

GENERAL ASSEMBLY OF NORTH CAROLINA  
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SENATE BILL DRS25000-TC-11A

Short Title: Schools for the Deaf and Blind. (Public)

Sponsors: Senators B. Newton and Daniel (Primary Sponsors).

Referred to:

A BILL TO BE ENTITLED

AN ACT TO PROVIDE THAT THE EASTERN NORTH CAROLINA SCHOOL FOR THE DEAF, THE NORTH CAROLINA SCHOOL FOR THE DEAF, AND THE GOVERNOR MOREHEAD SCHOOL FOR THE BLIND ARE GOVERNED BY BOARDS OF TRUSTEES AND TO PROVIDE FOR THE DUTIES OF THE BOARDS AND ADMISSION PROCESS FOR SCHOOLS FOR THE DEAF AND BLIND.

Whereas, the State Constitution guarantees the right to the privilege of education for all North Carolinians; and

Whereas, the State Constitution creates special obligations and authority for the legislative branch to ensure the State's affirmative duty to provide public education is executed; and

Whereas, the State Constitution charges the legislative branch with providing for a system of free public schools with equal opportunities for all students, including students who are deaf and blind; and

Whereas, the State Constitution requires the State Board of Education, subject to laws enacted by the General Assembly, to supervise and administer the free public school system; and

Whereas, the General Assembly provided for the establishment of the Governor Morehead School for the Blind, first opened in Raleigh in 1845, the North Carolina School for the Deaf, first opened in Morganton in 1894, and the Eastern North Carolina School for the Deaf, first opened in 1964; and

Whereas, the General Assembly finds that a change in governance would allow more responsiveness to the needs of students accepted and enrolled in the educational programs offered by the schools for the deaf and blind; and

Whereas, the creation and appointment by the General Assembly of boards of trustees with similar powers and duties to local boards of education, under supervision of the State Board of Education, would be a more effective model to ensure opportunities for access to the privilege of education for those students; Now, therefore,

The General Assembly of North Carolina enacts:

**SECTION 1.** Article 9C of Chapter 115C of the General Statutes reads as rewritten:  
"Article 9C.

"Schools for ~~Students with Visual and Hearing Impairments~~ Deaf and Blind Students.

**§ 115C-150.10. Definitions.**

The following definitions apply in this Article:

(1) Educational program. – The placement, services, and individualized instruction provided to a student to address the student's educational strengths,



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1 weaknesses, and objectives as part of the day program of a school for the deaf  
 2 or the school for the blind.

3 (2) IEP. – An individualized education program, as defined in G.S. 115C-106.3.

4 (3) Parent. – A student's parent or legal guardian.

5 (4) School. – Any of the following schools:

6 a. The Governor Morehead School for the Blind, serving students who  
 7 are blind or visually impaired.

8 b. The Eastern North Carolina School for the Deaf, serving students who  
 9 are deaf or hard of hearing.

10 c. The North Carolina School for the Deaf, serving students who are deaf  
 11 or hard of hearing.

12 (5) School director. – The executive officer of a school for the deaf or the school  
 13 for the blind.

14 (6) School for the blind. – A school for students who are blind or visually  
 15 impaired located at the Governor Morehead School for the Blind.

16 (7) School for the deaf. – A school serving students who are deaf or hard of  
 17 hearing located at either the Eastern North Carolina School for the Deaf or the  
 18 North Carolina School for the Deaf.

19 (8) Schools for the deaf and blind. – All of the following schools:

20 a. The Governor Morehead School for the Blind, serving students who  
 21 are blind or visually impaired.

22 b. The Eastern North Carolina School for the Deaf, serving students who  
 23 are deaf or hard of hearing.

24 c. The North Carolina School for the Deaf, serving students who are deaf  
 25 or hard of hearing.

26 **"§ 115C-150.11. State Board of Education as governing agency. General supervision over**  
 27 **schools for the deaf and blind.**

28 (a) State Board of Education Supervision. – The State Board of Education shall be the  
 29 sole governing agency for the Governor Morehead School for the Blind, the Eastern North  
 30 Carolina School for the Deaf, and the North Carolina School for the Deaf. The Superintendent  
 31 of Public Instruction through the Department of Public Instruction shall be responsible for the  
 32 administration, including appointment of staff, and oversight of a school governed by this  
 33 Article. have general supervision over the schools for the deaf and blind in accordance with  
 34 G.S. 115C-12 and shall establish approximately equivalent service areas for each school for the  
 35 deaf that cover the entire State. In establishing the service area for each school for the deaf, the  
 36 State Board shall consider both the geographic proximity to the school for the deaf and the  
 37 population of the service area. The State Board shall evaluate the effectiveness of the schools for  
 38 the deaf and blind and shall, through the application of the accountability system developed under  
 39 G.S. 115C-83.15 and G.S. 115C-105.35, measure the educational performance and growth of  
 40 students placed in each school. If appropriate, the Board may modify this system to adapt to the  
 41 specific characteristics of these schools. The boards of trustees for the schools for the deaf and  
 42 blind shall be subject to rules adopted by the State Board of Education in accordance with Chapter  
 43 150B of the General Statutes.

