibited by the Act and these regulations.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.3 What definitions apply?	Federal	Statute	The following definitions apply to these regulations: Act means the Age Discrimination Act of 1975, as amended (Title III of Pub. L. 94-135). Action means any act, activity, policy, rule, standard, or method of administration, or the use of any policy, rule, standard, or method of	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.31 Complaints	Federal	Statute	(a) Any person, individually or as a member of a class or on behalf of others, may file a complaint with ED alleging discrimination prohibited by the Act or by these regulations based on an action occurring on or after July 1, 1979. A complainant shall file a complaint within 180 days from the date the complainant first had knowledge of the alleged discrimination. However, for	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.32 Mediation	Federal	Statute	(a) ED promptly refers to the Federal Mediation and Conciliation Service or to the mediation agency designated by the Secretary of Health and Human Services, all complaints that— (1) Fall within the jurisdiction of the Act and these regulations, unless the age	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.33 Investigation	Federal	Statute	(a) Initial investigation. ED investigates complaints that are unresolved after mediation or reopened because of a violation of the mediation agreement. ED uses methods during the investigation to encourage voluntary resolution of the complaint, including discussions with the complainant and recipient to establish the facts and, if possible, resolve the complaint to the mutual	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.34 Prohibition against intimidation or retaliation	Federal	Statute	A recipient may not engage in acts of intimidation or retaliation against any person who— (a) Attempts to assert a right protected by the Act or these regulations; or	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.35 Compliance procedure	Federal	Statute	(a) ED may enforce the Act and these regulations under §110.35(a) (1) or (2) through— (1) Termination of, or refusal to grant or continue, a recipient's Federal financial assistance from ED for a program or activity in which the recipient	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.36 Hearings, decisions, and post-termination proceedings	Federal	Statute	(a) The following ED procedural provisions applicable to Title VI of the Civil Rights Act of 1964 also apply to ED's enforcement of these regulations: 34 CFR 100.9 and 100.10 and 34 CFR part 101. (b) Action taken under section 305 of the Act is subject to judicial review as	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.37 Procedure for disbursement of funds to an alternate recipient	Federal	Statute	(a) If the Secretary withholds funds from a recipient under these regulations, the Secretary may disburse the funds withheld directly to an alternate recipient: any public or nonprofit private organization or agency, or State or political subdivision of the State.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §110.38 Remedial action by recipients	Federal	Statute	If ED finds that a recipient has discriminated on the basis of age, the recipient shall take any remedial action that ED may require to overcome the effects of the discrimination. If another recipient exercises control over the recipient that has discriminated or if the entity that has discriminated is a subrecipient, both recipients or recipient and subrecipient may be required to take remedial	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.11 What must an application contain?	Federal	Statute	(a) Application content and format. In order for the Secretary to determine whether a standardized test is suitable for measuring the gains of participants in an adult education program required to report under the NRS, a test publisher must—	Report our agency must/may provide		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.12 What procedures does the Secretary use to review the suitability of tests?	Federal	Statute	(a) Review. (1) When the Secretary receives a complete application from a test publisher, the Secretary selects experts in the field of educational testing and assessment who possess appropriate advanced degrees and experience in test development or psychometric research, or both, to advise the Secretary on the extent to which a test meets the criteria and requirements in §462.13.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.13 What criteria and requirements does the Secretary use for determining the suitability of tests?	Federal	Statute	In order for the Secretary to consider a test suitable for use in the NRS, the test or the test publisher, if applicable, must meet the following criteria and requirements: (a) The test must measure the NRS educational functioning levels of	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.14 How often and under what circumstances must a test be reviewed by the Secretary?	Federal	Statute	(a) The Secretary's determination that a test is suitable for use in the NRS is in effect for a period of seven years from the date of the Secretary's written notification to the test publisher, unless otherwise indicated by the Secretary. After that time, if the test publisher wants the test to be used in the NRS, the test must be reviewed again by the Secretary so that the Secretary can	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.2 What regulations apply?	Federal	Statute	The following regulations apply to this part: (a) The Education Department General Administrative Regulations (EDGAR) as follows:	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.3 What definitions apply?	Federal	Statute	(a) Definitions in the Adult Education and Family Literacy Act (Act). The following terms used in these regulations are defined in section 203 of the Adult Education and Family Literacy Act, 20 U.S.C. 9202 (Act): Adult education,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.4 What are the transition rules for using tests to measure educational gain for the National Reporting	Federal	Statute	A State or a local eligible provider may continue to measure educational gain for the NRS using a test that was identified in the Guidelines until the Secretary announces through a notice published in the Federal Register a deadline by which States and local eligible providers must use only tests that the Secretary has reviewed and determined to be suitable for use in the NRS	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.41 How must tests be administered in order to accurately measure educational gain?	Federal	Statute	(a) General. A local eligible provider must measure the educational gains of students using only tests that the Secretary has determined are suitable for use in the NRS and that the State has identified in its assessment policy. (b) Pre-test. A local eligible provider must—	Requires a service	Measure educational gain	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.42 How are tests used to place students at an NRS educational functioning level?	Federal	Statute	(a) A local eligible provider must use the results of the pre-test described in §462.41(b) to initially place students at the appropriate NRS educational functioning level. (b) A local eligible provider must use the results of the post-test described in	Not related to agency deliverable	Measure educational gain; provide specific functions if a local eligible provider	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.43 How is educational gain measured?	Federal	Statute	(a)(1) Educational gain is measured by comparing the student's initial educational functioning level, as measured by the pre-test described in §462.41(b), with the student's educational functioning level as measured by the post-test described in §462.41(c).	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; §462.44 Which educational functioning levels must States and local eligible providers use to measure	Federal	Statute	States and local eligible providers must use the NRS educational functioning levels in the following functioning level table:	Not related to agency deliverable	Measure educational gain	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 100—Federal Financial Assistance to Which These Regulations Apply	Federal	Statute	Part 1—Assistance Other Than Continuing Assistance to States 1. Loans for acquisition of equipment for academic subjects, and for minor remodeling (20 U.S.C. 445). 2. Construction of facilities for institutions of higher education (20 U.S.C.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 104—Analysis of Final Regulation	Federal	Statute	Subpart A—General Provisions Definitions—1. Recipient. Section 104.23 contains definitions used throughout the regulation. One comment requested that the regulation specify that nonpublic elementary	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 104—Analysis of Final Regulation continued...	Federal	Statute	17. Tests and selection criteria. Revised §104.13(a) prohibits employers from using test or other selection criteria that screen out or tend to screen out handicapped persons unless the test or criterion is shown to be job-related and alternative tests or criteria that do not screen out or tend to screen out as many handicapped persons are not shown by the Assistant Secretary to be available.	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 104—Analysis of Final Regulation continued...	Federal	Statute	It is important that both handicapped persons and the public at large be aware of the obligations of recipients under section 504. Both the Department and recipients have responsibilities in this regard. Indeed the Department intends to undertake a major public information effort to inform persons of their rights under section 504 and this regulation. In §104.8 the Department has sought to	Requires a service	Responsibilities to provide services for handicapped persons	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 104—Analysis of Final Regulation continued...	Federal	Statute	Subpart D—Preschool, Elementary, and Secondary Education Subpart D sets forth requirements for nondiscrimination in preschool, elementary, secondary, and adult education programs and activities, including secondary vocational education programs. In this context, the term "adult education" refers only to those educational programs and activities for adults	Requires a service	Responsibilities to provide services for handicapped persons	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 104—Analysis of Final Regulation continued...	Federal	Statute	Subpart F—Health, Welfare, and Social Services Subpart F applies to recipients that operate health, welfare, and social service programs. The Department received fewer comments on this subpart than on others.	Requires a service	Responsibilities to provide services for handicapped persons	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 104—Analysis of Final Regulation continued...	Federal	Statute	The proposed regulation would have required a complete individual reevaluation of the student each year. The Department has concluded that it is inappropriate in the section 504 regulation to require full reevaluations on such a rigid schedule. Accordingly, §104.35(c) requires periodic reevaluations and specifies that reevaluations in accordance with the EHA	Requires a service	Responsibilities to provide services for handicapped persons	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 104—Analysis of Final Regulation continued...	Federal	Statute	The Secretary wishes to reassure recipients that inclusion of addicts and alcoholics within the scope of the regulation will not lead to the consequences feared by many commenters. It cannot be emphasized too strongly that the statute and the regulation apply only to discrimination against qualified handicapped persons solely by reason of their handicap. The fact that drug	Not related to agency deliverable	Responsibilities to provide services for handicapped persons	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix A to Part 106—Guidelines for Eliminating Discrimination and Denial of Services on the	Federal	Statute	Editorial Note: For the text of these guidelines, see 34 CFR part 100, appendix B. [44 FR 17168, Mar. 21, 1979]	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix B to Part 100—Guidelines for Eliminating Discrimination and Denial of Services on the	Federal	Statute	B. Counseling and Prospects for Success Recipients that operate vocational education programs must insure that counselors do not direct or urge any student to enroll in a particular career or program, or measure or predict a student's prospects for success in any career or program based upon the student's race, color, national origin, sex, or	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix B to Part 100—Guidelines for Eliminating Discrimination and Denial of Services on the	Federal	Statute	F. Eligibility for Admission to Secondary Vocational Education Centers Based on Numerical Limits Imposed on Sending Schools A recipient may not adopt or maintain a system for admission to a secondary vocational education center or program that limits admission to a fixed number of students from each sending school included in the center's service	Requires a service	Ensuring proper functions of vocational educational centers	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix B to Part 100—Guidelines for Eliminating Discrimination and Denial of Services on the	Federal	Statute	B. Distribution of Funds Recipients may not adopt a formula or other method for the allocation of Federal, State, or local vocational education funds that has the effect of discriminating on the basis of race, color, national origin, sex, or handicap. However, a recipient may adopt a formula or other method of allocation that	Not related to agency deliverable	Maintaining system of vocational education centers	No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Appendix B to Part 100—Guidelines for Eliminating Discrimination and Denial of Services on the	Federal	Statute	I. Scope and Coverage A. Application of Guidelines These Guidelines apply to recipients of any Federal financial assistance from the Department of Education that offer or administer programs of vocational education or training. This includes State agency recipients.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subject Index to Title IX Preamble and Regulation I	Federal	Statute	IPreamble paragraph numbers are in brackets []. A Access to Course Offerings [43, 55, 56, 57, 58]; 106.34	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart A—General §110.1 What is the purpose of ED's age discrimination regulations?	Federal	Statute	The purpose of these regulations is to set out ED's rules for implementing the Age Discrimination Act of 1975. The Act prohibits discrimination on the basis of age in programs or activities receiving Federal financial assistance. The Act permits federally assisted programs or activities, and recipients of Federal funds, to continue to use age distinctions and factors other than age	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart A—General §462.1 What is the scope of this part?	Federal	Statute	The regulations in this part establish the— (a) Procedures the Secretary uses to determine the suitability of standardized tests for use in the National Reporting System for Adult Education (NRS) to measure educational gain of participants in an adult education program	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart A—Introduction §106.1 Purpose and effective date	Federal	Statute	The purpose of this part is to effectuate title IX of the Education Amendments of 1972, as amended by Pub. L. 93-568, 88 Stat. 1855 (except sections 904 and 906 of those Amendments) which is designed to eliminate (with certain exceptions) discrimination on the basis of sex in any education program or activity receiving Federal financial assistance, whether or not such program or	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart B—What Process Does the Secretary Use To Review the Suitability of Tests for Use in the	Federal	Statute	(a) The Secretary only reviews tests under this part that are submitted by a test publisher. (b) A test publisher that wishes to have the suitability of its test determined by the Secretary under this part must submit an application to the Secretary, in	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart C [Reserved] Subpart D—What Requirements Must States and Local Eligible Providers Follow When	Federal	Statute	(a) A State must have a written assessment policy that its local eligible providers must follow in measuring educational gain and reporting data in the NRS. (b) A State must submit its assessment policy to the Secretary for review and	Report our agency must/may provide		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart C—Accessibility §104.21 Discrimination prohibited	Federal	Statute	No qualified handicapped person shall, because a recipient's facilities are inaccessible to or unusable by handicapped persons, be denied the benefits of, be excluded from participation in, or otherwise be subjected to discrimination under any program or activity to which this part applies.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart C—Discrimination on the Basis of Sex in Admission and Recruitment Prohibited	Federal	Statute	(a) General. No person shall, on the basis of sex, be denied admission, or be subjected to discrimination in admission, by any recipient to which this subpart applies, except as provided in §§106.16 and 106.17. (b) Specific prohibitions. (1) In determining whether a person satisfies any	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart C—Duties of ED Recipients §110.20 General responsibilities	Federal	Statute	Each ED recipient has primary responsibility for ensuring that its program or activity is in compliance with the Act and these regulations and shall take steps to eliminate violations of the Act. A recipient also has responsibility to maintain records, provide information, and to afford ED access to its records to the extent required for ED to determine whether the recipient is in	Requires a service		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart D—Form, Execution, Service and Filing of Documents §101.31 Form of documents to be filed	Federal	Statute	Documents to be filed under the rules in this part shall be dated, the original signed in ink, shall show the docket description and title of the proceeding, and shall show the title, if any, and address of the signatory. Copies need not be signed but the name of the person signing the original shall be reproduced. Documents shall be legible and shall not be more than 8 1/2 inches wide and	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart D—Investigation, Conciliation, and Enforcement Procedures §110.30 Compliance reviews	Federal	Statute	(a) ED may conduct compliance reviews, pre-award reviews, and other similar procedures that permit ED to investigate and correct violations of the Act and of these regulations. ED may conduct these reviews in the absence of a complaint against a recipient. The review may be as comprehensive as necessary to determine whether a violation of these regulations occurred.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart F—Health, Welfare, and Social Services §104.51 Application of this subpart	Federal	Statute	Subpart F applies to health, welfare, and other social service programs or activities that receive Federal financial assistance and to recipients that operate, or that receive Federal financial assistance for the operation of, such programs or activities.	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart F—Procedures [Interim] §106.71 Procedures	Federal	Statute	The procedural provisions applicable to title VI of the Civil Rights Act of 1964 are hereby adopted and incorporated herein by reference. These procedures may be found at 34 CFR 100.6-100.11 and 34 CFR, part 101. (Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373,	Not related to agency deliverable		No Change
Title 34 - Part 462 - Measuring Educational Gain In The National Reporting System For Adult Education; Subpart L—Posttermination Proceedings §101.121 Posttermination proceedings	Federal	Statute	(a) An applicant or recipient adversely affected by the order terminating, discontinuing, or refusing Federal financial assistance in consequence of proceedings pursuant to this title may request the responsible Department official for an order authorizing payment, or permitting resumption, of Federal financial assistance. Such request shall be in writing and shall affirmatively	Not related to agency deliverable		No Change
Title 34 ; Subpart B—Standards for Determining Age Discrimination §110.10 Rules against age discrimination	Federal	Statute	The rules stated in this section are subject to the exceptions contained in §§110.12 and 110.13 of these regulations. (a) General rule. No person in the United States shall, on the basis of age, be excluded from participation in, be denied the benefits of, or be subjected to	Not related to agency deliverable	Take positive steps to employ and advance employment qualified handicapped persons or programs	No Change
Title 34 PART 101 - PRACTICE AND PROCEDURE FOR HEARINGS UNDER PART 100 OF THIS TITLE; Subpart A—General Information §101.1 Scope of rules	Federal	Statute	The rules of procedure in this part supplement §§100.9 and 100.10 of this subtitle and govern the practice for hearings, decisions, and administrative review conducted by the Department of Education, pursuant to Title VI of the Civil Rights Act of 1964 (section 602, 78 Stat. 252) and part 100 of this subtitle.	Not related to agency deliverable		No Change
Title 34 PART 101 - PRACTICE AND PROCEDURE FOR HEARINGS UNDER PART 100 OF THIS TITLE; Subpart A—General Provisions §104.1 Purpose	Federal	Statute	The purpose of this part is to effectuate section 504 of the Rehabilitation Act of 1973, which is designed to eliminate discrimination on the basis of handicap in any program or activity receiving Federal financial assistance.	Not related to agency deliverable		No Change
Title 34 PART 101 - PRACTICE AND PROCEDURE FOR HEARINGS UNDER PART 100 OF THIS TITLE; Subpart E—Time §101.41 Computation	Federal	Statute	In computing any period of time under the rules in this part or in an order issued hereunder, the time begins with the day following the act, event, or default, and includes the last day of the period, unless it is a Saturday, Sunday, or legal holiday observed in the District of Columbia, in which event it includes the next following business day. When the period of time	Not related to agency deliverable		No Change
Title 34 PART 101 - PRACTICE AND PROCEDURE FOR HEARINGS UNDER PART 100 OF THIS TITLE; Subpart F—Proceedings Prior to Hearing §101.51 Notice of hearing or opportunity for hearing	Federal	Statute	Proceedings are commenced by mailing a notice of hearing or opportunity for hearing to an affected applicant or recipient, pursuant to §100.9 of this title.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 34 PART 101 - PRACTICE AND PROCEDURE FOR HEARINGS UNDER PART 100 OF THIS TITLE; Subpart H—Hearing Procedures §101.71 Statement of position and trial briefs	Federal	Statute	The presiding officer may require parties and amici curiae to file written statements of position prior to the beginning of a hearing. The presiding officer may also require the parties to submit trial briefs.	Not related to agency deliverable		No Change
Title 34 PART 101 - PRACTICE AND PROCEDURE FOR HEARINGS UNDER PART 100 OF THIS TITLE; Subpart K—Judicial Standards of Practice §101.111 Conduct	Federal	Statute	Parties and their representatives are expected to conduct themselves with honor and dignity and observe judicial standards of practice and ethics in all proceedings. They should not indulge in offensive personalities, unseemly wrangling, or intemperate accusations or characterizations. A representative of any party whether or not a lawyer shall observe the traditional	Not related to agency deliverable		No Change
Title 34 PART 101 - PRACTICE AND PROCEDURE FOR HEARINGS UNDER PART 100 OF THIS TITLE; Subpart M—Definitions §101.131 Definitions	Federal	Statute	The definitions contained in §100.13 of this subtitle apply to this part, unless the context otherwise requires, and the term "reviewing authority" as used herein includes the Secretary of Education, with respect to action by that official under §101.106.	Not related to agency deliverable		No Change
Title 34 Subpart B—Appearance and Practice §101.11 Appearance	Federal	Statute	A party may appear in person or by counsel and participate fully in any proceeding. A State agency or a corporation may appear by any of its officers or by any employee it authorizes to appear on its behalf. Counsel must be members in good standing of the bar of a State, Territory, or possession of the United States or of the District of Columbia or the Commonwealth of Puerto	Not related to agency deliverable		No Change
Title 34; Subpart B—Coverage §106.11 Application	Federal	Statute	Except as provided in this subpart, this part 106 applies to every recipient and to the education program or activity operated by such recipient which receives Federal financial assistance. (Authority: Secs. 901, 902, Education Amendments of 1972, 86 Stat. 373,	Not related to agency deliverable		No Change
Title 34; Subpart B—Employment Practices §104.11 Discrimination prohibited	Federal	Statute	(a) General. (1) No qualified handicapped person shall, on the basis of handicap, be subjected to discrimination in employment under any program or activity to which this part applies. (2) A recipient that receives assistance under the Education of the	Requires a service		No Change
Title 34; Subpart D—Discrimination on the Basis of Sex in Education Programs or Activities Prohibited §106.31 Education programs or activities	Federal	Statute	(a) General. Except as provided elsewhere in this part, no person shall, on the basis of sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any academic, extracurricular, research, occupational training, or other education program or activity operated by a recipient which receives Federal financial assistance. This subpart does not	Not related to agency deliverable		No Change
Title 34; Subpart D—Preschool, Elementary, and Secondary Education §104.31 Application of this subpart	Federal	Statute	Subpart D applies to preschool, elementary, secondary, and adult education programs or activities that receive Federal financial assistance and to recipients that operate, or that receive Federal financial assistance for the operation of, such programs or activities.	Not related to agency deliverable		No Change
Title 34; Subpart E—Postsecondary Education §104.41 Application of this subpart	Federal	Statute	Subpart E applies to postsecondary education programs or activities, including postsecondary vocational education programs or activities, that receive Federal financial assistance and to recipients that operate, or that receive Federal financial assistance for the operation of, such programs or activities.	Not related to agency deliverable		No Change
Title 34; Subpart G—Procedures §104.61 Procedures	Federal	Statute	The procedural provisions applicable to title VI of the Civil Rights Act of 1964 apply to this part. These procedures are found in §§100.6-100.10 and part 101 of this title.	Not related to agency deliverable		No Change
Title 34; Subpart G—Responsibilities and Duties of Presiding Officer §101.61 Who presides	Federal	Statute	A hearing examiner assigned under 5 U.S.C. 3105 or 3344 (formerly section 11 of the Administrative Procedure Act) shall preside over the taking of evidence in any hearing to which these rules of procedure apply.	Not related to agency deliverable		No Change
Title 34; Subpart I—The Record §101.91 Official transcript	Federal	Statute	The Department will designate the official reporter for all hearings. The official transcripts of testimony taken, together with any exhibits, briefs, or memoranda of law filed therewith shall be filed with the Department. Transcripts of testimony in hearings may be obtained from the official reporter by the parties and the public at rates not to exceed the maximum	Not related to agency deliverable		No Change
Title 34; Subpart J—Posthearing Procedures, Decisions §101.101 Posthearing briefs: proposed findings and conclusions	Federal	Statute	(a) The presiding officer shall fix the time for filing posthearing briefs, which may contain proposed findings of fact and conclusions of law, and, if permitted, reply briefs. (b) Briefs should include a summary of the evidence relied upon together with	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 5; SEC. 5202. PROGRAM AUTHORIZED	Federal	Statute	(a) IN GENERAL- The Secretary may award grants to State educational agencies having applications approved pursuant to section 5203 to enable such agencies to conduct a charter school grant program in accordance with this subpart. (b) SPECIAL RULE- If a State educational agency elects not to participate in	Distribute funding to another entity; Other service or product our agency must provide		No Change
Title 5; SEC. 5203. APPLICATIONS	Federal	Statute	(a) APPLICATIONS FROM STATE AGENCIES- Each State educational agency desiring a grant from the Secretary under this subpart shall submit to the Secretary an application at such time, in such manner, and containing or accompanied by such information as the Secretary may require. (b) CONTENTS OF A STATE EDUCATIONAL AGENCY	Report our agency must/may provide;	Provide for charters	No Change
Title 5; SEC. 5204. ADMINISTRATION	Federal	Statute	((a) SELECTION CRITERIA FOR STATE EDUCATIONAL AGENCIES- The Secretary shall award grants to State educational agencies under this subpart on the basis of the quality of the applications submitted under section 5203(b), after taking into consideration such factors as — (1) the contribution that the charter schools grant program will make to	Distribute funding to another entity	Distribute funding to another entity	No Change
Title 5; SEC. 5205. NATIONAL ACTIVITIES	Federal	Statute	(a) IN GENERAL- The Secretary shall reserve for each fiscal year the greater of 5 percent or \$5,000,000 of the amount appropriated to carry out this subpart, except that in no fiscal year shall the total amount so reserved exceed \$8,000,000, to carry out the following activities: (1) To provide charter schools, either directly or through State educational	Requires a service		No Change
Title 5; SEC. 5206. FEDERAL FORMULA ALLOCATION DURING FIRST YEAR AND FOR SUCCESSIVE ENROLLMENT EXPANSIONS.	Federal	Statute	a) IN GENERAL- For purposes of the allocation to schools by the States or their agencies of funds under part A of title I, and any other Federal funds which the Secretary allocates to States on a formula basis, the Secretary and each State educational agency shall take such measures as are necessary to ensure that every charter school receives the Federal funding for which the	Distribute funding to another entity		No Change
Title 5; SEC. 5207. SOLICITATION OF INPUT FROM CHARTER SCHOOL OPERATORS	Federal	Statute	To the extent practicable, the Secretary shall ensure that administrators, teachers, and other individuals directly involved in the operation of charter schools are consulted in the development of any rules or regulations required to implement this subpart, as well as in the development of any rules or regulations relevant to charter schools that are required to implement part A	Not related to agency deliverable		No Change
Title 5; SEC. 5208. RECORDS TRANSFER	Federal	Statute	State educational agencies and local educational agencies, to the extent practicable, shall ensure that a student's records and, if applicable, a student's individualized education program as defined in section 602(11) of the Individuals with Disabilities Education Act, are transferred to a charter school upon the transfer of the student to the charter school, and to another public	Requires a service		No Change
Title 5; SEC. 5209. PAPERWORK REDUCTION	Federal	Statute	To the extent practicable, the Secretary and each authorized public chartering agency shall ensure that implementation of this subpart results in a minimum of paperwork for any eligible applicant or charter school.	Not related to agency deliverable	Ensure students records and IEPs are transferred to a charter school upon transfer	No Change
Title 5; SEC. 5210. DEFINITIONS	Federal	Statute	In this subpart: (1) CHARTER SCHOOL- The term 'charter school' means a public school that —	Not related to agency deliverable		No Change
Title 5; SEC. 5211. AUTHORIZATION OF APPROPRIATIONS	Federal	Statute	(a) IN GENERAL- There are authorized to be appropriated to carry out this subpart \$300,000,000 for fiscal year 2002 and such sums as may be necessary for each of the 5 succeeding fiscal years. (b) RESERVATION- From the amount appropriated under subsection (a) for each fiscal year, the Secretary shall reserve —	Not related to agency deliverable		No Change
Title 5; Subpart 1 — Charter School Programs SEC. 5201. PURPOSE	Federal	Statute	It is the purpose of this subpart to increase national understanding of the charter schools model by — (1) providing financial assistance for the planning, program design, and initial implementation of charter schools; (2) evaluating the effects of such schools, including the effects on students,	Not related to agency deliverable		No Change
