

## **State Board of Education Resolution Regarding Local Education Agency Waivers for the 2019-2020 School Year Due to Impacts of COVID-19**

Whereas, the State Board of Education recognizes that Georgia continues to experience an unprecedented situation due to the impacts of COVID-19; and

Whereas, COVID-19 has caused Governor Kemp to declare a public health state of emergency and to [order the closure of schools for the remainder of the 2019-2020 school year](#); and

Whereas, Governor Kemp has the ability to suspend any regulatory statute prescribing the procedures for conduct of state business, or the order, rules or regulations of any state agency, if strict compliance with any statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency or disaster; and

Whereas, Governor Kemp, through his emergency powers, has suspended certain regulatory statutes in order to grant the State Board of Education the authority to waive parts of Title 20 of the Official Code of Georgia and the Rules of the Georgia Department of Education for all Local Education Agencies (LEA), the Department of Corrections, the Department of Juvenile Justice and State Schools as they address the impacts related to school closures; and

Therefore, be it resolved that effective for the remainder of the 2019-2020 school year, the State Board of Education, at the recommendation of State School Superintendent Richard Woods, is granting an exemption from the following statutory and regulatory requirements for all LEAs, the Department of Corrections, the Department of Juvenile Justice, and State Schools as set forth in the State Board of Education Rules:

- 160-4-2-.12 (2)(e)(2) COMPREHENSIVE HEALTH AND PHYSICAL EDUCATION PROGRAM PLAN as it applies to the annual age-appropriate sexual abuse and assault awareness and prevention education in kindergarten through grade 9.
- 160-4-2-.12 (2)(h) COMPREHENSIVE HEALTH AND PHYSICAL EDUCATION PROGRAM PLAN as it applies to instruction in cardiopulmonary resuscitation and the use of an automated external defibrillator as a requirement within the required health or physical education courses.
- 160-5-2-.21(1)(f) ANNUAL FINANCIAL AND BUDGET REPORTS as it applies to the reporting of data through the Office of Student Achievement's report card.
- 160-5-2-.05 4(g) and 4(i) EXPERIENCE FOR SALARY PURPOSES as it applies to the ability of eligible secondary math and science teachers to earn one additional creditable year of experience and/or continue to receive a stipend after five years of participation if the teacher meets or exceeds the student achievement criteria in mathematics or science as established by the Office of Student Achievement.

- 160-4-2-.48 (7)(i)(II) HIGH SCHOOL GRADUATION REQUIREMENTS FOR STUDENTS ENROLLING IN THE NINTH GRADE FOR THE FIRST TIME IN THE 2008-09 SCHOOL YEAR AND SUBSEQUENT YEARS as it applies to the requirement for students with significant cognitive disabilities who entered ninth grade for the first time prior to the 2020-2021 school year to have participated in the Georgia Alternate Assessment during high school to graduate and receive a regular high school diploma.
- 160-4-2-.48 (7)(ii)(II) HIGH SCHOOL GRADUATION REQUIREMENTS FOR STUDENTS ENROLLING IN THE NINTH GRADE FOR THE FIRST TIME IN THE 2008-09 SCHOOL YEAR AND SUBSEQUENT YEARS as it applies to the requirement that students with significant cognitive disabilities who entered ninth grade for the first time on or after the 2020-2021 school year to have participated in the Georgia Alternate Assessment during middle school to receive an alternate diploma.
- 160-5-6-.01 (1)(b) STATEWIDE SCHOOL NUTRITION PROGRAM as it applies to the completion of 30 credit hours of core Training-in-Depth (TID) annually for any “Classified School Nutrition Manager”, as defined in 160-5-6-.01
- 160-5-6-.01 (2)(a)(3)(iii) STATEWIDE SCHOOL NUTRITION PROGRAM as it applies to the requirement that all new employees complete the Georgia Department of Education’s training program, or approved local alternate’s training program, within the first full school year of employment.

IN WITNESS WHEREOF, we have set our hands and caused the Georgia State Board of Education Seal to be affixed this day of May 2020.

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Scott Sweeney, Chair  
State Board of Education

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Richard Woods  
Chief Executive Officer

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Mike Long  
First Congressional District

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David "Butch" Mosely  
Second Congressional District

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Helen Odom Rice  
Third Congressional District

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Lisa Kinnemore  
Fourth Congressional District

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Kenneth Mason  
Fifth Congressional District

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Mike Royal  
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Jason Downey  
Eighth Congressional District

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Martha Zoller  
Ninth Congressional District

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Lee Anne Cowart  
Tenth Congressional District

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Scott Johnson  
Eleventh Congressional District

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Trey Allen  
Twelfth Congressional District

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Sally Lynn Nabors  
Thirteenth Congressional District

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Phenna Rene Petty  
Fourteenth Congressional District