44 (b) Independent Operation. – Except as otherwise provided for in this Article, the schools  
 45 for the deaf and blind shall be housed administratively within the Department of Public  
 46 Instruction for purposes of distribution of State funds, but each school for the deaf and blind shall  
 47 operate independently with a board of trustees as the governing body. The Department of Public  
 48 Instruction shall include employees of the schools for the deaf and blind in coverage for  
 49 professional liability policies purchased by the Department for its employees and shall facilitate  
 50 the purchase of other insurance policies for those schools. In all other matters, the Department of

1 Public Instruction shall provide services, support, and assistance to schools for the deaf and blind  
2 in the same manner and degree as for a local school administrative unit.

3 ~~"§ 115C-150.12. **Applicability of Chapter.**~~

4 ~~Except as otherwise provided, the requirements of this Chapter shall apply to the schools~~  
5 ~~governed by this Article.~~

6 **"§ 115C-150.12A. Board of trustees for schools for the deaf and blind.**

7 (a) Membership. – Each school shall be governed by a separate board of trustees.

8 (1) There shall be five voting members for each board of trustees to be appointed  
9 as follows:

10 a. Two members appointed by the General Assembly upon the  
11 recommendation of the Speaker of the House of Representatives.

12 b. Two members appointed by the General Assembly upon the  
13 recommendation of the President Pro Tempore of the Senate.

14 c. One member appointed by the State Board of Education.

15 (2) Each board of trustees shall have two additional nonvoting members as  
16 follows:

17 a. The president or the president's designee of the alumni association for  
18 each school shall serve ex officio on the board of trustees for that  
19 school.

20 b. For the schools for the deaf, one member for each board of trustees  
21 appointed by the Secretary of the Department of Health and Human  
22 Services following consultation with the Division of Services for the  
23 Deaf and Hard of Hearing.

24 c. For the school for the blind, a member appointed by the Secretary of  
25 the Department of Health and Human Services following consultation  
26 with the Division of Services for the Blind.

27 (b) Qualifications. – Appointing entities are strongly encouraged to fill the appointments  
28 to each board of trustees with persons with expertise or experience in the areas of education for  
29 those who are deaf or hard of hearing or who are blind or visually impaired, administration and  
30 governance, finance and budgeting, or who otherwise have demonstrated concern for quality of  
31 education for those who are deaf or hard of hearing or who are blind or visually impaired.

32 (c) Terms of Members. – Members shall be appointed for four-year terms. Terms shall  
33 commence July 1. Members shall serve until their successors are appointed and qualified. All  
34 vacancies shall be filled by the appointing authority for the vacating member for the remainder  
35 of the unexpired term. Vacancies of members appointed by the General Assembly shall be filled  
36 as provided in G.S. 120-122.

37 (d) Declarations of Vacancies. – Whenever an appointed member of a board of trustees  
38 shall fail to be present at three successive regular meetings of the board, for any reason other than  
39 ill health or service in the interest of the State or nation, his or her place as a member of the board  
40 shall be deemed vacant.

41 (e) Chair; Vice-Chair. – A board of trustees shall elect one of its members as chair and  
42 one of its members as vice-chair, each for a two-year term, at the first meeting occurring after  
43 July 1 in odd-numbered years.

44 (f) Meetings. – A board of trustees shall meet at least four times a year and also at such  
45 other times as it may deem necessary. A majority of the board shall constitute a quorum for the  
46 transaction of business. All meetings shall be subject to Article 33C of Chapter 143 of the General  
47 Statutes. The members shall receive per diem compensation and necessary travel and subsistence  
48 expenses while engaged in the discharge of their official duties, in accordance with the provisions  
49 of G.S. 138-5.

50 (g) Procedures. – A board of trustees shall determine its own rules of procedure and may  
51 delegate to committees that it creates any powers it deems appropriate.

1        (h) Code of Ethics. – A board of trustees shall adopt a resolution or policy containing a  
2 code of ethics, as required by G.S. 160A-86.