Title 7; §210.10 Meal requirements for lunches and requirements for afterschool snacks	Federal	Statute	(a) General requirements—(1) General nutrition requirements. Schools must offer nutritious, well-balanced, and age-appropriate meals to all the children they serve to improve their diets and safeguard their health. (i) Requirements for lunch. School lunches offered to children age 5 or older	Requires a service		No Change
Title 7; §210.11 Competitive food service and standards	Federal	Statute	(a) Definitions. For the purpose of this section: (1) Combination foods means products that contain two or more components representing two or more of the recommended food groups: fruit, vegetable, dairy, protein or grains.	Not related to agency deliverable	Ensure schools are following requirements established for each meal time/snack time; ensure appropriate meals are being provided (i.e. well balanced)	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §210.11a Competitive food services	Federal	Statute	(a) Definitions. For the purpose of this section: (1) Competitive foods means any foods sold in competition with the Program to children in food service areas during the lunch periods.	Not related to agency deliverable		No Change
Title 7; §210.12 Student, parent and community involvement	Federal	Statute	(a) General. School food authorities shall promote activities to involve students and parents in the Program. Such activities may include menu planning, enhancement of the eating environment, Program promotion, and related student-community support activities. School food authorities are encouraged to use the school food service program to teach students about	Requires a service		No Change
Title 7; §210.13 Facilities management	Federal	Statute	(a) Health standards. The school food authority shall ensure that food storage, preparation and service is in accordance with the sanitation and health standards established under State and local law and regulations. (b) Food safety inspections. Schools shall obtain a minimum of two food	Requires a service	Promote outreach activities and community involvement	No Change
Title 7; §210.14 Resource management	Federal	Statute	(a) Nonprofit school food service. School food authorities shall maintain a nonprofit school food service. Revenues received by the nonprofit school food service are to be used only for the operation or improvement of such food service, except that, such	Not related to agency deliverable	Ensure health standards are being adhered to	No Change
Title 7; §210.15 Reporting and recordkeeping	Federal	Statute	(a) Reporting summary. Participating school food authorities are required to submit forms and reports to the State agency or the distributing agency, as appropriate, to demonstrate compliance with Program requirements. These reports include, but are not limited to:	Report our agency must/may provide		No Change
Title 7; §210.16 Food service management companies	Federal	Statute	(a) General. Any school food authority (including a State agency acting in the capacity of a school food authority) may contract with a food service management company to manage its food service operation in one or more of its schools. However, no school or school food authority may contract with a food service management company to operate an a la carte food service	Requires a service		No Change
Title 7; §210.18 Administrative reviews	Federal	Statute	(a) Programs covered and methodology. Each State agency must follow the requirements of this section to conduct administrative reviews of school food authorities participating in the National School Lunch Program and the School Breakfast Program (part 220 of this chapter). These procedures must also be followed, as applicable, to conduct administrative reviews of the National	Requires a service	Contract with food service management companies	No Change
Title 7; §210.19 Additional responsibilities	Federal	Statute	(a) General Program management. Each State agency shall provide an adequate number of consultative, technical and managerial personnel to administer programs and monitor performance in complying with all Program requirements.	Requires a service	Conduct administrative reviews of school food authorities participation in the NSLP and the SBP.	No Change
Title 7; §210.2 Definitions	Federal	Statute	For the purpose of this part: 7 CFR part 3015 means the Uniform Federal Assistance Regulations published by the Department to implement certain policies applicable to all Department programs. The applicable provisions deal with competition for	Not related to agency deliverable	Provide investigations into complaints which may lead to taking fiscal action against programs	No Change
Title 7; §210.20 Reporting and recordkeeping	Federal	Statute	(a) Reporting summary. Participating State agencies shall submit forms and reports to FNS to demonstrate compliance with Program requirements. The reports include but are not limited to: (1) Requests for cash to make reimbursement payments to school food	Report our agency must/may provide		No Change
Title 7; §210.22 Audits	Federal	Statute	(a) General. Unless otherwise exempt, audits at the State and school food authority levels shall be conducted in accordance with 2 CFR part 200, subpart F and Appendix XI (Compliance Supplement) and USDA implementing regulations 2 CFR part 400 and part 415.	Requires a service		No Change
Title 7; §210.23 Other responsibilities	Federal	Statute	(a) Free and reduced price lunches and meal supplements. State agencies and school food authorities shall ensure that lunches and meal supplements are made available free or at a reduced price to all children who are determined by the school food authority to be eligible for such benefits. The determination of a child's eligibility for free or reduced price lunches and meal supplements	Requires a service	Provide audits	No Change
Title 7; §210.25 Suspension, termination and grant closeout procedures	Federal	Statute	Whenever it is determined that a State agency has materially failed to comply with the provisions of this part, or with FNS guidelines and instructions, FNS may suspend or terminate the Program in whole, or in part, or take any other action as may be available and appropriate. A State agency may also terminate the Program by mutual agreement with FNS. FNS and the State	Requires a service	Ensure meal supplements are available, retain records, follow civil rights act, and provide program evaluations.	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §210.26 Penalties	Federal	Statute	Whoever embezzles, willfully misapplies, steals, or obtains by fraud any funds, assets, or property provided under this part whether received directly or indirectly from the Department, shall if such funds, assets, or property are of a value of \$100 or mo	Not related to agency deliverable	Ability to terminate or suspend program	No Change
Title 7; §210.27 Educational prohibitions	Federal	Statute	In carrying out the provisions of the Act, the Department shall not impose any requirements with respect to teaching personnel, curriculum, instructions, methods of instruction, or materials of instruction in any school as a condition for participation in	Not related to agency deliverable		No Change
Title 7; §210.28 Pilot project exemptions	Federal	Statute	Those State agencies or school food authorities selected for the pilot projects mandated under section 18(d) of the Act may be exempted by the Department from some or all of the counting and free and reduced price application requirements of this part and	Not related to agency deliverable		No Change
Title 7; §210.29 Management evaluations	Federal	Statute	(a) Management evaluations. FNS will conduct a comprehensive management evaluation of each State agency's administration of the National School Lunch Program. (b) Basis for evaluations. FNS will evaluate all aspects of State agency	Not related to agency deliverable		No Change
Title 7; §210.3 Administration	Federal	Statute	(a) FNS. FNS will act on behalf of the Department in the administration of the Program. Within FNS, the CND will be responsible for Program administration. (b) States. Within the States, the responsibility for the administration of the	Requires a service		No Change
Title 7; §210.30 State agency and Regional office addresses	Federal	Statute	School food authorities and schools desiring information about the Program should contact their State educational agency or the appropriate FNS Regional Office at the address or telephone number listed on the FNS Web site (www.fns.usda.gov/cnd).	Not related to agency deliverable	Administration of programs in schools (public and private schools)	No Change
Title 7; §210.31 OMB control numbers	Federal	Statute	The following control numbers have been assigned to the information collection requirements in 7 CFR part 210 by the Office of Management and Budget pursuant to the Paperwork Reduction Act of 1980, Pub. L. 96-511. 7 CFR section where requirements are des	Not related to agency deliverable		No Change
Title 7; §210.5 Payment process to States	Federal	Statute	(a) Grant award. FNS will specify the terms and conditions of the State agency's grant in a grant award document and will generally make payments available by means of a Letter of Credit issued in favor of the State agency. The State agency shall obtain funds for reimbursement to participating school food authorities through procedures established by FNS in accordance with 2	Report our agency must/may provide;		No Change
Title 7; §210.6 Use of Federal funds	Federal	Statute	General. State agencies shall use Federal funds made available under the Program to reimburse or make advance payments to school food authorities in connection with lunches and meal supplements served in accordance with the provisions of this part; except that, with the approval of FNS, any State agency may reserve an amount up to one percent of the funds earned in any	Distribute funding to another entity	Distribute funding to another entity	No Change
Title 7; §210.7 Reimbursement for school food authorities	Federal	Statute	(a) General. Reimbursement payments to finance nonprofit school food service operations shall be made only to school food authorities operating under a written agreement with the State agency. Subject to the provisions of §210.8(c), such payments may be m	Requires a manner of delivery	Appropriate use for funding	No Change
Title 7; §210.8 Claims for reimbursement	Federal	Statute	(a) Internal controls. The school food authority shall establish internal controls which ensure the accuracy of lunch counts prior to the submission of the monthly Claim for Reimbursement. At a minimum, these internal controls shall include: an on-site re	Not related to agency deliverable		No Change
Title 7; §215.1 General purpose and scope	Federal	Statute	This part announces the policies and prescribes the general regulations with respect to the Special Milk Program for Children, under the Child Nutrition Act of 1966, as amended, and sets forth the general requirements for participation in the program. The	Not related to agency deliverable		No Change
Title 7; §215.10 Reimbursement procedures	Federal	Statute	(a) To be entitled to reimbursement under this part, each School Food Authority shall submit to the State agency, or FNSRO where applicable, a monthly Claim for Reimbursement. (b) Claims for Reimbursement shall include data in sufficient detail to justif	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §215.11 Special responsibilities of State agencies	Federal	Statute	(a) [Reserved] (b) Program assistance. Each State agency, or FNSRO where applicable, shall provide Program assistance, as follows:	Report our agency must/may provide		No Change
Title 7; §215.12 Claims against schools or child-care institutions	Federal	Statute	(a) State agencies, or FNSROs where applicable, shall disallow any portion of a claim and recover any payment made to a School Food Authority or child-care institution that was not properly payable under this part. State agencies will use their own procedures to disallow claims and recover overpayments already made.	Requires a service		No Change
Title 7; §215.13 Management evaluations and audits	Federal	Statute	(a) Unless otherwise exempt, audits at the State and school food authority/child care institution levels shall be conducted in accordance with Office of Management and Budget Circular A-133 and the Department's implementing regulations at 7 CFR part 3052.	Not related to agency deliverable	The State Agency may refer any matter in connection with this section to FNSRO and CND for determination of the action to be taken	No Change
Title 7; §215.13a Determining eligibility for free milk in child-care institutions	Federal	Statute	(a) General. Child care institutions which operate pricing programs may elect to make free milk available, as set forth in §215.7(d)(2), to children who meet the approved eligibility criteria. Such child care institutions shall determine the children who	Not related to agency deliverable		No Change
Title 7; §215.14a Procurement standards	Federal	Statute	(a) General. State agencies and school food authorities shall comply with the requirements of this part and 2 CFR part 200 and USDA implementing regulations 2 CFR part 400 and part 415, as applicable concerning the procurement of all goods and services with nonprofit school food service account funds.	Requires a service		No Change
Title 7; §215.15 Withholding payments	Federal	Statute	In accordance with Departmental regulations at §§3016.43 and 3019.62 of this title, the State agency shall withhold Program payments in whole or in part, to any school food authority which has failed to comply with the provisions of this part. Program pay	Not related to agency deliverable	Comply with the requirements of this part and implement regulations from USDA	No Change
Title 7; §215.16 Suspension, termination and grant closeout procedures	Federal	Statute	Whenever it is determined that a State agency has materially failed to comply with the provisions of this part, or with FNS guidelines and instructions, FNS may suspend or terminate the Program in whole, or in part, or take any other action as may be avai	Not related to agency deliverable		No Change
Title 7; §215.17 Program information	Federal	Statute	School Food Authorities and child-care institutions desiring information concerning the Program should write to their State educational agency, or the appropriate Food and Nutrition Service Regional Office of FNS as indicated below:	Not related to agency deliverable		No Change
Title 7; §215.18 Information collection/recordkeeping—OMB assigned control numbers	Federal	Statute	7 CFR section where requirements are described Current OMB control number 215.3(d) 0584-0327 215.5(a) 0584-0005 0584-0002	Not related to agency deliverable		No Change
Title 7; §215.2 Definitions	Federal	Statute	For the purpose of this part, the term: 7 CFR part 3015 means the Uniform Federal Assistance Regulations published by the Department to implement certain policies applicable to all Department programs. The applicable provisions deal with competition for	Not related to agency deliverable		No Change
Title 7; §215.3 Administration	Federal	Statute	(a) Within the Department, FNS shall act on behalf of the Department in the administration of the Program. Within FNS, CND shall be responsible for Program administration. (b) Within the States, to the extent practicable and permissible under State	Not related to agency deliverable		No Change
Title 7; §215.4 Payments of funds to States and FNSROs	Federal	Statute	(a) For each fiscal year, the Secretary shall make payments to each State agency at such times as he may determine from the funds appropriated for Program reimbursement. Subject to §215.11(c)(2), the total of these payments for each State for any fiscal year shall be limited to the amount of reimbursement payable to School Food Authorities and child care institutions	Distribute funding to another entity		No Change
Title 7; §215.5 Method of payment to States	Federal	Statute	(a) Funds to be paid to any State shall be made available by means of Letters of Credit issued by FNS in favor of the State agency. The State agency shall: (1) Obtain funds needed to reimburse School Food Authorities and child-care institutions through p	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §215.6 Use of funds	Federal	Statute	(a) Federal funds made available under the Program shall be used to encourage the consumption of milk through reimbursement payments to schools and child-care institutions in connection with the purchase and service of milk to children in accordance with the provisions of this part: Provided, however, That, with the approval of FNS, any State agency, or FNSRO	Distribute funding to another entity		No Change
Title 7; §215.7 Requirements for participation	Federal	Statute	(a) Any school or nonprofit child care institution shall receive the Special Milk Program upon request provided it does not participate in a meal service program authorized under the Child Nutrition Act of 1966 or the National School Lunch Act; except that schools with such meal service may receive the Special Milk Program upon request only for the children attending split-	Requires a service		No Change
Title 7; §215.8 Reimbursement payments	Federal	Statute	(a) [Reserved] (b)(1) The rate of reimbursement per half-pint of milk purchased and (i) served in nonpricing programs to all children; (ii) served to all children in pricing programs by institutions and School Food Authorities not electing to	Distribute funding to another entity	Provide free milk	No Change
Title 7; §215.9 Effective date for reimbursement	Federal	Statute	(a) A State Agency, or FNSRO where applicable, may grant written approval to begin operations under the Program prior to the receipt of the application from the School Food Authority or child-care institution. Such written approval shall be attached to th	Not related to agency deliverable		No Change
Title 7; §220.1 General purpose and scope	Federal	Statute	This part announces the policies and prescribes the regulations necessary to carry out the provisions of section 4 of the Child Nutrition Act of 1966, as amended, which authorizes payments to the States to assist them to initiate, maintain, or expand nonp	Not related to agency deliverable		No Change
Title 7; §220.10 Effective date for reimbursement	Federal	Statute	Reimbursement payments under the School Breakfast Program may be made only to School Food Authorities operating under an agreement with the State Agency or the Department, and may be made only after execution of the agreement. Such payments may include reimbursement in connection with breakfasts served in accordance with provisions of the program in the	Distribute funding to another entity		No Change
Title 7; §220.11 Reimbursement procedures	Federal	Statute	(a) To be entitled to reimbursement under this part, each School Food Authority shall submit to the State agency, or FNSRO where applicable, a monthly Claim for Reimbursement. (b) Claims for Reimbursement shall include data in sufficient detail to justify	Distribute funding to another entity		No Change
Title 7; §220.12 Competitive food services	Federal	Statute	School food authorities must comply with the competitive food service and standards requirements specified in §210.11 of this chapter. [78 FR 39093, June 28, 2013]	Not related to agency deliverable		No Change
Title 7; §220.12a Competitive food services	Federal	Statute	(a) State agencies and School Food Authorities shall establish such rules or regulations as are necessary to control the sale of foods in competition with breakfasts served under the Program. Such rules or regulations shall prohibit the sale of foods of m	Not related to agency deliverable		No Change
Title 7; §220.13 Special responsibilities of State agencies	Federal	Statute	(a) [Reserved] (a-1) Each State agency, or FNSRO where applicable, shall require each School Food Authority of a school participating in the School Breakfast Program to develop and file for approval a free and reduced price policy	Report Agency may/must submit; Other service or product our agency must/may provide		No Change
Title 7; §220.14 Claims against school food authorities	Federal	Statute	(a) State agencies shall disallow any portion of a claim and recover any payment made to a School Food Authority that was not properly payable under this part. State agencies will use their own procedures to disallow claims and recover overpayments already made.	Requires a service	Maintain program records required to show proper reimbursement and operations	No Change
Title 7; §220.15 Management evaluations and audits	Federal	Statute	(a) Unless otherwise exempt, audits at the State and institution levels shall be conducted in accordance with Office of Management and Budget Circular A-133 and the Department's implementing regulations at 7 CFR part 3052. For availability of the OMB Circ	Not related to agency deliverable	Disallow portions of claims and recover payment made to a program that was not properly payable.	No Change
Title 7; §220.16 Procurement standards	Federal	Statute	(a) General. State agencies and school food authorities shall comply with the requirements of this part 2 CFR part 200, subpart D and USDA implementing regulations 2 CFR part 400 and part 415, as applicable, which implement the applicable Office of Management and Budget Circulars, concerning the procurement of all goods and services with nonprofit school	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §220.17 Prohibitions	Federal	Statute	(a) In carrying out the provisions of this part, the Department shall not impose any requirements with respect to teaching personnel, curriculum, instructions, methods of instruction, and materials of instruction in any school as a condition for participa	Not related to agency deliverable	States must ensure that all contracts include any clauses required by Federal statutes and executive orders and that the requirements of 2 CFR 200.326 are followed.	No Change
Title 7; §220.18 Withholding payments	Federal	Statute	In accordance with 2 CFR 200.338 through 342, the State agency shall withhold Program payments, in whole or in part, to any school food authority which has failed to comply with the provisions of this part. Program payments shall be withheld until the school food authority takes corrective action satisfactory to the State agency, or gives evidence that such corrective actions	Requires a service		No Change
Title 7; §220.19 Suspension, termination and grant closeout procedures	Federal	Statute	Whenever it is determined that a State agency has materially failed to comply with the provisions of this part, or with FNS guidelines and instructions, FNS may suspend or terminate the Program in whole, or in part, or take any other action as may be available and appropriate. A State agency may also terminate the Program by mutual agreement with FNS. FNS and the State	Requires a service	The State agency shall withhold Program payments, in whole or in part, to any school food authority which has failed to comply with the provisions of this part	No Change
Title 7; §220.2 Definitions	Federal	Statute	For the purpose of this part the term: 7 CFR part 3015 means the Uniform Federal Assistance Regulations published by the Department to implement certain policies applicable to all Department programs. The applicable provisions deal with competition for d	Not related to agency deliverable	A State agency may also terminate the Program by mutual agreement with FNS.	No Change
Title 7; §220.20 Free and reduced price breakfasts	Federal	Statute	The determination of the children to whom free and reduced price breakfasts are to be served because of inability to pay the full price thereof, and the serving of the breakfasts to such children, shall be effected in accordance with part 245 of this chap	Not related to agency deliverable		No Change
Title 7; §220.21 Program information	Federal	Statute	School Food Authorities desiring information concerning the program should write to their State educational agency or to the appropriate Food and Nutrition Service Regional Office as indicated below: (a) In the States of Delaware, District of Columbia, M	Not related to agency deliverable		No Change
Title 7; §220.22 Information collection/recordkeeping—OMB assigned control numbers	Federal	Statute	7 CFR section where requirements are described Current OMB control number 220.3(e) 0584-0327 220.5 0584-0012 220.7(a)-(e) 0584-0329	Not related to agency deliverable		No Change
Title 7; §220.23 Nutrition standards and menu planning approaches for breakfasts	Federal	Statute	(a) What are the nutrition standards for breakfasts for children age 2 and over? This section contains the requirements applicable to school breakfasts for children age 2 and over in school years 2012-2013 through 2013-14. All of the requirements of this	Not related to agency deliverable		No Change
Title 7; §220.3 Administration	Federal	Statute	(a) Within the Department, FNS shall act on behalf of the Department in the administration of the Program covered by this part. Within FNS, CND shall be responsible for administration of the Program. (b) Within the States, responsibility for the administ	Not related to agency deliverable		No Change
Title 7; §220.4 Payment of funds to States and FNSROs	Federal	Statute	(a) To the extent funds are available, the Secretary shall make breakfast assistance payments to each State agency for breakfasts served to children under the Program. Subject to §220.13(b)(2), the total of these payments for each State for any fiscal yea	Not related to agency deliverable		No Change
Title 7; §220.5 Method of payment to States	Federal	Statute	Funds to be paid to any State for the School Breakfast Program shall be made available by means of Letters of Credit issued by FNS in favor of the State agency. The State agency shall: (a) Obtain funds needed for reimbursement to School Food Authorities	Not related to agency deliverable		No Change
Title 7; §220.6 Use of funds	Federal	Statute	(a) Federal funds made available under the School Breakfast Program shall be used by State agencies, or FNSROs where applicable, to reimburse or make advance payments to School Food Authorities in connection with breakfasts served in accordance with the provisions of this part. However, with the approval of FNS, any State agency, or FNSRO where applicable, may reserve	Distribute funding to another entity		No Change
Title 7; §220.7 Requirements for participation	Federal	Statute	(a) The School Food Authority shall make written application to the State agency, or FNSRO where applicable, for any school in which it desires to operate the School Breakfast Program, if such school did not participate in the Program in the prior fiscal	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §220.8 Meal requirements for breakfasts	Federal	Statute	(a) General requirements. This section contains the meal requirements applicable to school breakfasts for students in grades K through 12, and for children under the age of 5. In general, school food authorities must ensure that participating schools provide nutritious, well-balanced, and age-appropriate breakfasts to all the children they serve to improve their diet and	Not related to agency deliverable		No Change
Title 7; §220.9 Reimbursement payments	Federal	Statute	(a) State agencies, or FNSRO's where applicable, shall make reimbursement payments to schools only in connection with breakfasts meeting the requirements of §220.8, and reported in accordance with §220.11(b) of this part. School Food Authorities shall plan for and prepare breakfasts on the basis of participation trends, with the objective of providing one breakfast per	Not related to agency deliverable		No Change
Title 7; §235.1 General purpose and scope	Federal	Statute	This part announces the policies and prescribes the regulations necessary to carry out the provisions of section 7 of the Child Nutrition Act of 1966, as amended. It prescribes the methods for making payments of funds to State agencies for use for adminis	Not related to agency deliverable		No Change
Title 7; §235.11 Other provisions	Federal	Statute	(a) State funds. Expenditures of funds from State sources in any fiscal year for the administration of the National School Lunch Program, School Breakfast Program, Special Milk Program, Child and Adult Care Food Program shall not be less than that expended or obligated in fiscal year 1977. Failure of a State to maintain this level of funding will result in the total	Distribute funding to another entity		No Change
Title 7; §235.12 Information collection/recordkeeping—OMB assigned control numbers	Federal	Statute	7 CFR section where requirements are described Current OMB control number 235.3(b) 0584-0067 235.4(d), (e) 0584-0067 235.7(a) 0584-0067	Not related to agency deliverable		No Change
Title 7; §235.2 Definitions	Federal	Statute	For the purpose of this part, the term: 7 CFR part 3015 means the Uniform Federal Assistance Regulations published by the Department to implement certain policies applicable to all Department programs. The applicable provisions deal with competition for	Not related to agency deliverable		No Change
Title 7; §235.3 Administration	Federal	Statute	(a) Within the Department, FNS shall act on behalf of the Department in the administration of the program for payment to States of State administrative expense funds covered by this part. Within FNS, CND shall be responsible for administration of the program.	Requires a service		No Change
Title 7; §235.4 Allocation of funds to States	Federal	Statute	(a) Nondiscretionary SAE Funds. For each fiscal year, FNS shall allocate the following: (1) To each State which administers the National School Lunch, School Breakfast or Special Milk Programs an amount equal to one (1) percent of the	Distribute funding to another entity	Enter into a written agreement with the Department for the administration of the child nutrition programs in accordance with the applicable requirements	No Change
Title 7; §235.5 Payments to States	Federal	Statute	(a) Method of payment. FNS will specify the terms and conditions of the State agency's annual grant of SAE funds in conjunction with the grant award document and will make funds available for payment by means of a Letter of Credit issued in favor of the State agency. The total amount of a State agency's grant shall be equal to the sum of the amounts allocated to such	Requires a service		No Change
Title 7; §235.6 Use of funds	Federal	Statute	(a) Funds allocated under this part and 7 CFR part 225 shall be used for State agency administrative costs incurred in connection with the programs governed by 7 CFR parts 210, 215, 220, 225, 226, and 250 of this title. Except as provided under §235.6(c).	Not related to agency deliverable	Each State agency shall submit, subject to FNS approval, an initial State Administrative Expense plan based upon guidance provided by FNS	No Change
Title 7; §235.7 Records and reports	Federal	Statute	(a) Each State agency shall keep records on the expenditure of State administrative expense funds provided under this part and part 225 of this title. Such records shall conform with the applicable State plan for use of State administrative expense funds. The State agency shall make such records available, upon a reasonable request, to FNS, OIG, or the U.S. Comptroller	Report our agency must/may provide		No Change
Title 7; §235.8 Management evaluations and audits	Federal	Statute	(a) Unless otherwise exempt, audits at the State level shall be conducted in accordance with Office of Management and Budget Circular A-133, and the Department's implementing regulations at 7 CFR part 3052. (To obtain the OMB circular referenced in this d	Not related to agency deliverable		No Change
Title 7; §235.9 Procurement and property management standards	Federal	Statute	(a) Requirements. State agencies shall comply with the requirements of 2 CFR part 200, subpart D and USDA implementing regulations 2 CFR part 400 and part 415 concerning the procurement of supplies, equipment and other services with State Administrative Expense Funds.	Requires a service		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §245.1 General purpose and scope	Federal	Statute	(a) This part established the responsibilities of State agencies, Food and Nutrition Service Regional Offices, school food authorities or local educational agencies, as defined in §245.2, as applicable in providing free and reduced price meals and free mi	Not related to agency deliverable	State agencies shall comply with the requirements of 2 CFR part 200, subpart D and USDA implementing regulations 2 CFR part 400 and part 415 concerning the procurement of	No Change
Title 7; §245.10 Action by local educational agencies	Federal	Statute	(a) Each local educational agency of a school desiring to participate in the National School Lunch Program, School Breakfast Program, or to provide free milk under the Special Milk Program, or to become a commodity-only school shall submit for approval to	Not related to agency deliverable		No Change
Title 7; §245.11 Second review of applications	Federal	Statute	(a) General. On an annual basis not later than the end of each school year, State agencies must identify local educational agencies demonstrating a high level of, or risk for, administrative error associated with certification processes and notify the aff	Not related to agency deliverable		No Change
Title 7; §245.12 Action by State agencies and FNSROs	Federal	Statute	(a) Each State agency, or FNSRO where applicable, shall, for schools under its jurisdiction: (1) As necessary, each State agency or FNSRO, as applicable, shall issue a prototype free and reduced price policy statement and any other instructions	Requires a service		No Change
