

POLICY/RULE DEVELOPMENT

Code **BD**

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Constitutional and Statutory Provisions:

S.C. Code Ann. § 59-5-60. and S.C. Code Ann. § 1-23-10, *et seq.*

The State Board of Education is empowered to "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."

A policy, rule, or regulation of the State Board of Education is a statement which having been promulgated by the Board and having met the full provisions of S.C. Code Ann. § 1-23-10 *et seq.* has the full effect of the law, not being in conflict with existing laws of the state, and establishes a standard, principle, or course of action related to the Board's own governance and the governance of the free public schools.

State Board Rule:

Development:

Proposed new policies, rules, regulations, or revisions to existing policies, rules, or regulations shall be prepared and submitted in writing to the appropriate committee of the Board, by the State Superintendent. Board members, advisory committees to the Board, associations and interest groups, and individuals may propose suggestions for new policies/regulations or revisions to existing policies/regulations by submitting in writing these suggestions to the Chair of the Board for assignment to the appropriate committee.

Any new policies/regulations adopted by the Board must have two (2) readings. The two reading requirements may be waived by a two-thirds (2/3) vote of the members present and voting if the policy is not subject to the requirements of the Administrative Procedures Act.

Review:

The State Board of Education shall initiate a formal review of the existing policies, rules, and regulations of the Board at such time as it is considered appropriate by a majority of the members of the Board. The Chair of the Board shall appoint an ad hoc committee of the Board to review its policies, rules, and regulations and make recommendations to the Board for revisions in order to maintain an up-to-date compilation of them. Further, the State Superintendent shall annually, or more often, if appropriate, review these documents to insure that they are consistent with current legislative provisions and report to the Board.

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Dissemination:

The Rules of Governance Manual of the South Carolina State Board of Education shall contain all operating procedures of the State Board of Education. The Rules of Governance Manual is published on the South Carolina Department of Education's Web site.

Revisions to existing regulations, as approved by the Board and after meeting the provisions of S.C. Code Ann. § 1-23-10, *et seq.* shall be published on the South Carolina Department of Education Web site.