3        (i) Training. – All members of a board of trustees shall receive a minimum of 12 clock  
4 hours of training every two years. The 12 clock hours of training may be earned at any time  
5 during the two-year period and may include the ethics education required by G.S. 138A-14. The  
6 training shall include, but not be limited to, public school law, including special education law,  
7 school finance, and duties and responsibilities of the board. The training may be provided by the  
8 School of Government at the University of North Carolina at Chapel Hill or other qualified  
9 sources at the choice of the board of trustees.

10 **"§ 115C-150.12B. Employees of schools for the deaf and blind.**

11        (a) Director. – Each board of trustees of a school shall appoint a director for that school,  
12 who shall act as secretary to the board of trustees in accordance with G.S. 115C-150.12A and  
13 shall manage day-to-day operations of the school and other duties as prescribed by the board of  
14 trustees. For purposes of application to other statutes in this Chapter, the director shall be the  
15 equivalent of a superintendent of schools and shall fulfill the duties of a superintendent as  
16 provided in Article 18 of this Chapter.

17        (b) Director Duties. – The director shall recommend school personnel to the board of  
18 trustees. The director shall supervise the administrative staff of the school, including the  
19 principal, director of human resources, and director of business and finance.

20        (c) Personnel Criteria. – The board of trustees shall employ and provide salary and  
21 benefits for a principal, teachers, and other employees in accordance with Article 19, Article 20,  
22 Article 21, Article 21A, Article 22, and Article 23 of this Chapter. An employee hired by the  
23 board of trustees shall be responsible for fulfilling the duties of that employee's position as  
24 required by those Articles. All employees of schools for the deaf and blind are employees of the  
25 State.

26        (d) Personnel Pay. – Schools for the deaf and blind personnel, including teachers,  
27 instructional support personnel, and other employees, shall be paid, at a minimum, in accordance  
28 with the appropriate State salary schedule for local school administrative unit personnel. Schools  
29 for the deaf and blind personnel shall be eligible for all bonuses paid to local school  
30 administrative unit personnel to the extent that the schools for the deaf and blind personnel meet  
31 all qualifications other than the employer.

32        (e) Human Resources. – The board of trustees is responsible for providing human  
33 resources and employment-related services for the school. The board of trustees may delegate  
34 some or all of this responsibility to the director for the school or to the director of human  
35 resources, in its discretion.

36 **"§ 115C-150.12C. Powers and duties.**

37        A board of trustees shall adopt rules necessary for the administration of the school to  
38 implement the requirements of this Article. Each board of trustees shall have the following  
39 powers and duties:

40            (1) Sound basic education. – It shall be the duty of the board of trustees to provide  
41 admitted students with the opportunity to receive a sound basic education in  
42 grades kindergarten through 12, as directed by law, and to make all policy  
43 decisions with that objective in mind, including employment decisions,  
44 budget development, and other administrative actions. The board of trustees  
45 shall comply with the requirements of Part 1 of Article 8 and Article 10A of  
46 this Chapter.

47            (2) Exercise judicial functions. – The board of trustees shall employ or contract  
48 with private counsel to provide advice and representation for the school. The  
49 board may institute all actions, suits, or proceedings against officers, persons,  
50 or corporations, or their sureties, for the recovery, preservation, and  
51 application of all money or property which may be due to or should be applied

1 to the support and maintenance of the school. In all actions brought in any  
2 court against a board of trustees, the order or action of the board shall be  
3 presumed to be correct, and the burden of proof shall be on the complaining  
4 party to show the contrary. G.S. 114-2.3 and G.S. 147-17 shall not apply to  
5 the schools for the deaf and blind. Upon the request of the board of trustees of  
6 a school, the Attorney General shall provide representation as required by  
7 G.S. 114-2.

8 (3) Academic program. – The board of trustees shall adopt rules governing class  
9 size, the instructional calendar, the length of the instructional day, and the  
10 number of instructional days in each term. The board of trustees shall adopt a  
11 school calendar consisting of a minimum of 185 days or 1,025 hours of  
12 instruction covering at least nine calendar months.

13 (4) School report cards. – A school shall ensure that the report card issued for it  
14 by the State Board of Education is provided to the public. Beginning with the  
15 2027-2028 school year, a school shall ensure that the measures for educational  
16 performance and growth for the current and previous four school years are  
17 prominently displayed on the school website.

18 (5) Standards of performance and conduct. – The board of trustees shall establish  
19 policies and standards for academic performance, attendance, and conduct for  
20 students of the school. The policies of the board of trustees shall comply with  
21 Article 27 of this Chapter.