Title 7; §245.13 State agencies and direct certification requirements	Federal	Statute	(a) Direct certification requirements. State agencies are required to meet the direct certification performance benchmarks set forth in paragraph (b) of this section for directly certifying children who are members of households receiving assistance under SNAP. A State agency that fails to meet the benchmark must develop and submit to FNS a continuous improvement plan	Requires a service	Provide model lunch program for LEAs to follow; collect verification data and review each program by Feb. of each year	No Change
Title 7; §245.14 Fraud penalties	Federal	Statute	(a) Whoever embezzles, willfully misapplies, steals, or obtains by fraud any funds, assets, or property provided under this part, whether received directly or indirectly from the Department, shall— (1) If such funds, assets, or property are of a value of	Not related to agency deliverable	Requirement to meet standard performance benchmarks	No Change
Title 7; §245.15 Information collection/recordkeeping—OMB assigned control numbers	Federal	Statute	7 CFR section where requirements are described Current OMB control number 245.3 (a), (b) 0584-0026 245.4 0584-0026 245.5 (a), (b) 0584-0026	Not related to agency deliverable		No Change
Title 7; §245.2 Definitions	Federal	Statute	Adult means any individual 21 years of age or older. Categorically eligible means considered income eligible for free meals or free milk, as applicable, based on documentation that a child is a member of a Family, as defined in this section, and one or m	Not related to agency deliverable		No Change
Title 7; §245.3 Eligibility standards and criteria	Federal	Statute	(a) Each State agency, or FNSRO where applicable, shall by July 1 of each year announce family-size income standards to be used by local educational agencies, as defined in §245.2, under the jurisdiction of such State agency, or FNSRO where applicable, in making eligibility determinations for free or reduced price meals and for free milk. Such family size income standards for	Requires a service		No Change
Title 7; §245.4 Exceptions for Puerto Rico and the Virgin Islands	Federal	Statute	Because the State agencies of Puerto Rico and the Virgin Islands provide free meals or milk to all children in schools under their jurisdiction, regardless of the economic need of the child's family, they are not required to make individual eligibility de	Not related to agency deliverable	Announce family-income size standards to be used by LEAs.	No Change
Title 7; §245.5 Public announcement of the eligibility criteria	Federal	Statute	(a) After the State agency, or FNSRO where applicable, notifies the local educational agency (as defined in §245.2) that its criteria for determining the eligibility of children for free and reduced price meals and for free milk have been approved, the lo	Not related to agency deliverable		No Change
Title 7; §245.6 Application, eligibility and certification of children for free and reduced price meals and free milk	Federal	Statute	(a) General requirements—content of application and descriptive materials. Each local educational agency, as defined in §245.2, for schools participating in the National School Lunch Program, School Breakfast Program or Special Milk Program or a commodity only school, shall provide meal benefit forms for use by families in making application for free or reduced price meals or	Requires a service		No Change
Title 7; §245.6a Verification requirements	Federal	Statute	(2) Exceptions from verification. Verification is not required in residential child care institutions; in schools in which FNS has approved special cash assistance claims based on economic statistics regarding per capita income; or in schools in which all	Not related to agency deliverable	Provide form to LEAs as well as assistance where needed.	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §245.6a Verification requirements	Federal	Statute	(a) Definitions—(1) Eligible programs. For the purposes of this section, the following programs qualify as programs for which a case number may be provided in lieu of income information and that may be used for direct verification purposes:	Not related to agency deliverable		No Change
Title 7; §245.7 Hearing procedure for families and local educational agencies	Federal	Statute	(a) Each local educational agency of a school participating in the National School Lunch Program, School Breakfast Program or the Special Milk Program or of a commodity only school shall establish a hearing procedure under which:	Not related to agency deliverable		No Change
Title 7; §245.8 Nondiscrimination practices for children eligible to receive free and reduced price meals and free milk	Federal	Statute	School Food Authorities and local educational agencies of schools participating in the National School Lunch Program, School Breakfast Program or Special Milk Program or of commodity only schools shall take all actions that are necessary to insure complia	Not related to agency deliverable		No Change
Title 7; §245.9 Special assistance certification and reimbursement alternatives	Federal	Statute	(a) Provision 1. A School Food Authority of a school having at least 80 percent of its enrolled children determined eligible for free or reduced price meals may, at its option, authorize the school to reduce annual certification and public notification fo	Not related to agency deliverable		No Change
Title 7; §250.11 Delivery and receipt of donated food shipments.	Federal	Statute	(a) Delivery. The Department arranges for delivery of donated foods from the vendor or Federal storage facility to the distributing agency's storage facility, or to a processor with which the distributing agency has entered into a contract or agreement. The Department may also deliver donated foods directly to a recipient agency, or to a storage facility or processor with which	Not related to agency deliverable		No Change
Title 7; §250.12 Storage and inventory management at the distributing agency level.	Federal	Statute	(a) Safe storage and control. The distributing agency or subdistributing agency (which may include commercial storage facilities under contract with either the distributing agency or subdistributing agency, as applicable), must provide facilities for the storage and control of donated foods that protect against theft, spoilage, damage, or other loss. Accordingly, such storage	Not related to agency deliverable		No Change
Title 7; §250.13 Efficient and cost-effective distribution of donated foods.	Federal	Statute	(a) Direct shipments. The distributing agency must ensure that the distribution of donated foods is conducted in the most efficient and cost-effective manner, and, to the extent practical, in accordance with the specific needs and preferences of recipient agencies. In meeting this requirement, the distributing agency must, to the extent practical, provide for:(1) Shipments of	Not related to agency deliverable		No Change
Title 7; §250.14 Storage and inventory management at the recipient agency level.	Federal	Statute	(a) Safe storage and control. Recipient agencies must provide facilities for the storage and control of donated foods that protect against theft, spoilage, damage, or other loss. Accordingly, such storage facilities must maintain donated foods in sanitary conditions, at the proper temperature and humidity, and with adequate air circulation. Recipient agencies must ensure that storage	Not related to agency deliverable		No Change
Title 7; §250.15 Out-of-condition donated foods, food recalls, and complaints.	Federal	Statute	(a) Out-of-condition donated foods at the distributing agency level. The distributing agency must ensure that donated foods that are out-of-condition, as defined in § 250.2, at any of its storage facilities are removed, destroyed, or otherwise disposed of, in accordance with FNS instruction and State or local requirements pertaining to food safety and health. The distributing agency	Not related to agency deliverable		No Change
Title 7; §250.16 Claims and restitution for donated food losses.	Federal	Statute	(a) Distributing agency responsibilities. The distributing agency must ensure that restitution is made for the loss of donated foods, or for the loss or improper use of funds provided for, or obtained as an incident of, the distribution of donated foods. The distributing agency must identify, and seek restitution from, parties responsible for the loss, and implement corrective	Not related to agency deliverable		No Change
Title 7; §250.17 Use of funds obtained incidental to donated food distribution.	Federal	Statute	(a) Distribution charge. The distributing agency must use funds obtained from the distribution charge imposed on recipient agencies in child nutrition programs, in accordance with § 250.13(b), to meet the costs of storing and distributing donated foods or related administrative costs, consistent with the limitations on the use of funds provided under a Federal grant in 2 CFR part	Not related to agency deliverable		No Change
Title 7; §250.18 Reporting requirements.	Federal	Statute	(a) Inventory and distribution of donated foods. The distributing agency must submit to FNS reports relating to the inventory and distribution of donated foods in this paragraph (a) or in other regulations applicable to specific programs. Such reports must be submitted in accordance with the timeframes established for each respective form. For donated foods received in FDIPIR,	Not related to agency deliverable		No Change
Title 7; §250.19 Recordkeeping requirements.	Federal	Statute	(a) Required records. Distributing agencies, recipient agencies, and other entities must maintain records of agreements and contracts, reports, audits, and claim actions, funds obtained as an incident of donated food distribution, and other records specifically required in this part or in other Departmental regulations, as applicable. In addition, distributing agencies must keep a	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §250.2 Definitions	Federal	Statute	2 CFR part 200 means the Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards published by OMB. The Part reference covers applicable: Acronyms and Definitions (subpart A), General Provisions (subpart B), Post Federal Award Requirements (subpart D), Cost Principles (subpart E), and Audit Requirements (subpart F).	Not related to agency deliverable		No Change
Title 7; §250.20 Audit requirements.	Federal	Statute	(a) Requirements for distributing and recipient agencies. Audit requirements for State or local government agencies and nonprofit organizations that receive Federal awards or grants (including distributing and recipient agencies under this part) are included in 2 CFR part 200, subpart F and appendix XI, Compliance Supplement, and USDA implementing regulations	Not related to agency deliverable		No Change
Title 7; §250.21 Distributing agency reviews.	Federal	Statute	(a) Scope of review requirements. The distributing agency must ensure that subcontracting agencies, recipient agencies, and other entities comply with applicable requirements in this part, and in other Federal regulations, through the on-site reviews required in paragraph (b) of this section, and the review of required reports or audits. However, the distributing agency is not responsible	Not related to agency deliverable		No Change
Title 7; §250.22 Distributing agency performance standards.	Federal	Statute	(a) Performance standards. The distributing agency must meet the basic performance standards included in this paragraph (a) in the ordering, distribution, processing, if applicable, and control of donated foods. Some of the performance standards apply only to distributing agencies that distribute donated foods in NSLP or other child nutrition programs, as indicated.	Not related to agency deliverable		No Change
Title 7; §250.3 Administration	Federal	Statute	(a) Food and Nutrition Service. Within the Department, Food and Nutrition Service (FNS) must act on behalf of the Department to administer the distribution of donated foods to distributing agencies for further distribution and use at the State level, in accordance with the requirements of this part.(b) Audits or inspections. The Department, the Comptroller General of	Not related to agency deliverable		No Change
Title 7; §250.51 Crediting for, and use of, donated foods	Federal	Statute	(a) Crediting for donated foods. In both fixed-price and cost-reimbursable contracts, the food service management company must credit the recipient agency for the value of all donated foods received for use in the recipient agency's meal service in a school year or fiscal year (including both entitlement and bonus foods). Such requirement includes crediting for the	Not related to agency deliverable		No Change
Title 7; §250.52 Storage and inventory management of donated foods	Federal	Statute	(a) General requirements. The food service management company must meet the requirements for the safe storage and control of donated foods in § 250.14(a).(b) Storage and inventory with commercially purchased foods. The food service management company may store and inventory donated foods together with foods it has purchased commercially for the	Not related to agency deliverable		No Change
Title 7; §250.53 Contract provisions	Federal	Statute	(a) Required contract provisions in fixed-price contracts. The following provisions relating to the use of donated foods must be included, as applicable, in a recipient agency's fixed-price contract with a food service management company. Such provisions must also be included in procurement documents. The required provisions are:(1) A statement that the food service	Not related to agency deliverable		No Change
Title 7; §250.54 Recordkeeping and reviews	Federal	Statute	(a) Recordkeeping requirements for the recipient agency. The recipient agency must maintain the following records relating to the use of donated foods in its contract with the food service management company:(1) The donated foods and processed end products received and provided to the food service management company for use in the recipient agency's food	Not related to agency deliverable		No Change
Title 7; §250.57 Commodity schools	Federal	Statute	(a) Categorization of commodity schools. Commodity schools are schools that operate a nonprofit school food service in accordance with 7 CFR part 210, but receive additional donated food assistance rather than the general cash payment available to them under Section 4 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1753). In addition to requirements in this part	Not related to agency deliverable		No Change
Title 7; §250.58 Ordering donated foods and their provision to school food authorities	Federal	Statute	(a) Ordering and distribution of donated foods. The distributing agency must ensure that school food authorities are able to submit donated food orders through the FNS electronic donated foods ordering system, or through a comparable electronic food ordering system. The distributing agency must ensure that all school food authorities have the opportunity to provide input at	Not related to agency deliverable		No Change
Title 7; §250.59 Storage, control, and use of donated foods	Federal	Statute	(a) Storage and inventory management. The distributing agency must ensure compliance with requirements in §§ 250.12 and 250.13 in order to ensure the safe and effective storage and inventory management of donated foods, and their efficient and cost-effective distribution to school food authorities. The school food authority must ensure compliance with requirements in § 210.13	Not related to agency deliverable		No Change
Title 7; §250.60 Child and Adult Care Food Program (CACFP).	Federal	Statute	(a) Distribution of donated foods in CACFP. The Department provides donated foods in CACFP to distributing agencies, which provide them to child care and adult care institutions participating in CACFP for use in serving nutritious lunches and suppers to eligible recipients. Distributing agencies and child care and adult care institutions must also adhere to Federal	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; §250.61 Summer Food Service Program (SFSP).	Federal	Statute	(a) Distribution of donated foods in SFSP. The Department provides donated foods in SFSP to distributing agencies, which provide them to eligible service institutions participating in SFSP for use in serving nutritious meals to needy children primarily in the summer months, in their nonprofit food service programs. Distributing agencies and service institutions in SFSP must also	Not related to agency deliverable		No Change
Title 7; §250.64 The Emergency Food Assistance Program (TEFAP).	Federal	Statute	(a) Distribution of donated foods in TEFAP. The Department provides donated foods in TEFAP to the distributing agency (i.e., the State agency, in accordance with 7 CFR part 251) for further distribution in the State, in accordance with 7 CFR part 251. State agencies and recipient agencies must comply with the requirements of this part in the distribution, control, and use	Not related to agency deliverable		No Change
Title 7; §250.65 Food Distribution Program on Indian reservations	Federal	Statute	(a) Distribution of donated foods in FDPIR. The Department provides donated foods in FDPIR to the distributing agency (i.e., the State agency, in accordance with 7 CFR parts 253 and 254, which may be an Indian Tribal Organization) for further distribution, in accordance with 7 CFR parts 253 and 254. The State agency must comply with the requirements of this part in	Not related to agency deliverable		No Change
Title 7; §250.68 Nutrition Services Incentive Program (NSIP)	Federal	Statute	(a) Distribution of donated foods in NSIP. The Department provides donated foods in NSIP to State Units on Aging and their selected elderly nutrition projects for use in providing meals to elderly persons. NSIP is administered at the Federal level by DHHS' Administration for Community Living (ACL), which provides an NSIP grant each year to State Units on Aging. The State	Not related to agency deliverable		No Change
Title 7; §250.69 Disaster food assistance	Federal	Statute	(a) Use of donated foods to provide congregate meals. The distributing agency may provide donated foods from current inventories, either at the distributing or recipient agency level, to a disaster organization (as defined in § 250.2), for use in providing congregate meals to persons in need of food assistance as a result of a Presidentially declared disaster or emergency	Not related to agency deliverable		No Change
Title 7; §250.70 Food assistance in situations of distress	Federal	Statute	(a) Use of donated foods to provide congregate meals. The distributing agency may provide donated foods from current inventories, either at the distributing or recipient agency level, to a disaster organization, for use in providing congregate meals to persons in need of food assistance because of a situation of distress, as this term is defined in § 250.2. If the situation of	Not related to agency deliverable		No Change
Title 7; Appendix A to Part 210—Alternate Foods for Meals	Federal	Statute	I. Enriched Macaroni Products with Fortified Protein 1. Schools may utilize the enriched macaroni products with fortified protein defined in paragraph 3 as a food item in meeting the meal requirements of this part under the following terms and conditions	Not related to agency deliverable		No Change
Title 7; Appendix A to Part 220—Alternate Foods for Meals	Federal	Statute	Alternate Protein Products A. What Are the Criteria for Alternate Protein Products Used in the School Breakfast Program? 1. An alternate protein product used in meals planned under the food-based menu planning approaches in §220.8(g), must meet all of the criteria in this	Requires a service		No Change
Title 7; Appendix B to Part 210—Categories of Foods of Minimal Nutritional Value	Federal	Statute	(a) Foods of minimal nutritional value—Foods of minimal nutritional value are: (1) Soda Water—A class of beverages made by absorbing carbon dioxide in potable water. The amount of carbon dioxide used is not less than that which	Not related to agency deliverable	Provide alternate protein products	No Change
Title 7; Appendix B to Part 220—Categories of Foods of Minimal Nutritional Value	Federal	Statute	(1) Soda Water—A class of beverages made by absorbing carbon dioxide in potable water. The amount of carbon dioxide used is not less than that which will be absorbed by the beverage at a pressure of one atmosphere and at a temperature of 60 °F. It either	Not related to agency deliverable		No Change
Title 7; Appendix B to Part 220—Categories of Foods of Minimal Nutritional Value	Federal	Statute	(c) Appendix B remains in effect through June 30, 2014.	Not related to agency deliverable		No Change
Title 7; Appendix C to Part 210—Child Nutrition Labeling Program	Federal	Statute	1. The Child Nutrition (CN) Labeling Program is a voluntary technical assistance program administered by the Food and Nutrition Service in conjunction with the Food Safety and Inspection Service (FSIS), and Agricultural Marketing Service (AMS) of the U.S.	Not related to agency deliverable		No Change
Title 7; Appendix C to Part 220—Child Nutrition (CN) Labeling Program	Federal	Statute	1. The Child Nutrition (CN) Labeling Program is a voluntary technical assistance program administered by the Food and Nutrition Service (FNS) in conjunction with the Food Safety and Inspection Service (FSIS), and Agricultural Marketing Service (AMS) of th	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; Subpart A—General §210.1 General purpose and scope	Federal	Statute	(a) Purpose of the program. Section 2 of the National School Lunch Act (42 U.S.C. 1751), states: "It is declared to be the policy of Congress, as a measure of national security, to safeguard the health and well-being of the Nation's children and to encourage the domestic consumption of nutritious agricultural commodities and other food, by assisting the States, through	Not related to agency deliverable		No Change
Title 7; Subpart A—General §250.1 General purpose and scope	Federal	Statute	(a) Purpose. The Department purchases foods and donates them to State distributing agencies for further distribution and use in food assistance programs, or to provide assistance to eligible persons, in accordance with legislation:(1) Authorizing donated food assistance in specific programs (e.g., the Richard B. Russell National School Lunch Act for the National	Not related to agency deliverable		No Change
Title 7; Subpart B—General Operating Provisions §250.10 Availability and ordering of donated foods	Federal	Statute	(a) Ordering donated foods. The distributing agency must utilize a request-driven ordering system in submitting orders for donated foods to FNS. As part of such system, the distributing agency must provide recipient agencies with the opportunity to submit input, on at least an annual basis, in determining the donated foods from the full list that are made available to	Not related to agency deliverable		No Change
Title 7; Subpart B—Reimbursement Process for States and School Food Authorities §210.4 Cash and donated food assistance to States	Federal	Statute	(a) General. To the extent funds are available, FNS will make cash assistance available in accordance with the provisions of this section to each State agency for lunches and meal supplements served to children under the National School Lunch and Commodity	Not related to agency deliverable		No Change
Title 7; Subpart C—Processing and Labeling of Donated Foods §250.30 State processing of donated foods continued	Federal	Statute	[53 FR 20226, June 3, 1988, as amended at 53 FR 20598, June 6, 1988; 53 FR 27476, July 21, 1988; 53 FR 46080, Nov. 16, 1988; 54 FR 7525, Feb. 22, 1989; 54 FR 25564, June 16, 1989; 58 FR 39122, July 22, 1993; 59 FR 62984, Dec. 7, 1994; 61 FR 5272, Feb. 12, 1996; 67 FR 65015, Oct. 23, 2002; 81 FR 23110, Apr. 19, 2016; 81 FR 39869, June 20, 2016; 81 FR	Not related to agency deliverable		No Change
Title 7; Subpart C—Processing and Labeling of Donated Foods §250.30 State processing of donated foods	Federal	Statute	(a) General. This section sets forth the terms and conditions under which distributing agencies, subdistributing agencies, or recipient agencies may enter into contracts for the processing of donated foods and prescribes the minimum requirements to be included in such contracts.(b) Permissible contractual arrangements. (1) A distributing agency, subdistributing agency,	Not related to agency deliverable		No Change
Title 7; Subpart C—Requirements for School Food Authority Participation §210.9 Agreement with State agency	Federal	Statute	(a) Application. An official of a school food authority shall make written application to the State agency for any school in which it desires to operate the Program. Applications shall provide the State agency with sufficient information to determine eligibility. The school food authority shall also submit for approval a Free and Reduced Price Policy Statement in accordance	Requires a service		No Change
Title 7; Subpart D—Donated Foods in Contracts With Food Service Management Companies §250.50 Contract requirements and procurement	Federal	Statute	(a) Contract requirements. Prior to donated foods being made available to a food service management company, the recipient agency must enter into a contract with the food service management company. The contract must ensure that all donated foods received for use by the recipient agency in the school or fiscal year, as applicable, are used in the recipient agency's food	Not related to agency deliverable	Accept applications for school food authorities as well as oversee all programs	No Change
Title 7; Subpart D—Requirements for State Agency Participation §210.17 Matching Federal funds	Federal	Statute	(a) State revenue matching. For each school year, the amount of State revenues appropriated or used specifically by the State for program purposes shall not be less than 30 percent of the funds received by such State under section 4 of the National School Lunch Act during the school year beginning July 1, 1980; provided that, the State revenues derived from the operation of	Distribute funding to another entity		No Change
Title 7; Subpart E—National School Lunch Program (NSLP) and Other Child Nutrition Programs §250.56 Provision of donated foods in NSLP	Federal	Statute	(a) Distribution of donated foods in NSLP. The Department provides donated foods to school food authorities that participate in NSLP for use in serving nutritious lunches or other meals to schoolchildren in their nonprofit school food service. The distributing agency must confirm the participation of school	Not related to agency deliverable		No Change
Title 7; Subpart E—State Agency and School Food Authority Responsibilities §210.21 Procurement	Federal	Statute	(a) General. State agencies and school food authorities shall comply with the requirements of this part and 2 CFR part 200, subpart D and USDA implementing regulations 2 CFR part 400 and part 415, as applicable, which implement the applicable requirements, concerning the procurement of all goods and services with nonprofit school food service account funds.	Requires a service		No Change
Title 7; Subpart F—Additional Provisions §210.24 Withholding payments	Federal	Statute	In accordance with Departmental regulations at 2 CFR 200.338 through 200.342, the State agency shall withhold Program payments, in whole or in part, to any school food authority which has failed to comply with the provisions of this part. Program payments shall be withheld until the school food authority takes corrective action satisfactory to the State agency, or gives	Requires a service	Provide reviews of programs; Oversee all settlement and satisfaction of all contractual and administrative issues arising out of procurements.	No Change
Title 7; Subpart F—Household Programs §250.63 Commodity Supplemental Food Program	Federal	Statute	(a) Distribution of donated foods in CSFP. The Department provides donated foods in CSFP to the distributing agency (i.e., the State agency, in accordance with 7 CFR part 247) for further distribution in the State, in accordance with 7 CFR part 247. State agencies and recipient agencies (i.e., local agencies in 7 CFR part 247) must comply with the requirements of this part in the	Not related to agency deliverable	Ability to withhold payments under certain circumstances	No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title 7; Subpart G—Other Donated Food Outlets §250.67 Charitable institutions	Federal	Statute	(a) Distribution to charitable institutions. The Department provides donated foods to distributing agencies for distribution to charitable institutions, as defined in this part. A charitable institution must have a signed agreement with the distributing agency in order to receive donated foods, in accordance with § 250.12(b). However, the following organizations may not receive	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; PART B--STATE ADMINISTRATIVE PROVISIONS SEC. 321. JOINT FUNDING	Federal	Statute	(a) General Authority- Funds made available to eligible agencies under this Act may be used to provide additional funds under an applicable program if- (1) such program otherwise meets the requirements of this Act and the requirements of the applicabl	Distribute funding to another entity		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 132. DISTRIBUTION OF FUNDS FOR POSTSECONDARY EDUCATION PROGRAMS	Federal	Statute	(a) Allocation- (1) IN GENERAL- Except as provided in subsections (b) and (c) and section 133, each eligible agency shall distribute the portion of the funds made available under section 112(a)(1) to carry out this section for any fiscal	Distribute funding to another entity		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 133. SPECIAL RULES FOR CAREER AND TECHNICAL EDUCATION	Federal	Statute	(a) Special Rule for Minimal Allocation- (1) GENERAL AUTHORITY- Notwithstanding the provisions of sections 131 and 132 and in order to make a more equitable distribution of funds for programs serving the areas of greatest economic need, for any program	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 134. LOCAL PLAN FOR CAREER AND TECHNICAL EDUCATION PROGRAMS	Federal	Statute	(a) Local Plan Required- Any eligible recipient desiring financial assistance under this part shall, in accordance with requirements established by the eligible agency (in consultation with such other educational training entities as the eligible agency	Distribute funding to another entity		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 135. LOCAL USES OF FUNDS	Federal	Statute	(a) General Authority- Each eligible recipient that receives funds under this part shall use such funds to improve career and technical education programs. (b) Requirements for Uses of Funds- Funds made available to eligible recipients under this part	Distribute funding to another entity		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 2. TECHNICAL AMENDMENTS TO OTHER LAWS	Federal	Statute	(a) Immigration and Nationality Act- Section 245A(h)(4)(C) of the Immigration and Nationality Act (8 U.S.C. 1255a(h)(4)(C)) is amended by striking "Carl D. Perkins Vocational and Technical Education Act of 1998" and inserting "The Carl D. Perkins Career a	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 201. STATE ALLOTMENT AND APPLICATION	Federal	Statute	(a) In General- For any fiscal year, the Secretary shall allot the amount made available under section 206 among the States in the same manner as funds are allotted to States under paragraph (2) of section 111(a). (b) Payments to Eligible Agencies- The	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 202. CONSOLIDATION OF FUNDS	Federal	Statute	(a) In General- An eligible agency receiving an allotment under sections 111 and 201 may choose to consolidate all, or a portion of, funds received under section 201 with funds received under section 111 in order to carry out the activities described in	Distribute funding to another entity		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 203. TECH PREP PROGRAM	Federal	Statute	(a) Grant Program Authorized- (1) IN GENERAL- From amounts made available to each eligible agency under section 201, the eligible agency, in accordance with the provisions of this title, shall award grants, on a competitive basis or on the basis of a f	Distribute funding to another entity		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 204. CONSORTIUM APPLICATIONS	Federal	Statute	(a) In General- Each consortium that desires to receive a grant under this title shall submit an application to the eligible agency at such time and in such manner as the eligible agency shall require. (b) Plan- Each application submitted under this se	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 205. REPORT	Federal	Statute	Each eligible agency that receives an allotment under this title annually shall prepare and submit to the Secretary a report on the effectiveness of the tech prep programs assisted under this title, including a description of how grants were awarded within	Report our agency must/may provide		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 206. AUTHORIZATION OF APPROPRIATIONS	Federal	Statute	There are authorized to be appropriated to carry out this title such sums as may be necessary for fiscal year 2007 and each of the 5 succeeding fiscal years.	Not related to agency deliverable		No Change

