

WEST VIRGINIA
SECRETARY OF STATE

JOE MANCHIN III

ADMINISTRATIVE LAW DIVISION

Form #2

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2003 JUN 13 P 12:14

OFFICE WEST VIRGINIA
SECRETARY OF STATE

NOTICE OF A COMMENT PERIOD ON A PROPOSED RULE

AGENCY: West Virginia Board of Education TITLE NUMBER: 126

RULE TYPE: Procedural CITE AUTHORITY: W.Va. Constituion, Article XII, §2 and W.Va. Code §18-2-5

AMENDMENT TO AN EXISTING RULE: YES NO

IF YES, SERIES NUMBER OF RULE BEING AMENDED: _____

TITLE OF RULE BEING AMENDED: _____

IF NO, SERIES NUMBER OF NEW RULE BEING PROPOSED: 9

TITLE OF RULE BEING PROPOSED: Community Involvement to Complement Education (2250)

IN LIEU OF A PUBLIC HEARING, A COMMENT PERIOD HAS BEEN ESTABLISHED DURING WHICH ANY INTERESTED PERSON MAY SEND COMMENTS CONCERNING THESE PROPOSED RULES. THIS COMMENT PERIOD WILL END ON August 13, 2003 AT 4:45 p.m. ONLY WRITTEN COMMENTS WILL BE ACCEPTED AND ARE TO BE MAILED TO THE FOLLOWING ADDRESS:

Rebecca M. Tinder, Esquire

Legal Services

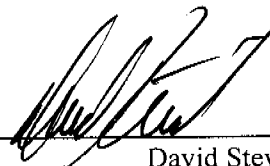
West Virginia Department of Education

Capitol Building 6, Room 362

1900 Kanawha Boulevard, East

Charleston, West Virginia 25305

THE ISSUES TO BE HEARD WILL BE LIMITED TO THIS PROPOSED RULE



David Stewart
State Superintendent of Schools

ATTACH A **BRIEF** SUMMARY OF YOUR PROPOSAL

EXECUTIVE SUMMARY

POLICY 2250

SERIES 9

COMMUNITY INVOLVEMENT TO COMPLEMENT EDUCATION

BACKGROUND:

Policy 2250, Community Involvement to Complement Education provides procedures to evaluate non-school sponsored programs, services, activities and partnerships to determine the appropriateness of permitting them to complement the education of students in the school district.

PURPOSE:

The purpose of this rule is to ensure that the community involvement activities in the schools are developmentally appropriate to the age and grade of participants, have specific educational benefits to participants, and are not designed to advertise or promote the sole interests of commercial or other non-school agencies and organizations.

IMPACT:

Community involvement would include but not be limited to musical and artistic programs, performances, service activities and school partnerships with local businesses, industries and government agencies. Schools may accept paid advertising to be placed in their publications or electronic media. The programs of community involvement would be structured to meet an identified education need, not a commercial motive and would be evaluated for education effectiveness by the county or administration on a continuous basis. Schools may not accept political campaign advertising to be placed in their publications or electronic media.

I respectfully request that Policy 2250 be placed on public comment for a period of sixty days.

126CSR9

FILED

TITLE 126
PROCEDURAL RULE
BOARD OF EDUCATION

2003 JUN 13 P 12:14

OFFICE WEST VIRGINIA
SECRETARY OF STATE

SERIES 9
COMMUNITY INVOLVEMENT TO COMPLEMENT EDUCATION (2250)

§126-9-1. General.

1.1. Scope. - This policy sets the requirement for county boards of education to develop formal procedures to evaluate non-school sponsored programs, services, activities and partnerships to determine the appropriateness of permitting them to complement the education provided to students in the district.

1.2. Authority. - W.Va. Constitution, Article XII, §2 and W.Va. Code §18-2-5.

1.3. Filing Date. -

1.4. Effective Date. -

1.5. Repeal of former rule. None. This is a new rule.

§126-9-2. Purpose.

2.1. Community involvement in the public schools is strongly encouraged and supported.

2.2. Community involvement may take various forms including, but not limited to, musical and artistic programs, performances, service activities and school partnerships with local businesses, industries and government agencies.

2.3. The purpose of this rule is to ensure that the community involvement activities in the schools are developmentally appropriate to the age and grade of participants, have specific educational benefits to participants, and are not designed to advertise or promote the sole interests of commercial or other non-school agencies, organizations or individuals.

§126-9-3. Procedures.

3.1. Each county shall develop a policy or modify an existing policy to effectuate the purpose of this rule consistent with the procedures outlined herein.

3.2. Each sponsoring organization, agency, or individual shall outline the

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educational impact of student participation in the proposed activities in order to provide information to the county or administration for decision making regarding possible participation.

3.3. Pursuant to the county policy, as adopted, the county board or designated administrator shall review all applications for participation in schools, following a request for input from the Local School Improvement Council(s) and others in the local school, to determine whether the community involvement activities are developmentally appropriate to the age and grade of participants, have specific educational benefits to participants, and are not designed to advertise or promote the sole interests of commercial or other non-school agencies, organizations or individuals. The form found in Appendix A may be used or modified for use in evaluating applications. The use/adoption of community involvement activities shall be announced/publicized at county board meetings for the benefit of parent and public understanding.