22 (6) School attendance. – Every parent or other person in this State having charge  
23 or control of a child who is enrolled in schools for the deaf and blind who is  
24 less than 16 years of age shall cause such child to attend that school  
25 continuously for a period equal to the time that the school shall be in session.  
26 No person shall encourage, entice, or counsel any child to be unlawfully  
27 absent from the school. Any person who aids or abets a student's unlawful  
28 absence from the school shall, upon conviction, be guilty of a Class 1  
29 misdemeanor. The principal shall be responsible for implementing such  
30 additional policies concerning compulsory attendance as shall be adopted by  
31 the board of trustees, including regulations concerning lawful and unlawful  
32 absences, permissible excuses for temporary absences, maintenance of  
33 attendance records, and attendance counseling.

34 (7) Uniform Education Reporting System. – The board of trustees shall comply  
35 with the reporting requirements established by the State Board of Education  
36 in the Uniform Education Reporting System.

37 (8) Education of children with disabilities. – The board of trustees shall require  
38 compliance with federal and State laws and policies relating to the education  
39 of children with disabilities for all students admitted to the school. An IEP  
40 shall be developed by the school for all newly admitted students granted an  
41 educational program assignment.

42 (9) Extracurricular activities. – The board of trustees shall make all rules  
43 necessary for the conducting of extracurricular activities, including a program  
44 of athletics, where desired, without assuming liability therefor; provided, that  
45 all interscholastic athletic activities shall be conducted in accordance with  
46 rules and regulations prescribed by the State Board of Education.

47 (10) Fees, charges, and solicitations. – The board of trustees shall adopt rules  
48 governing solicitations of, sales to, and fundraising activities conducted by the  
49 students and faculty members in the school, and no fees, charges, or costs shall  
50 be collected from students and school personnel without approval of the board  
51 of trustees as recorded in the minutes of said board; provided, this subdivision

1 shall not apply to such textbook fees as are determined and established by the  
2 State Board of Education. The board of trustees shall publish a schedule of  
3 approved fees, charges, and solicitations on the school's website by October  
4 15 of each school year and, if the schedule is subsequently revised, within 30  
5 days following the revision.

6 (11) Federal or private funds. – The board of trustees shall have power and  
7 authority to accept, receive, and administer any funds or financial assistance  
8 given, granted, or provided under the provisions of the Elementary and  
9 Secondary Education Act of 1965 (Public Law 89-10, 89th Congress, H.R.  
10 2362) and under the provisions of the Economic Opportunity Act of 1964  
11 (Public Law 88-452, 88th Congress, S. 2642), or other federal acts or funds  
12 from foundations or private sources, and to comply with all conditions and  
13 requirements necessary for the receipt, acceptance, and use of said funds. In  
14 the administration of such funds, the board of trustees shall have authority to  
15 enter into contracts with and to cooperate with and to carry out projects with  
16 nonpublic elementary and secondary schools, community groups, and  
17 nonprofit corporations, and to enter into joint agreements for these purposes  
18 with other governing bodies of public school units. The board of trustees shall  
19 furnish such information as shall be requested by the State Board of  
20 Education, from time to time, relating to any programs related or conducted  
21 pursuant to this subdivision.

22 (12) Educational research. – The board of trustees is authorized to sponsor or  
23 conduct educational research and special projects approved by the Department  
24 of Public Instruction and the State Board of Education that may improve the  
25 school. Such research or projects may be conducted during the summer  
26 months, and the board may use any available funds for such purposes.

27 (13) Anti-nepotism policies. – The board of trustees shall adopt rules requiring that  
28 before any immediate family, as defined in G.S. 115C-12.2, of any board of  
29 trustees' member or administrator, including directors, supervisors,  
30 specialists, staff officers, or principals, shall be employed or engaged as an  
31 employee, independent contractor, or otherwise by the board of trustees in any  
32 capacity, such proposed employment or engagement shall be (i) disclosed to  
33 the board of trustees and (ii) approved by the board of trustees in a duly called  
34 open-session meeting. The burden of disclosure of such a conflict of interest  
35 shall be on the applicable board member or administrator.

36 (14) Conduct and duties of personnel. – The board of trustees, upon the  
37 recommendation of the director, shall have full power to make rules governing  
38 the conduct of teachers, principals, and supervisors; the kind of reports they  
39 shall make; and their duties in the care of school property. Prior to the  
40 beginning of each school year, the board of trustees shall identify all reports  
41 that are required for the school year and shall, to the maximum extent possible,  
42 eliminate any duplicate or obsolete reporting requirements and consolidate  
43 remaining reporting requirements. Prior to the beginning of each school year,  
44 the board of trustees shall also identify software protocols that could be used  
45 to minimize repetitious data entry and shall make them available to teachers  
46 and other employees.