Law number	Jurisdiction	Type	Description	Purpose the law serves:	Notes:	Changes made during FY2022
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 312. AUTHORITY TO MAKE PAYMENTS.	Federal	Statute	Any authority to make payments or to enter into contracts under this Act shall be available only to such extent or in such amounts as are provided in advance in appropriation Acts.	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 313. CONSTRUCTION	Federal	Statute	Nothing in this Act shall be construed to permit, allow, encourage, or authorize any Federal control over any aspect of a private, religious, or home school, regardless of whether a home school is treated as a private school or home school under State law	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 314. VOLUNTARY SELECTION AND PARTICIPATION	Federal	Statute	'No funds made available under this Act shall be used-- '(1) to require any secondary school student to choose or pursue a specific career path or major; or	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 315. LIMITATION FOR CERTAIN STUDENTS	Federal	Statute	No funds received under this Act may be used to provide career and technical education programs to students prior to the seventh grade, except that equipment and facilities purchased with funds under this Act may be used by such students.	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 316. FEDERAL LAWS GUARANTEEING CIVIL RIGHTS	Federal	Statute	Nothing in this Act shall be construed to be inconsistent with applicable Federal law prohibiting discrimination on the basis of race, color, sex, national origin, age, or disability in the provision of Federal programs or services.	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 317. PARTICIPATION OF PRIVATE SCHOOL PERSONNEL AND CHILDREN	Federal	Statute	'(a) Personnel- An eligible agency or eligible recipient that uses funds under this Act for in-service and preservice career and technical education professional development programs for career and technical education teachers, administrators, and other p	Requires a service		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 318. LIMITATION ON FEDERAL REGULATIONS	Federal	Statute	The Secretary may issue regulations under this Act only to the extent necessary to administer and ensure compliance with the specific requirements of this Act.	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 322. PROHIBITION ON USE OF FUNDS TO INDUCE OUT-OF-STATE RELOCATION OF	Federal	Statute	'No funds provided under this Act shall be used for the purpose of directly providing incentives or inducements to an employer to relocate a business enterprise from one State to another State if such relocation will result in a reduction in the number of	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 323. STATE ADMINISTRATIVE COSTS	Federal	Statute	'(a) General Rule- Except as provided in subsection (b), for each fiscal year for which an eligible agency receives assistance under this Act, the eligible agency shall provide, from non-Federal sources for the costs the eligible agency incurs for the adm	Distribute funding to another entity		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; SEC. 324. STUDENT ASSISTANCE AND OTHER FEDERAL PROGRAMS	Federal	Statute	'(a) Attendance Costs Not Treated as Income or Resources- The portion of any student financial assistance received under this Act that is made available for attendance costs described in subsection (b) shall not be considered as income or resources in det	Not related to agency deliverable		No Change
Title III - General Provisions Part A - Federal Administrative Provisions Sec. 311. Fiscal Requirements ; TITLE III--GENERAL PROVISIONS PART A--FEDERAL ADMINISTRATIVE PROVISIONS SEC.	Federal	Statute	'(a) Supplement Not Supplant- Funds made available under this Act for career and technical education activities shall supplement, and shall not supplant, non-Federal funds expended to carry out career and technical education activities and tech prep progr	Not related to agency deliverable		No Change