3.4. Programs of community involvement must be structured to meet an identified education need, not a commercial motive, and must be evaluated for educational effectiveness by the county or administration on a continuous basis.

3.5. Neither the name, the staff, the students nor the logo of the schools, school system, nor any part thereof shall be employed for advertising or otherwise solely promoting the interests of any commercial or other non-school agency, organization or individual. Nothing herein shall be read to prohibit activities in furtherance of business/community partnerships as is outlined in 126CSR42, Assuring the Quality of Education: Regulations for Education Programs (Policy 2510).

3.6. All activities and information sponsored by commercial or other non-school agencies, organizations or individuals must support and align with County and State education goals. An Educational Impact form must be completed by the sponsoring agency.

3.7. Schools may use films, videos, bulletin boards, educational materials, and equipment containing information from the producing/sponsoring organization, agency or individual, or which credits the source of the materials, or which contains advertising, provided that the use of such items furthers a legitimate education goal. Schools may not accept political campaign advertising to be placed in their publications or electronic media. However, students should not be required to observe, listen to, or read commercial advertising. The sources of all materials must be documented and available to parents and the public for inspection, following approval.

3.8. Upon approval of the county board of education or designated administrator, as provided in the county policy, schools may cooperate with organizations, agencies or individuals to promote activities in the general public interest which are nonpartisan and

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noncontroversial and which promote the education or other best interests of the students.

3.9. Schools may accept paid advertising to be placed in their publications or electronic media under these established procedures.

§126-9-4. Severability.

4.1. If any provision of this rule or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this rule.

EDUCATIONAL IMPACT STATEMENT

Organization/Agency: _____

Address: _____

Telephone: _____

Individual Submitting Statement: _____

Identify target goal that is addressed by this activity:

How does it support the County Schools/State goals?

Attach a description of the activity/project. Include goals, objectives, activity, target audience, cost to school (including materials, supplies and source of funding), school personnel involved, time commitment on the part of school personnel and/or students.

If a brochure or handout is part of the activity, please attach a copy.

PLEASE COMPLETE AND RETURN TO:

Fax Number:

FISCAL NOTE WORKSHEET
(Submit 4 Copies)

HD NO _____ DRAFT NO _____ BILL NO _____ RESOLUTION NO _____

SUBJECT Policy 2250: Community Involvement to Complement Education FUND General

SOURCE OF REVENUE: GENERAL FUND SPECIAL OTHER (SPECIFY) _____

COST OF ESTIMATE BASED ON: AN ORIGINAL ESTIMATE BUDGET BILL OTHER (SPECIFY) _____

INCOME ESTIMATE BASED ON: AN ORIGINAL ESTIMATE BUDGET BILL OTHER (SPECIFY) _____

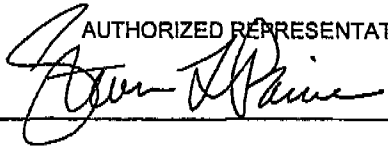
SHOW OVER-ALL EFFECT IN ITEMS 1 AND 2 & GIVE EXPLANATION OF BREAKDOWN BY FISCAL YEAR INCLUDING LONG-RANGE EFFECT

EFFECT OF PROPOSAL	ANNUAL		CURRENT	FISCAL YEAR	
	INCREASE	DECREASE		NEXT	THEREAFTER
1. ESTIMATED TOTAL COST	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-
PERSONAL SERVICES CURRENT EXPENSES REPAIRS/ALTERATIONS EQUIPMENT OTHER	\$	\$	\$	\$	\$
2. ESTIMATED TOTAL REVENUES	\$ -0-	\$ -0-	\$ -0-	\$ -0-	\$ -0-

3. EXPLANATION OF ABOVE ESTIMATES (INCLUDING LONG-RANGE EFFECT):

DATE
June 2, 2003

AGENCY
West Virginia Department of Education

AUTHORIZED REPRESENTATIVE


**POLICY 2250
SERIES 9
COMMUNITY INVOLVEMENT TO COMPLEMENT EDUCATION
COMMENT RESPONSE FORM**

Comment Period Ends: August 13, 2003

Please use this form when commenting on proposed Policy 2250. You may attach additional sheets if necessary.

Individual/Organization: _____

Title: _____

Street Address: _____

City/State/Zip Code: _____

§126-9-1. General.

§126-9-2. Purpose.

§126-9-3. Procedures.

§126-9-4. Severability.

Please return comments to:

**Rebecca M. Tinder, Esquire
Legal Services
West Virginia Department of Education
Building 6, Room 362, Capitol Complex
1900 Kanawha Boulevard East
Charleston, West Virginia 25305-0330
E-mail address: rtinder@access.k12.wv.us
Fax Number: (304) 558-0048**