

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2009

S

5

SENATE BILL 1022
Health Care Committee Substitute Adopted 5/6/09
House Committee Substitute Favorable 6/25/09
House Committee Substitute #2 Favorable 5/25/10
Fifth Edition Engrossed 5/27/10

Short Title: School Calendar Flexibility/Inclement Weather.

(Local)

Sponsors:

Referred to:

March 26, 2009

A BILL TO BE ENTITLED

AN ACT TO GIVE FLEXIBILITY TO MAKE UP INSTRUCTIONAL DAYS MISSED DUE TO INCLEMENT WEATHER DURING THE 2009-2010 SCHOOL YEAR TO LOCAL SCHOOL ADMINISTRATIVE UNITS OR CHARTER SCHOOLS LOCATED IN ASHE, AVERY, CHEROKEE, CLAY, GRAHAM, HAYWOOD, JACKSON, MACON, SWAIN, TRANSYLVANIA, AND WATAUGA COUNTIES.

The General Assembly of North Carolina enacts:

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

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

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

If, due to inclement weather, a local board of education complies with this subdivision by scheduling 1,000 hours of instruction on less than 180 days, the local school administrative unit is deemed to have a minimum of 180 days of instruction, teachers employed for a 10-month term are deemed to have been employed for 180 instructional days, and all other employees shall be compensated as if they had worked their regularly scheduled hours for 180 instructional days."

SECTION 2. G.S. 115C-238.29F(d)(1) reads as rewritten:

"(d) Instructional Program. –



* S 1 0 2 2 - V - 5 *

- 1 (1) The school shall provide instruction each ~~year for at least 180 days.~~ year
2 covering at least nine calendar months."
3 **SECTION 3.** This act applies only to local school administrative units or charter
4 schools located in Ashe, Avery, Cherokee, Clay, Graham, Haywood, Jackson, Macon, Swain,
5 Transylvania, and Watauga Counties.
6 **SECTION 4.** This act is effective when it becomes law and applies only to the
7 2009-2010 school year.