FY2022

Services Data

as submitted for the 2022 Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

Description of Service	Description of Direct Customer	Customer Name	Others Impacted by Service	Division or major organizational unit providing the service.	Description of division or major organizational unit providing the service.	Primary negative impact if service not provided.	Changes made to services during FY2022	Summary of changes to services
Provide communication to business and industry, school districts, post-secondary institutions, legislative representatives, parents, students, advocacy groups, and other CTE stakeholders about career and technical education.	School Districts	All Districts	Business and Industries; Legislators; Parents; Students; Advocacy Groups; Institutions of Higher Education; CTE Stakeholders	Division of College and Career Readiness - Career and Technology Education (CTE)	Office responsible for supporting and monitoring Career and Technology Education (CATE) programs across state	Students would be unprepared post-graduation	No Change	
Provide qualified personnel to serve as experts and liaisons in the 16 career clusters, career guidance, data/state & federal accountability, administer and monitor Perkins federal funds, provide legal counsel, oversee grant compliance, state EIA funds, and state industry credential funding.	School Districts	All Districts	CTE Centers; Schools	Division of College and Career Readiness - Career and Technology Education (CTE)		Possible mismanagement of federal and state funding	No Change	
Provide supplies and materials in the form of educational books and supplies, instructional materials, computer programmed licenses, postage, printed items, and travel costs to support relaying CTE content to k-12 schools, districts, and post-secondary institutions.	School Districts	All Districts	Schools; Institutions of Higher Education	Division of College and Career Readiness - Career and Technology Education (CTE)		Students would not have access to quality career and technology courses	No Change	
Provide professional learning opportunities to schools, districts, and post-secondary institutions through face to face meetings, regional collaborative meetings, and onsite technical assistance visits.	School Districts	All Districts	Schools; Institutions of Higher Education	Division of College and Career Readiness - Career and Technology Education (CTE)		Students would not receive proper instruction in career and technology	No Change	
Partner with related advocacy groups through dues and member fees, hosting professional learning opportunities, and collaboration that support the work of CTE and the distribution of Perkins Federal funds to schools and districts.	School Districts	All Districts	Advocacy Groups; CTE Centers	Division of College and Career Readiness - Career and Technology Education (CTE)		Students would not have access to quality career and technology courses	No Change	
Implement and report components of Read to Succeed and other Early Learning and Literacy initiatives, including school and district reading plans, summer reading camps and literacy courses.	School Districts	All Districts	Schools	Division of College and Career Readiness - Early Learning and Literacy	Office responsible for implementation and reporting of components of Read to Succeed Act, including school and district reading plans, summer reading camps, and literacy courses. Also responsible for monitoring the implementation of CERDEP and EIA 4K in school districts, providing professional development and technical assistance to 4K educators and providers, and creating reports on district implementation.	Student achievement in English Language Arts would decrease	No Change	
Monitor and implement CERDEP and EIA 4K in school districts.	School Districts	All Districts	Schools	Division of College and Career Readiness - Early Learning and Literacy		Proper 4K classrooms would not be provided	No Change	
Provide professional development and technical assistance to 4k educators and providers.	School Districts	CERDEP Districts	Schools; Educators	Division of College and Career Readiness - Early Learning and Literacy		Proper 4K classrooms would not be provided	No Change	
Provide professional learning opportunities to teachers, schools, and students regarding personalized learning and competency based initiatives.	School Districts	All Districts	Students	Division of College and Career Readiness - Personalized Learning	Office responsible for development and support of state personalized learning and competency-based learning initiatives.	Proper 4K classrooms would not be provided	No Change	

