

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2005**

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SENATE BILL 254*

Short Title: Sch. Calendar Flex. After Hurricane Flooding. (Public)

Sponsors: Senators Presnell; Allran, Apodaca, Blake, Brock, Brown, East, Goodall, Horton, Hunt, Jacumin, Pittenger, Snow, and Stevens.

Referred to: Education/Higher Education.

March 1, 2005

A BILL TO BE ENTITLED

1 AN ACT TO GIVE FLEXIBILITY IN THE SCHOOL CALENDAR TO
2 ACCOMMODATE EXTRAORDINARY CIRCUMSTANCES CAUSED BY
3 HURRICANES FRANCES AND IVAN.
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5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 115C-84.2(a)(1) reads as rewritten:

7 "(a) School Calendar. – Each local board of education shall adopt a school
8 calendar consisting of 215 days all of which shall fall within the fiscal year. A school
9 calendar shall include the following:

- 10 (1) A minimum of either 180 days and or 1,000 hours of instruction
11 covering at least nine calendar months. The local board shall designate
12 when the ~~180~~ instructional days shall occur. The number of
13 instructional hours in an instructional day may vary according to local
14 board policy and does not have to be uniform among the schools in the
15 administrative unit. Local boards may approve school improvement
16 plans that include days with varying amounts of instructional time. If
17 school is closed early due to inclement weather, the day and the
18 scheduled amount of instructional hours may count towards the
19 required minimum to the extent allowed by State Board policy. The
20 school calendar shall include a plan for making up days and
21 instructional hours missed when schools are not opened due to
22 inclement weather.

23 If, due to inclement weather, a local board of education complies
24 with this subdivision by scheduling 1,000 hours of instruction on less
25 than 180 days, the local school administrative unit is deemed to have a
26 minimum of 180 days of instruction, teachers employed for a
27 10-month term are deemed to have been employed for 180
28 instructional days, and all other employees shall be compensated as if

1 they had worked their regularly scheduled hours for 180 instructional
2 days."

3 **SECTION 2.** This act applies only to local school administrative units
4 located in whole or in part in the counties that (i) were declared by the President of the
5 United States to be a disaster area for Hurricane Frances, Hurricane Ivan, or both and
6 (ii) have missed more than 10 instructional days during the 2004-2005 school year due
7 to all inclement weather including flooding from Hurricane Frances, Hurricane Ivan, or
8 both.

9 **SECTION 3.** This act applies to the 2004-2005 school year only.

10 **SECTION 4.** This act is effective when it becomes law.