Description of Service	Description of Direct Customer	Customer Name	Others Impacted by Service	Division or major organizational unit providing the service.	Description of division or major organizational unit providing the service.	Primary negative impact if service not provided.	Changes made to services during FY2022	Summary of changes to services
Develop competencies for the Profile of the SC Graduate.	School Districts	All Districts	Students	Division of College and Career Readiness - Personalized Learning		There would be no alignment of the Profile of the South Carolina Graduate and the core competencies	No Change	
Develop and revise South Carolina's Academic Standards	School Districts	All Districts	Schools; Educators	Division of College and Career Readiness - Personalized Learning		Academic standards would not align with the Profile of the South Carolina Graduate	No Change	
Provide professional learning opportunities to improve the capacity of teachers and districts in raising student achievement.	School Districts	All Districts	Schools; Educators	Division of College and Career Readiness - Standards and Learning	Office responsible for development and support of K-12 standards across state.	Decrease in student achievement	No Change	
Monitor compliance with state statutes and regulations as they pertain to implementation of state standards.	School Districts	All Districts	Schools	Division of College and Career Readiness - Standards and Learning		State standards may not align with the SC Code of Laws or the SC Code of Regs	No Change	
Identify, develop and/or revise resources that support statewide implementation of the South Carolina Academic Standards.	School Districts	All Districts	Schools; Educators	Division of College and Career Readiness - Standards and Learning		Academic standards would not align with the Profile of the South Carolina Graduate	No Change	
Form partnerships to implement district-level virtual resources and programming	School Districts	All Districts	Schools; Students of South Carolina	Division of College and Career Readiness - Virtual Education	Office responsible to development, administration, and improvement of Virtual SC as well as virtual options for students and teachers across the state.	Opportunities would be limited for students	No Change	
Develop virtual coursework and instruction	School Districts	All Districts	Schools; Students of South Carolina	Division of College and Career Readiness - Virtual Education		Students would have no virtual option; opportunities for students would be limited.	No Change	
Administer virtual k-12 coursework and instruction	School Districts	All Districts	Schools; Students of South Carolina	Division of College and Career Readiness - Virtual Education		Students would have no virtual option; opportunities for students would be limited.	No Change	
Provide online professional development for educators	School Districts	All Districts	Schools; Educators	Division of College and Career Readiness - Virtual Education		Educators providing online instruction may not be qualified	No Change	
Publish guides and handbooks (Internal Audit guide, the SCDE Financial Accounting Handbook, and the National Public Education Finance Survey)	Schools Districts	All Districts	Independent Auditors, Program Offices within SCDE, Nonprofits	Division of Data, Technology and Agency Operations - Auditing Services	The annual audit guide is updated annually and lists state and federal audit requirements that independent auditors should follow to complete the annual audits required under SC Code of Law 59-17-100.	Lack of transparency and accountability	No Change	
Perform internal audits of agency operations which includes compliance and inventory audits performed for county bus shops.	SCDE Offices	All Offices within the SCDE	County Bus Shops	Division of Data, Technology and Agency Operations - Auditing Services	Internal audits are performed on programs or offices within the SCDE and compliance and procurement audits are conducted for each county bus shop.	Possibility of mismanagement of funding;; regular audits would not occur	No Change	
Perform external audits of sub recipients of federal funds that have passed through the SCDE.	Sub recipients of Federal Funds	Sub recipients of Federal Funds		Division of Data, Technology and Agency Operations - Auditing Services		Possibility of mismanagement of funding;; regular audits would not occur	No Change	
Provide external auditing training.	External Auditors	External Auditors	Program Offices within SCDE	Division of Data, Technology and Agency Operations - Auditing Services		Districts would not submit proper audits	No Change	
Calculate sub recipients risk assessment scores	School Districts	All Districts	Sub recipients of Federal Funds	Division of Data, Technology and Agency Operations - Auditing Services	As required by 2 CFR Part 200, the office evaluates each subrecipient's risk of noncompliance with federal statutes, regulations, and the terms and conditions of the subaward for purposes of determining the appropriate subrecipient monitoring	Mismanagement of funds	No Change	
Provide technology infrastructure development and support for the agency by maintaining all systems hardware and software.	SCDE Employees	All Employees		Division of Data, Technology and Agency Operations - Chief Information Officer		Employees at the SCDE would have decreased efficiency	No Change	
Provide project management, business analysis, application development, quality assurance and support.	SCDE Employees	All Employees		Division of Data, Technology and Agency Operations - Chief Information Officer		Employees at the SCDE would not have access to needed applications	No Change	
Provide systems that protect agency systems and information from malicious attack.	SCDE Employees	All Employees		Division of Data, Technology and Agency Operations - Chief Information Security Officer		Employees at the SCDE would be more prone to malware attacks	No Change	

Description of Service	Description of Direct Customer	Customer Name	Others Impacted by Service	Division or major organizational unit providing the service.	Description of division or major organizational unit providing the service.	Primary negative impact if service not provided.	Changes made to services during FY2022	Summary of changes to services
Provide support related to student information systems, including PowerSchool, Enrich, SUNS, and related data.	School Districts	All Districts	Schools	Division of Data, Technology and Agency Operations - Research and Data	Office responsible for data collection and analysis for annual state report cards, EdFacts reporting, state reporting, and longitudinal data system. Per report requests, data could be supplied to IHEs, professional educator organizations (PSTA, SCEA, SCASA), or other entities via FOIA.	Districts would not be able to provide accurate data to the SCDE	No Change	
Collect and analyze data for the annual state report cards, ED Facts reporting, state reporting, and longitudinal data systems.	Schools	All Schools	Education Oversight Committee; General Public; SCDE Employee; School Districts	Division of Data, Technology and Agency Operations - Research and Data		Accountability measures would be compromised and not accurately depicted.	No Change	
Publication of the annual state and federal report cards.	Schools	All Schools	Education Oversight Committee; General Public; SCDE Employee; School Districts	Division of Data, Technology and Agency Operations - Research and Data		No report cards would be published	No Change	
Provide support to other programs with data collection and reporting needs.	SCDE Employees	All Employees		Division of Data, Technology and Agency Operations - Research and Data		Proper data would not be collected	No Change	
Provide the following services: verification of secondary school completion; copies and replacements or high school equivalency diplomas; copies and replacements or high school equivalency diploma transcripts.	Individuals who have earned a high school equivalency diploma	Those with a High School Equivalency diploma		Division of Educator, Community, and Federal Resources - Adult Education	Office responsible for support and oversight of federal programs related to adult education across state	Individuals would not be able to receive a high school equivalency diploma	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Monitor and provide technical assistance of the following grants provided to districts: Adult Education; Corrections Education; Generational Family Services; and Integrated English Literacy and Civics Education.	Adult Education Centers	All Adult Education Centers	School Districts	Division of Educator, Community, and Federal Resources - Adult Education		Mismanagement of funds	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide trainings and support regarding adult education for each program year to districts.	Adult Education Centers	All Adult Education Centers	School Districts	Division of Educator, Community, and Federal Resources - Adult Education		Adult Education centers would not be providing effective instruction	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide support and oversight of the Young Adult Program (YAP) Proviso for 17 to 21 year olds in adult education.	Individuals age 17 to 21 enrolled in an adult education program	Individuals age 17 to 21 enrolled in an adult education program		Division of Educator, Community, and Federal Resources - Adult Education		Individuals 17 to 21 enrolled in adult education programs would not have oversight or support	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide support for teacher retention, principal induction, and educator effectiveness through leadership development programs.	School Districts	All Districts	Institutes of Higher Education	Division of Educator, Community, and Federal Resources - Educator Effectiveness and Leadership Development Office	Office responsible for design and implementation of statewide educator effectiveness and leadership support systems.	Teachers would leave the field; Effective instruction would not be provided	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide human capital data to inform professional development planning, program evaluation, and continuous improvement.	School Districts	All Districts	Institutes of Higher Education	Division of Educator, Community, and Federal Resources - Educator Effectiveness and Leadership Development Office		Districts would not receive effective professional development	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide monitoring, support, and training for statewide implementation of educator effectiveness and support systems.	School Districts	All Districts	Institutes of Higher Education	Division of Educator, Community, and Federal Resources - Educator Effectiveness and Leadership Development Office		Support systems would not be in place	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Issuance, renewal, and advancement of educator certificates	Participants in Educator Preparation Programs	Participants in Educator Preparation Programs	Educator Preparation Providers	Division of Educator, Community, and Federal Resources - Educator Services	Office is responsible for the preparation and certification of educators in South Carolina. For eligible individuals, the office issues first-time certificates, additional areas of certification, specialized endorsements, certificate renewals, certificate advancements, and classification level changes. and to eligible educator.	Educators would not be able to receive their certification	No Change	No change to service, but this office is now within the Division of College and Career Readiness

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Development and maintenance of electronic certification system.	Educators	All Educators	School Districts; Applicants; SCDE Employees	Division of Educator, Community, and Federal Resources - Educator Services	Office responsible for the preparation and certification of educators in South Carolina. Per statutory requirement, the office is responsible for the electronic certification system which maintains a record of all educator certificates and related data. This enterprise system includes the internal interface for the evaluation and issuance of all educator credentials; a district certification portal supporting the recruitment, initial and ongoing employment, assignment, evaluation, and certificate renewal of each district's certified personnel; and a public educator lookup to verify certification status of employed teachers and school leaders.	Increase in wait time for educators receiving their certifications	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Delivery of training program for individuals seeking to become educators through the Program of Alternative Certification for Educators (PACE).	Applicants seeking South Carolina teacher certification	All Educators	Educators seeking to maintain, advance, or add areas of certification; career changers; school districts; Institutions of Higher Education (IHEs)	Division of Educator, Community, and Federal Resources - Educator Services		Individuals seeking a certificate through an alternative route would not be able to proceed.	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide technical assistance to educator preparation providers related to initial and ongoing program approval and provider accreditation.	Educator Preparation Providers	All Education Preparation Providers	Participants in Educator Preparation Programs	Division of Educator, Community, and Federal Resources - Educator Services		Educator preparation programs would have no oversight of the instruction provided to educators	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide direct technical assistance and support to applicants, educators, and school districts regarding the certification, employment, and assignment of the State's educators including those prepared through traditional and alternative route programs.	School Districts	All Districts	Applicants; Educators	Division of Educator, Community, and Federal Resources - Educator Services		Increase in wait time for educators receiving their certifications	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide district support and regional trainings on family engagement strategies; facilitate partnerships between schools, districts, and community agencies in efforts of creating high quality community partnerships across the state; and, provide support to military families covered under the Military Interstate Compact Commission bylaws.	Community partners and partner organizations, including faith-based institutions	See Partnerships Information		Division of Educator, Community, and Federal Resources - Family and Community Engagement	Office tasked with increasing extended learning opportunities, summer learning opportunities, and high quality community partnerships across state	Family and community engagement in schools would decrease	No Change	No change in service; but office has been merged with the Office of Intervention Services within the Division of District Operations and Support
Provide local, regional, and statewide training related to school safety and emergency management, often in collaboration with SLED, the US Attorney's office – SC, and the State Fire Marshall. Administer the Youth Risk Behaviors Surveys (YRBS) and School Health Profiles.	School Districts	All Districts		Division of Educator, Community, and Federal Resources - Student Intervention Services		Districts would not have proper techniques needed for youth with risk behaviors	No Change	No change in service; but office is now in the Division of District Operations and Support
Administer and provide support, training, and monitoring to recipients of the federally funded 21st CCLC grant program.	Community-Based organizations, For-Profits organizations	See Partnerships Information		Division of Educator, Community, and Federal Resources - Student Intervention Services		Funding may be mismanaged without the oversight of the SCDE	No Change	No change in service; but office is now in the Division of District Operations and Support
Provide district support, training, and/or monitoring of Education and Economic Development Act grants, Alternative School Programs, South Carolina Occupational Information System, and other initiatives which address student behavior and discipline.	School Districts	All Districts	Educators	Division of Educator, Community, and Federal Resources - Student Intervention Services		Funding may be mismanaged without the oversight of the SCDE	No Change	No change in service; but office is now in the Division of District Operations and Support

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Reimburse districts for the administration scoring, and reporting of assessments.	School Districts	All Districts		Division of Federal Programs, Assessment, and School Improvement - Assessment	Office tasked with procurement, implementation, and quality assurance of state summative assessments	Districts would be on the hook for funding assessments required at the state level	No Change	No change to service, but name of office should be Office of Assessments and Standards within the Division of College and Career Readiness
Development of test items and test forms for administration of assessments to students; in-person and online training of district staff on administration procedures; manuals and related documents detailing administration procedures for district and school staff; customer service to districts, when needed; administration of the assessments and collection of students' responses; scoring; providing online and paper score reports for students/parents, schools, and districts; providing data files for districts.	School Districts	All Districts	Schools	Division of Federal Programs, Assessment, and School Improvement - Assessment		Administration of assessments would not occur; data collected would not be accurate	No Change	No change to service, but name of office should be Office of Assessments and Standards within the Division of College and Career Readiness
Administer, score and report of assessments. (Specific tests related to this deliverable are listed in comment box below)	School Districts	All Districts	Schools	Division of Federal Programs, Assessment, and School Improvement - Assessment		Lack of transparency and accountability	No Change	No change to service, but name of office should be Office of Assessments and Standards within the Division of College and Career Readiness
Administer and provide support and oversight of federal programs related to the Every Student Succeeds Act (ESSA). Responsible for LEA plan approvals, programmatic and fiscal monitoring, and technical assistance.	US Department of Education	US Department of Education		Division of Federal Programs, Assessment, and School Improvement - Federal and State Accountability		Federal requirement would be violated	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Administer and provide support and oversight of State programs such as Accreditation, District/School Strategic Plans, and other state required programs.	School Districts	All Districts	Schools	Division of Federal Programs, Assessment, and School Improvement - Federal and State Accountability		Districts may not receive accreditation; students in the district would be at risk	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Fiscal and Grants Management – Collect and maintain all financial and programmatic data required by the IDEA; Perform fiscal monitoring of local education agencies (LEAs) and state-operated programs (SOPs) under the IDEA.	School Districts	All Districts	State Operated Programs; US Department of Education	Division of Federal Programs, Assessment, and School Improvement - Special Education Services		Funding may be mismanaged without the oversight of the SCDE	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Technical Assistance - Coordinate and provide statewide assistance for LEAs and SOPs for preschool, curriculum and instruction, post-secondary transition, assistive technology, behavioral supports, deaf and hard of hearing, visually impaired, visually impaired, group homes and residential treatment facilities.	School Districts	All Districts	State Operated Programs	Division of Federal Programs, Assessment, and School Improvement - Special Education Services		Districts would not receive technical assistance for students with disabilities	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Programs and Initiatives - Professional Learning Opportunities - Oversee the special education across the state.	School Districts	All Districts	Educators; State Operated Programs	Division of Federal Programs, Assessment, and School Improvement - Special Education Services		Effective professional development would not occur	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Data Collection and Analysis - internal support in areas of IDEA reporting such as demographic analysis, data collection, education, needs analysis, data systems, and data quality assessment.	School Districts	All Districts	State Operated Programs	Division of Federal Programs, Assessment, and School Improvement - Special Education Services		Accurate information would not be reported to the USED	No Change	No change to service, but this office is now within the Division of College and Career Readiness

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AT and IT Support - Assistance and support for information technology and assistive technology needs for OSES and external stakeholders ranging from item piece and equipment, or product system, off the shelf, modified and customized, used to increase maintain or improve functional capabilities of children with disabilities.	School District	All Districts	SCDE Employees; State Operated Programs	Division of Federal Programs, Assessment, and School Improvement - Special Education Services		Decrease in functional capabilities of children with disabilities	No Change	No change to service, but this office is now within the Division of College and Career Readiness
General Supervision – implementation of general supervision and guidance that assists and supports LEAs and SOPs in meeting the requirements of federal and state regulations relating to students with disabilities.	School Districts	All Districts	State Operated Programs	Division of Federal Programs, Assessment, and School Improvement - Special Education Services		Federal and state requirements would be violated	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Professional learning opportunities relating to Compliance state and federal regulations and Outcomes for children with disabilities – This includes receiving and responding to informal parent complaints, updating and revising and the SC Special Education Process Guide, and receiving and responding to requests for technical assistance form LEAs and SOPs.	School Districts	All Districts	State Operated Programs; Educators	Division of Federal Programs, Assessment, and School Improvement - Special Education Services		Parental complaints would not be heard	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide training, support, and coaching in low performing school districts.	School Districts	All Districts	Schools	Division of Federal Programs, Assessment, and School Improvement - School Transformation		Technical assistance would not be provided to low performing schools and districts	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Monitor evidence based interventions, practices, and strategies by conducting progress monitoring reviews.	School Districts	All Districts	Schools	Division of Federal Programs, Assessment, and School Improvement - School Transformation		Proper technical assistance would not be provided	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Monitor sub-grant recipients for the Charter School Planning and Implementation Grant	Subrecipients of the P&I Grant	Select Charter Schools	South Carolina Public Charter School District; The Charter Institute at Erskine College; Local District Charter Sponsors	Division of Federal Programs, Assessment, and School Improvement - School Transformation		Possible mismanagement of federal funding	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Provide state-wide professional development relating to school transformation.	School Districts	All Districts	Educators; Schools	Division of Federal Programs, Assessment, and School Improvement - School Transformation		If proper technical assistance is not provided, schools and districts may see a decrease in student achievement	No Change	No change to service, but this office is now within the Division of College and Career Readiness
Maintain and operate the bus fleet for school districts through county bus shops	School Districts	All Districts	Schools	Division of District Operations and Support - Office of Transportation		Safe transportation would not be provided to the students in South Carolina	No Change	
Purchase school buses for the entire public school system of South Carolina	School Districts	All Districts	Schools	Division of District Operations and Support - Office of Transportation		Safe transportation would not be provided to the students in South Carolina	No Change	
Purchase and provide fuel for school buses to county bus shops	School Districts	All Districts	Schools	Division of District Operations and Support - Office of Transportation		Students would not be able to get to school	No Change	
Provide training to school bus drivers and support school districts	School Districts	All Districts	Schools	Division of District Operations and Support - Office of Transportation		Safe transportation would not be provided to the students in South Carolina	No Change	
Monitor, train, and support school districts regarding compliance with Medicaid billing for school-based services	School Districts	All Districts	SC DHHS	Division of District Operations and Support - Medicaid Services		Possibility of increase in medicaid fraud	No Change	
Administration of School District Administrative Claiming (SDAC) program related to school district Medicaid reimbursement for administrative activities	School Districts	All Districts	None	Division of District Operations and Support - Medicaid Services		Correct reimbursements or claims would not be filed which would lead to more out of pocket expenses	No Change	
Medicaid reimbursement for Special Needs Transportation	School Districts	All Districts	SCDE	Division of District Operations and Support - Medicaid Services		Payments for Special Needs Transportation would not be made	No Change	
Provide support and training to school districts regarding Health and Nutrition programs.	School Districts	All Districts	Schools	Division of District Operations and Support - Health and Nutrition	Office tasked with administration of school nutrition and summer feeding programs.	Health and Nutrition programs would not provide accurate information	No Change	

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Approve all summer feeding sites and sponsors.	Summer Feeding Sites and Sponsors	Over 1,500 Summer Feeding Sites		Division of District Operations and Support - Health and Nutrition		Students would not have access to summer feeding sites	No Change	
Monitor all School Nutrition programs.	School Districts	All Districts	Schools	Division of District Operations and Support - Health and Nutrition		Possibility that funding provided for school nutrition programs may be mismanaged without the oversight of the SCDE	No Change	
Oversee and monitor USDA Foods to School Food Authorities.	School Districts	All Districts	USDA	Division of District Operations and Support - Health and Nutrition		Funding may be mismanaged without the oversight of the SCDE	No Change	
Monitor USDA grants for CEP, FFVP and Federal Equipment.	School Districts	All Districts	Schools	Division of District Operations and Support - Health and Nutrition		Funding may be mismanaged without the oversight of the SCDE	No Change	
Conduct Plan Reviews	School Districts	All Districts	Design Professionals	Division of District Operations and Support - School Facilities	Office responsible for ensuring safe and code compliant K-12 educational facilities newly constructed for the state of South Carolina.	Construction in school districts would not happen	No Change	
Issue Building Permits for all newly constructed buildings and renovation projects	School Districts	All Districts	Design Professionals; Contractors; Other State Agencies	Division of District Operations and Support - School Facilities		Construction in school districts would not happen	No Change	
Perform building inspections of South Carolina schools	School Districts	All Districts	Design Professionals; Contractors; Other State Agencies	Division of District Operations and Support - School Facilities		Students would not have access to facilities which meet all inspection requirements	No Change	
Issue Certificates of Occupancy	School Districts	All Districts	Design Professionals; Contractors; Other State Agencies	Division of District Operations and Support - School Facilities		Students would not have access to facilities which meet all inspection requirements	No Change	
Provide legal advice and support regarding the Individuals with Disabilities Education Act (IDEA) and other disability and civil rights laws related to the education of students with disabilities; the Family Educational Rights and Privacy Act (FERPA); school-based Medicaid services; medical homebound instruction; the educational rights of students placed or referred by state agencies in foster care, group homes, state-operated healthcare facilities, and residential treatment facilities (RTFs); the Freedom of Information Act (FOIA) and other education-related matters.	School Districts	All Districts	Schools; Educators; Parents; SCDE Employees	Division of Legal Affairs - Office of General Counsel		Possibility of non-compliance surrounding federal laws.	No Change	
Tasked with disciplinary matters for South Carolina educators. Investigate and prosecute teacher certification matters in due process hearings. Provide legal guidance to school districts, educators, and the general public.	School Districts	All Districts	School; Educators; General Public	Division of Legal Affairs - Office of General Counsel		Educators who have conducted themselves in an unprofessional manner would remain in the classrooms.	No Change	
Oversees all state legal matters within the purview of the SCDE.	Superintendent of Education	Molly Spearman	SCDE Employees	Division of Legal Affairs - Office of General Counsel		Legal advice would not be available to the employees within the agency.	No Change	
Provide legal support and advice regarding all federal programs housed within the SCDE.	Superintendent of Education	Molly Spearman	SCDE Employees	Division of Legal Affairs - Office of General Counsel		Legal advice surrounding federal programs would not be available, which could lead to non-compliance issues.	No Change	
Provide administrative and legal advice to the State Board of Education.	State Board of Education	Members of the State Board of Education		Division of Legal Affairs - Office of General Counsel		Important educational decisions would be made without counsel from the SCDE.	No Change	
Provide technical assistance and resources to the agency administration and program offices on pre-award tasks and grant management topics.	SCDE Employees	All SCDE Employees	SCDE Program Offices	Division of Legal Affairs - Grants Program		Risk of mismanaging state and federal funds.	No Change	
Procure requested items and assist vendors with questions/concerns regarding the procurement process	School Districts	All Districts	SCDE, Vendors	Division of Legal Affairs - Procurement		Possible non-compliance issues and risk of misuse of state and federal funds.	No Change	

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Communicate and work with members of the General Assembly and their staff regarding policy changes and budget updates.	Legislators	Members of the General Assembly	Legislative Staff; SCDE Employees	Division of Legal Affairs - Government Affairs	Ombudsman for agency and switchboard responding to calls and public inquiries; Liaison to the Governor, General Assembly, and other state agencies	No input from the SCDE would be provided regarding important educational decisions.	No Change	
Ensure all reports required of the SCDE are sent to the appropriate recipients	General Assembly	Members of the General Assembly	US Department of Education; General Public; School Districts; Education Oversight Committee	Division of Legal Affairs - Government Affairs		Reporting requirements established in law would not be met; stakeholder transparency would also decrease.	No Change	
Respond to and engage students, parents, educators, education stakeholders, and South Carolina Citizens regarding education issues and agency initiatives.	Students of South Carolina	All Students	Parents, Educators, Education Stakeholders	Office of Communications		Stakeholder transparency efforts would decrease.	No Change	
Respond to and engage the news media regarding education issues and agency initiatives	Media Outlets	All Media Outlets	General Public	Office of Communications		Stakeholder transparency efforts would decrease; important information would not be disseminated to the public.	No Change	
Provide financial transparency reports and data	Legislature	Members of the General Assembly	General Public, School Districts	CFO - Chief Finance Office and Office of Finance		The SCDE would have no accountability of taxpayer dollars.	No Change	
Process timely disbursements to School Districts	School Districts	All Districts		CFO - Chief Finance Office and Office of Finance		Students would not have access to a minimally adequate education	No Change	
Process timely disbursements to State Agencies	State Agencies	Any State Agency receiving pass-through funding	Colleges and/or Universities	CFO - Chief Finance Office and Office of Finance		Other state agencies would not be able to operate existing programs.	No Change	
Process timely disbursements to County and Local Governments	School Districts	All Districts		CFO - Chief Finance Office and Office of Finance		County and local governments would not be able to operate existing programs.	No Change	
Visit districts to ensure fiscal stability and compliance, provide technical assistance, and issue declarations when necessary	School Districts	All Districts	Schools	CFO - Chief Finance Office and Office of Finance		Possibility that districts would not be in compliance with rules and regulations surrounding school finance.	No Change	
Procure, receipt, distribute, and maintain instructional materials	School Districts	All Districts	Schools	CFO - Chief Finance Office and Office of Finance		Students would not have access to a minimally adequate education	No Change	
Prepare federal grant reimbursement requests/reports and provide support to various audits by reporting procedures, supporting closing procedures, and fulfilling requests for information as it relates to the Statewide Audit, Office of State Auditor Agreed Upon Procedure Audit and Federal government audits	Recipients of Federal Grants	Recipients of Federal Grants	Legislature; SCDE Employees	CFO - Chief Finance Office and Office of Finance		The SCDE would have no accountability of taxpayer dollars.	No Change	

FY2022

Partnerships Data

as submitted for the 2022 Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

Type of Partner Entity	Name of Partner Entity	Description of Partnership	Change to the partnership during the past fiscal year
Non-Governmental Organization	Unknown	Feedback and input on SCDE policies and initiatives to address learning loss due to COVID-19.	Remove
Non-Governmental Organization	Able South Carolina	Feedback and input on SCDE policies and initiatives	No Change
Private Business Organization	Absolute Total Care	School nurses asthma symposium	No Change
Non-Governmental Organization	Afterschool and Community Learning Network	Feedback and input on SCDE policies and initiatives to address learning loss due to COVID-19.	No Change
Private Business Organization	AT&T	African American Heritage Calendar	No Change
Non-Governmental Organization	BCBSSC Foundation	Fitness Gram	No Change
State Government	Center for Educator Recruitment, Retentions, and Advancement (CERRA)	Training development and facilitation; collaboration with the Alternative Certification Team to present district and/or regional information sessions in rural districts; partnership on Rural Technical Assistance proviso and SC State Plan for the Equitable Distribution of Excellent Educators	No Change
Non-Governmental Organization	Children's Trust of South Carolina	Feedback and input on SCDE policies and initiatives to address learning loss due to COVID-19.	No Change
Higher Education Institute	Clemson University	Reading Recovery programming and certification	No Change
Private Business Organization	Cognia	Diagnostic reviews for Priority Schools; district/school accreditation; support of SCDE transformation coaches	No Change
State Government	Commission on Higher Education (CHE)	NCRC data	No Change
Professional Association	Council for the Accreditation of Educator Preparation (CAEP)	EPP state accreditation is tied to national accreditation through CAEP; SCDE is part of national accreditation visits and provides CAEP support to IHEs	No Change
Professional Association	Council of Chief State School Officers (CCSSO)	Feedback and input on SCDE policies and initiatives; state partnerships; national-level training, support, and information; technical assistance	No Change
Private Business Organization	Data Recognition Corporation	Assessments	No Change
Non-Governmental Organization	ECTA	Funding; training and technical assistance; strategic planning	No Change
K-12 Education Institute	Education consortia (Old English, Midlands, Pee Dee, and Western Piedmont)	Feedback and input on SCDE implementation; collaboration around state and federal opportunities	No Change
State Government	Education Oversight Committee (EOC)	Standard-setting and approval; assessments, reporting and accountability (including report cards); grading and accountability plans; oversight of EIA funding	No Change
Higher Education Institute	Educator Preparation Programs (EPPs)	Training, resources, and technical assistance related to EPP accreditation, teacher licensure, state initiatives, and current legislation; EPP program approval; information sharing through monthly SC Education Dean's Alliance meetings	No Change
Non-Governmental Organization	Engaging Creative Minds	Feedback and input on SCDE policies and initiatives to address learning loss due to COVID-19.	No Change
State Government	First Steps	Collaboration around planning and professional development for early learning teachers of 4K; Collaboration around 4K professional learning and data collection	No Change
Higher Education Institute	Francis Marion University	Resources related to teaching students of poverty	No Change
Non-Governmental Organization	Girl Scouts of South Carolina Mountains to Midlands	Feedback and input on SCDE policies and initiatives to address learning loss due to COVID-19.	No Change
K-12 Education Institute	Governors Schools	Fiscal agent; SCDE seat on the board	No Change
State Government	HeadStart	Collaboration around planning and professional development for early learning teachers; Collaboration around professional learning and data collection	No Change
K-12 Education Institute	Home School Association(s)	Statutory determinations for purposes of school attendance	No Change
Higher Education Institute	IHEs	Collaboration and information-sharing around K-12 students for post-secondary success/readiness; feedback and input on SCDE implementation; collaboration around state and federal opportunities	No Change
K-12 Education Institute	K-12 Technology Initiative	Partnership among DOA, EOC, SCDE, State Library, and others	No Change
Non-Governmental Organization	KnowledgeWorks	Collaboration and technical assistance related to personalized learning	No Change
Higher Education Institute	Lander University	Montessori programming and professional learning	No Change
Non-Governmental Organization	LARCUM	Interdenominational faith-based group; collaboration around literacy support and family/community engagement	No Change
K-12 Education Institute	Local education agencies (LEAs; school districts)	Funding allocations; leadership, funding, and professional support; monitoring of state/federal requirements and plans; training and technical assistance; feedback and input on SCDE implementation; collaboration around state and federal opportunities	No Change

Type of Partner Entity	Name of Partner Entity	Description of Partnership	Change to the partnership during the past fiscal year
Higher Education Institute	MUSC	Partnership with school-based telehealth program to improve availability of health care to children living in underserved areas	No Change
Higher Education Institute	MUSC Boeing Center	Technical assistance targeted to school districts related to development of local wellness policies	No Change
Non-Governmental Organization	National Alliance on Mental Health Illness of South Carolina	Feedback and input on SCDE policies and initiatives to address impacts on mental health due to COVID-19.	No Change
Federal Government	National Highway Traffic Safety Administration (NHTSA)	Regulation of federal motor vehicle standards related to school buses	No Change
State Government	Office of Revenue and Fiscal Affairs	Data matching	No Change
State Government	Office of the Attorney General	Training related to school climate/safety	No Change
Non-Governmental Organization	Palmetto Health	Go Noodle	No Change
Professional Association	Palmetto State Teachers Association (PSTA)	Feedback and input on SCDE policies and initiatives; training and information	No Change
K-12 Education Institute	Palmetto Unified School District	SCDE seat on board	No Change
Higher Education Institute	Riley Institute at Furman University	Technical assistance and data support for several SCDE areas, including Profile, Montessori, and personalized learning	No Change
Non-Governmental Organization	SC African American Heritage Association	Teacher's Guide to African American Historic Places in SC	No Change
Professional Association	SC Association for Educational Technology	Annual conference presentations; collaboration around instructional technology	No Change
Professional Association	SC Association of School Administrators (SCASA)	Feedback and input on SCDE policies and initiatives; training and information	No Change
Professional Association	SC Association of School Business Officials	Feedback and input on SCDE policies and initiatives; training and information	No Change
Non-Governmental Organization	SC Baptist Convention	Adopt a school program	No Change
Non-Governmental Organization	SC Council on the Holocaust	Funding provided through Appropriations Act	No Change
State Government	SC Department of Commerce	Proviso Task Force; EEDA recommendations; regional educational coordinators; workforce projections	No Change
State Government	SC Department of Employment and Workforce	Career readiness, workforce statistics and projections	No Change
State Government	SC Department of Health and Environmental Control	Technical assistance to select counties related to meal patterns and nutrition education; COVID-19 impacts in schools; administering COVID-19 testing in schools	No Change
State Government	SC Department of Health and Human Services	School-based health Medicaid reimbursement policies	No Change
State Government	SC Department of Mental Health	Mental health services in the schools (some school districts contract with SCDMH)	No Change
State Government	SC Department of Social Services	Collaboration around planning and professional development for early learning teachers of 4K; Resource regarding summer food initiatives	No Change
Professional Association	SC Education Association (SCEA)	Feedback and input on SCDE policies and initiatives; training and information	No Change
Non-Governmental Organization	SC Future Minds	SCDE seat on board; Teacher of the Year	No Change
K-12 Education Institute	SC Public Charter School District	Fiscal agent; leadership, funding, and professional support; advocacy; monitoring of state/federal requirements and plans as appropriate; training and technical assistance; feedback and input on SCDE implementation; collaboration around state and federal opportunities	No Change
Professional Association	SC School Board Association	Feedback and input on SCDE policies and initiatives; training and information	No Change
State Government	SC State Board for Technical and Comprehensive Education	Dual credit awarding entity; collaboration around college readiness and reduction of remediation; sharing of vocational equipment	No Change
Higher Education Institute	SC State Board of Trustees	SCDE seat on Board of Trustees	No Change
State Government	SCETV	SCDE board seat; public service announcements; collaboration around filming and broadcasting professional learning	No Change
State Government	School Food Authorities	Actual benefit issuance/determinations; Training and technical assistance	No Change
K-12 Education Institute	Schools (elementary, middle, and high)	Funding allocations; leadership, funding, and professional support; monitoring of state/federal requirements and plans; training and technical assistance; feedback and input on SCDE implementation; collaboration around state and federal opportunities	No Change
Non-Governmental Organization	South Carolina Afterschool Alliance	Feedback and input on SCDE policies and initiatives to address learning loss due to COVID-19.	No Change
State Government	South Carolina Arts Commission	Feedback and input on SCDE policies and initiatives to address learning loss due to COVID-19.	No Change
Non-Governmental Organization	South Carolina Association of School Nurses	Feedback and input on SCDE policies and initiatives to address the safe return to school due to COVID-19.	No Change
Federal Government	Southeastern Comprehensive Center/American Institutes of Research	USDE-funded research and program support; technical assistance; networking/contact with other states	No Change
Non-Governmental Organization	Southeastern Regional Education Board (SREB)	Implementation of High Schools That Work (HSTW) proviso; technical assistance for low-performing schools; programmatic support of HSTW, MMGW, TTGW, LDC and MDC	No Change
Professional Association	State Chamber of Commerce	Advocacy; feedback and input on SCDE policies and initiatives	No Change
Non-Governmental Organization	TASC	Funding; training and technical assistance; strategic planning	No Change
Higher Education Institute	Technical colleges	SCDE seat on SC Board of Technical Colleges; ReadySC; youth apprenticeships; collaboration and information-sharing around K-12 students for post-secondary success/readiness; feedback and input on SCDE implementation; collaboration around state and federal opportunities	No Change

Type of Partner Entity	Name of Partner Entity	Description of Partnership	Change to the partnership during the past fiscal year
Non-Governmental Organization	TransformSC	Business partnerships; collaboration around Profile and personalized learning	No Change
Federal Government	US Department of Agriculture	Policy, technical assistance, and reimbursement related to several programs that provide healthy food to children including the National School Lunch Program, School Breakfast Program, and Summer Food Service Program	No Change
Federal Government	US Department of Education	Policy, funding, technical support, oversight, and monitoring of all federally funded programs	No Change
Federal Government	US Department of Justice	Office of Civil Rights reviews data (dropout, chronic absenteeism, and discipline) to ensure that students' rights are not violated	No Change
Higher Education Institute	USC - Center for Educational Partnerships (CEP)	Technical assistance and support of several state initiatives, including Read to Succeed and school improvement	No Change
Higher Education Institute	USC - Children's Law Center	Truancy training and resources	No Change
Higher Education Institute	USC - SC Educational Policy Center	Data analysis, accountability support, and training regarding climate surveys	No Change
Private Business Organization	WIS	African American Heritage Calendar	No Change

FY2022

Reports Data

as submitted for the Accountability Report by:

H630 - DEPARTMENT OF EDUCATION

Report Name	Law Number (if applicable)	Summary of information requested in the report	Date of most recent submission DURING the past fiscal year	Reporting Frequency	Type of entity/entities	Method to access the report	Direct access hyperlink or agency contact (if not provided to LSA for posting online)	Changes to this report during the past fiscal year	Explanation why a report wasn't submitted
Agency Accountability Report (Proviso 117.29 - FY 2019-2020)	59-40-170	No due date; The Department of Education shall make available, upon request, a list of vacant and unused buildings and vacant and unused portions of buildings that are owned by school districts in this State and that may be suitable for the operation of a charter school. The department shall make the list available to applicants for charter schools and to existing charter schools. The list must include the address of each building, a short description of the building, and the name of the owner of the building.	September-21	Annually	Other	Available on agency's website	https://www.scstatehouse.gov/reports/aar2020/H630.pdf	No Change	The summary does not match the name of the report. Information is for the provided title.
American Board	59-25-350	Submit total number of individual employed in SC with a passport certificate issued by ABCTE (now American Board) by district and nonprivileged information collected on these individuals through the ADEPT system	March-22	Annually	Legislative entity or entities AND South Carolina state agency or agencies	Provided to LSA for posting online	https://www.scstatehouse.gov/reports/DeptofEducation/EP-04-Attach-AmericanBoardReportforthe2020-21SchoolYear-03-22.pdf	No Change	
Coordinating Council Report	59-59-175	Report annually by December first to the Governor, the General Assembly, the Department of Commerce, the State Board of Education, and other appropriate governing boards on the progress, results, and compliance with the provisions of this chapter to specifically include progress toward career pathways and its ability to provide a better prepared workforce and student success in postsecondary education	December-21	Annually	Governor or Lt. Governor AND Legislative entity or entities AND South Carolina state agency or agencies	Provided to LSA for posting online	N/A	Remove	Act 194
Critical Needs, Schools, Geographic Areas, and Subject Areas for SC Teacher Loan Forgiveness	59-26-20	Areas of critical need shall include both geographic areas and areas of teacher certification and must be defined annually for that purpose by the State Board of Education. SBE approved definitions should be posted and sent to the SCSLC.	December-21	Annually	South Carolina state agency or agencies	Available on agency's website	https://ed.sc.gov/educators/recruitment-and-recognition/critical-need-areas/22-23-sub/	No Change	
Diploma Pathways	1-1-810	Promote strategic planning and thoughtful review of agency goals; 1-1-810; Provide information for the purpose of a zero-base budget analysis	January-22	Annually	Governor or Lt. Governor AND Legislative entity or entities AND South Carolina state agency or agencies	Provided to LSA for posting online	https://www.scstatehouse.gov/reports/DeptofEducation/59-18-310_RetroactiveDiplomas-2019.pdf	No Change	

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EIA Program Reports	59-6-10	Provide programmatic and expenditure information to EOC for EIA-funded programs; Approximately 30 reports submitted with budget actuals	October-21	Annually	South Carolina state agency or agencies	Available on another website	Contact Katie Nilges (Knilges@ed.sc.gov) for copies of individual reports.	No Change	
External Review Committees	59-18-1560	Superseded by proviso 1A.12 External review committee report on district's progress in implementing recommendations and improving performance (annually for four years or as deemed necessary by SBE); Fulfilled by posting diagnostic reviews on SCDE website		Annually	South Carolina state agency or agencies	Available on another website	N/A	Remove	Law has changed; proviso no longer in place.
Founding principles	59-29-155	Due next cycle - 10/15/2017; Submit documentation of implementation of this section (founding principles instruction required, reporting requirements, professional development); See statute for specific requirements. Requires SCDE professional development (and reporting of it). References EOC and SBE. Provide report on October 15 of each odd-numbered year, commencing in 2017.	October-21	Every 2 years	Legislative entity or entities	Available on agency's website	https://ed.sc.gov/data/reports/legislative-reports-annual-reports/founding-principles/2019-founding-principles-report/	No Change	
Gun Free Schools Act	59-39-100	The department shall monitor the number of diplomas and employability credentials earned by students and shall report to the State Board of Education and the General Assembly biannually by February 15, beginning in 2020.	July-21	Every 2 years	Legislative entity or entities	Available on agency's website	https://ed.sc.gov/policy/education-laws-legislation/office-of-governmental-affairs/department-reports/gun-free-schools-act-report1/	No Change	The summary does not match the name of the report. Information is for the provided title.
Missed School Days (Weather Report)	59-1-425	School term information; Provide detailed report of information from each district listing beginning and length of school term as well as the number of: (1) days missed and the reason, (2) days made up, and (3) days waived; Must be provided prior to July 1	July-21	Annually	Legislative entity or entities	Provided to LSA for posting online	https://www.scstatehouse.gov/reports/DeptofEducation/2020-21WeatherReport-Final.pdf	No Change	
Other Funds Survey	Federal Requirement	Provide information about weapons in SC schools; GFSA Authorizing Legislation (Title IV, Part A, Subpart 3, Section 4141)	November-21	Annually	Entity within federal government	Electronic copy available upon request	https://admin.sc.gov/sites/default/files/budget/H630%20FY22%20Other%20Funds%20Survey.pdf	No Change	The summary does not match the name of the report.
Proviso "Adult Education"	2-65-20	Provide to the Department of Administration per H630	October-21	Annually	South Carolina state agency or agencies	Available on agency's website	https://www.scstatehouse.gov/reports/DeptofEducation/Adult%20Education%20Proviso%20Summary%202nd%20quarter%202020-2021.pdf	No Change	The summary does not match the name of the report.

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Proviso "Aid to District Draw Down"	Proviso 1A.27 - (FY 2020-21)	Provide summary information on school district quarterly reports to the SCDE; District reports should include unique student identifiers; Report why students have enrolled in adult education and whether or not they are pursuing a GED or a diploma; In this data report, the SCDE typically provides a summary of data for the first quarter of the current fiscal year.	September-21	Annually	Legislative entity or entities	Electronic copy available upon request	https://ed.sc.gov/finance/financial-services/proviso-compliance/proviso-co	No Change	
Proviso "Bank Account and Transparency and Accountability"	Proviso 1A.42 - (FY 2020-21)	Report on districts that failed to submit an updated plan in the current fiscal year; Plans ensure districts are meeting the safety needs of their students; Plans ensure districts, Palmetto Unified, and DJJ have updated safety plans in place	July-21	Annually	Governor or Lt. Governor AND Legislative entity or entities	Available on agency's website	https://ed.sc.gov/finance/financial-services/proviso-compliance/proviso-compliance-fiscal-year-2021-2022/proviso-117-80-bank-account-transparency-and-accountability-report/	No Change	The summary does not match the name of the report. Information is for the provided title.
Proviso "CDEPP Student Information and Reporting"	Proviso 117.80 - (FY 2020-21)	Report use composite reservoir bank accounts	March-22	Annually	South Carolina state agency or agencies	Available on agency's website	https://www.scstatehouse.gov/reports/DeptofEducation/2021%20CERDEP%20Unexpended%20Funds%20Report.pdf	No Change	The summary does not match the name of the report.
Proviso "Debt Collection Reports"	Proviso 1A.50 (FY 2020-21)	SCDE and First Steps provide any information required by the EOC for the annual CDEPP report; List of requested data is provided by EOC	December-21	Annually	South Carolina state agency or agencies	Provided to LSA for posting online	https://ed.sc.gov/finance/financial-services/proviso-compliance/proviso-compliance-fiscal-year-2021-2022/proviso-11733-debt-collection-report/	No Change	The summary does not match the name of the report. Information is for the provided title.
Proviso "Dropout Prevention and High Schools that Work Program"	Proviso 117.33 (FY 2020-21)	Report outstanding debt owed to the SCDE by outside entities in previous fiscal year; See definitions in proviso		Annually	Legislative entity or entities AND South Carolina state agency or agencies	Provided to LSA for posting online	https://ed.sc.gov/data/reports/legislative-legislative-reports/annual-reports/dropout-prevention-and-high-schools-that-work/2018-program-report-on-ecda-dropout-prevention-and-high-schools-that-work/	No Change	The summary does not match the name of the report. Information is for the provided title; last report completed 2019
Proviso "Fines and Fees" Report	Proviso 1A.16 (FY 2020-21)	Report on the effectiveness of dropout prevention programs; Assess program progress and effectiveness in providing a better prepared workforce and student success in post-secondary education; EEDA program monitoring and effectiveness	September-21	Annually	Governor or Lt. Governor AND Legislative entity or entities	Available on agency's website	https://ed.sc.gov/finance/financial-services/proviso-compliance/proviso-compliance-fiscal-year-2021-2022/fiscal-year-2021-2022-fines-and-fees-report/	No Change	The summary does not match the name of the report.
Proviso "Full Day 4K"	Proviso 117.71 (FY 2020-21)	Post report online and submit	January-22	Annually	Legislative entity or entities	Provided to LSA for posting online	https://coc.sc.gov/sites/coc/files/Documents/CERDEP%202022/CERDEP%20Annual%20Report%202022.GA01142022.pdf	No Change	The summary does not match the name of the report. Information is for the provided title.
Proviso "GP: Discrimination Policy"	Proviso 1A.56 (FY 2020-21)	Annually, the Department of Education is directed to audit the annual allocations to public providers to ensure that allocations are accurate and aligned to the appropriate pro rata per student allocation, materials, and equipment funding. The department must provide the results of the annual audit findings to the General Assembly no later than December first.	October-21	Annually	Legislative entity or entities	Electronic copy available upon request	https://ed.sc.gov/districts-schools/health-and-nutrition/special-programs/usda-summer-meal-programs/usda-non-discrimination-statement/	No Change	The summary does not match the name of the report.

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Proviso "Grants Committee Process"	Proviso 117.13 (FY 2020-21)	Each state agency shall submit to the State Human Affairs Commission employment and filled vacancy data by race and sex by October thirty-first, of each year.	June-22	Annually	South Carolina state agency or agencies	Available on another website	https://www.sstatehouse.gov/reports/DeptoEducation/2021%20Legislative%20Report%20-%20Grants%20Committee.pdf	No Change	The summary does not match the name of the report. Information is for the provided title.
Proviso "IDEA Maintenance of Effort"	Proviso 1A.67 (FY 2020-21)		December-21	Annually	Governor or Lt. Governor AND Legislative entity or entities	Provided to LSA for posting online	On file with agency	No Change	
Proviso "Information Technology and Information Security Plans"	Proviso 1A.32 (FY 2020-21)	Submit estimate of the IDEA MOE requirement; This item deals with the Proviso informing the General Assembly of the estimate MFS needed for the current year.	February-22	Annually	Governor or Lt. Governor AND Legislative entity or entities	Provided to LSA for posting online	https://www.sstatehouse.gov/reports/DeptoEducation/SC%20Tech%20Plan%202020-24_Final%20Version%20for%20Release.pdf	No Change	The summary does not match the name of the report. Information is for the provided title.
Proviso "LEA: Audit" regarding lottery expenditures	Proviso 117.107 (FY 2020-21)	By August 1 of the current fiscal year, all state agencies must submit an information technology plan and an information security plan.	November-21	Annually	South Carolina state agency or agencies	Provided to LSA for posting online	On file with agency	No Change	
Proviso "Reading/Literacy Coaches"	Proviso 3.1 (FY 2020-21)	Provide guidelines/procedures and expenditures of lottery funds allocated to school districts and other recipient institutions according to law; In addition, provide report on the amount of lottery funds distributed to each entity in the prior fiscal year	January-22	Annually	Legislative entity or entities AND South Carolina state agency or agencies	Provided to LSA for posting online	https://www.ed.sc.gov/finance/auditing/information-memos-and-forms/memos-and-forms/memo-lea-audit-submission-2021/	No Change	The summary does not match the name of the report. Information is for the provided title.
Proviso "School Districts and Special Schools Flexibility"	Proviso 1A.56 (FY 2020-21)	Report on hiring/assignment of reading/literacy coaches by school in current fiscal year; Also report amount of funds to be used for Summer Reading Camps	July-21	Annually	Legislative entity or entities	Provided to LSA for posting online	https://ed.sc.gov/data/reports/literacy/scde-literacy-reports/reading-coach/2020-21-reading-coach-report/	No Change	The summary does not match the name of the report.
Proviso "Work Based Learning" (Proviso 1A.5 - FY 2018-2019)	Proviso 1.25, 1.40, and 1A.14 (FY 2020-21)	All school districts must report the student teacher ratio for every classroom to the Department of Education at the ninety and one hundred and eighty day mark. The department shall report this information to the General Assembly. The school district shall report to the Department of Education the actual percentage of its per pupil expenditures used for classroom instruction, instructional support, and transportation, food service, and safety within non-instruction pupil services for the current school year ending June thirtieth. Quarterly throughout the current fiscal year, the chairman of each school district's board and the superintendent of each school district must certify where non-instructional or nonessential programs have been suspended and the specific flexibility actions taken. The certification must be in writing, signed by the chairman and the superintendent, delivered electronically to the State Superintendent of Education, and an electronic copy forwarded to the Chairman of the Senate Finance Committee, the Chairman of the Senate Education Committee, the Chairman of the House Ways and Means Committee, and the Chairman of the House Education and Public Works Committee. Additionally, the certification must be presented publicly at a regularly called school board meeting, and the certification must be conspicuously posted on the internet website maintained by the school district.	February-22	Annually	Legislative entity or entities	Available on agency's website	https://ed.sc.gov/instruction/career-and-technical-education/career-guidance/work-based-learning/proviso-1a-5-wbl/	No Change	The summary does not match the name of the report.

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Proviso 1.98	Proviso 1A.5 (FY 2020-21)	OCTE report on accomplishments of the Career Counseling Specialists	February-22	Annually	Legislative entity or entities	Provided to LSA for posting online	https://ed.sc.gov/instruction/career-and-technical-education/career-guidance/work-based-learning/proviso-1a-5-wbl/	Remove	Same as report above - duplicate and this one can be removed.
Report by Advisory Council on services for preschoolers	59-36-70	State Advisory Council, with assistance from SCDE staff, submit summary of services provided for preschool children with disabilities and their families; See statute for requirements; Related to Act 86, which requires LEAs to serve children with disabilities ages 3 through 5	February-22	Every 2 years	Legislative entity or entities	Provided to LSA for posting online	https://www.scstatehouse.gov/reports/DeptofEducation/IDEA%20Preschool%20Report%20Final%202021.pdf	No Change	
SBE facilities information (capital needs reports)	59-144-130	SBE report projected five-year school facilities improvement requirements reported by school districts, needs since last report, and previously identified needs; Report every three years beginning in 1998	October-21	Other	Legislative entity or entities	Available on agency's website	https://ed.sc.gov/districts-schools/school-planning-building/south-carolina-school-facilities-planning-construction-guides-forms/reports-school-facility-building-funds/	No Change	
SC Virtual School Program and Virtual School Offerings	59-16-60	Report on the overall effectiveness of the virtual school program including completion rates, course enrollments, etc. Provide SBE with report on virtual school offerings and data.	October-21	Annually	Legislative entity or entities AND South Carolina state agency or agencies	Available on agency's website	https://ed.sc.gov/districts-schools/virtual-education/virtualsec/annual-reports/annual-report-2020-21/	No Change	
School and District Report Cards (Proviso 1A.39 "Dropout Recovery Data," 59-10-50 Physical Education Assessments, and 59-18-920 report card for charter, alternative, and career and technology schools included)	59-19-900 (E)	The school's report card must be furnished to parents and the public no later than November fifteenth; Report cards must provide calculated physical education program effectiveness score per 59-10-50; also 59-18-930	November-21	Annually	South Carolina state agency or agencies	Available on agency's website	https://ed.sc.gov/data/report-cards/state-report-cards/	No Change	
School-Related Crime	59-63-330	Report compiled school-related crime information; Identify persistently dangerous schools; Provide January 31 following districts' final quarterly reports of the school year	July-21	Annually	Legislative entity or entities AND South Carolina state agency or agencies	Provided to LSA for posting online	https://ed.sc.gov/policy/education-laws-legislation/office-of-governmental-affairs/requests-from-general-assembly/201819-and-201920-school-crime-reports/	No Change	
State Reading Plan and Progress towards 95% Reading on Grade Level	59-155-140; 59-155-130	No due date; Provide updated plan and state reading proficiency progress report; Include proficiency update regarding 59-155-130	November-21	Annually	Entity within federal government	Electronic copy available upon request	https://ed.sc.gov/data/reports/literacy/scde-literacy-reports/state-reading-plan-and-proficiency/2021-reading-plan-and-proficiency-report/	No Change	
Students Health and Fitness Act	59-10-10	Provide summary of district- and school-level compliance with all elements of the 2005 Student Health and Fitness Act		Annually	Legislative entity or entities	Provided to LSA for posting online	N/A	No Change	No survey completed in 2020 or 2021 due to COVID. The report for the past year's data is currently being compiled.

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Summer Reading Camp Report	59-155-130	Report yearly success rate of summer reading camps; No date in law	February-22	Annually	South Carolina state agency or agencies	Provided to LSA for posting online	https://ed.sc.gov/data/reports/literacy/scde-literacy-reports/summer-reading-camp/2021-and-2022-summer-learning-reportpdf/	No Change	
Tabulation of college freshman results	Federal Requirement	Provide information for federal student loan forgiveness; Federal critical needs areas defined. Access via USED website.	August-21	Annually	Entity within federal government	Available on agency's website	https://ed.sc.gov/data/other/college-freshman-report/college-freshman-report-graduating-class-of-2020/	No Change	
Title II EPP Completer Data	Federal Requirement	Update USDE on completers of SC EPPs. Data uploaded via required template to Title II. Access via USED Title II website.	October-21	Annually	Entity within federal government	Available on another website	https://title2.ed.gov/Public/Report/StateHome.aspx?si=45	No Change	
Vacant School Building Report	59-39-130	After district reports have been received (by May 1), the SCDE will tabulate them so as to show the academic performance of graduates from the respective high schools who entered institutions of higher learning. No due date in statute.	October-21	Annually	Legislative entity or entities	Provided to LSA for posting online	https://ed.sc.gov/districts-schools/school-planning-building/south-carolina-school-facilities-planning-construction-guides-forms/reports-school-facility-building-funds/	No Change	