47 (15) Health and safety. – The board of trustees shall require that the school meet  
48 the same health and safety standards required of a local school administrative  
49 unit. The board shall comply with the requirements of Article 25A of this  
50 Chapter, including the following:

- 1           a.     The board shall ensure that the school provides parents with  
2           information about cervical cancer, cervical dysplasia, human  
3           papillomavirus, and the vaccines available to prevent these diseases.  
4           This information shall be provided at the beginning of the school year  
5           to parents of children entering grades five through 12. This  
6           information shall include the causes and symptoms of these diseases,  
7           how they are transmitted, how they may be prevented by vaccination,  
8           including the benefits and possible side effects of vaccination, and  
9           places parents may obtain additional information and vaccinations for  
10          their children.
- 11          b.     The board shall adopt policies to ensure that students in grades nine  
12          through 12 receive information annually on the manner in which a  
13          parent may lawfully abandon a newborn baby with a responsible  
14          person, in accordance with G.S. 7B-500.
- 15          (16) School-based mental health. – The board of trustees shall adopt a school-based  
16          mental health plan, including a mental health training program and suicide  
17          risk referral protocol, in accordance with G.S. 115C-376.5.
- 18          (17) School safety. – The board of trustees shall comply with the requirements of  
19          Article 8C of this Chapter, including the following:
- 20          a.     School Risk Management Plan. – The board of trustees, in  
21          coordination with local law enforcement agencies, shall adopt a  
22          School Risk Management Plan (SRMP) relating to incidents of school  
23          violence. In constructing and maintaining these plans, the board of  
24          trustees shall utilize the School Risk and Response Management  
25          System established pursuant to G.S. 115C-105.49A. These plans are  
26          not considered a public record as the term "public record" is defined  
27          under G.S. 132-1 and shall not be subject to inspection and  
28          examination under G.S. 132-6.
- 29          b.     Schematic diagrams and school crisis kits. – The board of trustees shall  
30          provide schematic diagrams and keys to the main entrance of school  
31          facilities to local law enforcement agencies, in addition to  
32          implementing the provisions in G.S. 115C-105.52.
- 33          c.     School safety exercises. – At least once a year, a school shall hold a  
34          full school-wide lockdown exercise with local law enforcement and  
35          emergency management agencies that are part of the school's SRMP.
- 36          d.     Safety information provided to the Department of Public Safety,  
37          Division of Emergency Management. – The board of trustees shall  
38          provide the following: (i) schematic diagrams, including digital  
39          schematic diagrams, and (ii) emergency response information  
40          requested by the Division for the SRMP. The schematic diagrams and  
41          emergency response information are not considered public records as  
42          the term "public record" is defined under G.S. 132-1 and shall not be  
43          subject to inspection and examination under G.S. 132-6.
- 44          e.     Anonymous tip line. – A school shall develop and operate an  
45          anonymous tip line in accordance with G.S. 115C-105.51.
- 46          (18) Reporting school violence. – A board of trustees shall report all acts of school  
47          violence to the State Board of Education in accordance with  
48          G.S. 115C-12(21).
- 49          (19) Driving eligibility certificates and drivers education. – The board of trustees  
50          shall apply the rules and policies established by the State Board of Education

- 1                   for issuance of driving eligibility certificates. The board of trustees shall  
2                   provide drivers education in accordance with Article 14 of this Chapter.
- 3                   (20)           Instructional materials. – The board of trustees shall have the authority to  
4                   select, procure, and use textbooks not adopted by the State Board of Education  
5                   as provided in G.S. 115C-98(b1). The board shall have sole authority to select  
6                   and procure supplementary instructional materials, whether or not the  
7                   materials contain commercial advertising, pursuant to the provisions of  
8                   G.S. 115C-98(b).
- 9                   (21)           Policy against bullying. – The board of trustees shall adopt a policy against  
10                  bullying or harassing behavior, including cyber-bullying, in accordance with  
11                  Article 29C of this Chapter, and shall at the beginning of each school year  
12                  provide the policy to staff, students, and parents as defined in  
13                  G.S. 115C-390.1(b)(8).
- 14                  (22)           Religious activity and moment of silence. – The board of trustees shall comply  
15                  with the requirements of Article 29D of this Chapter. To afford students and  
16                  teachers a moment of quiet reflection at the beginning of each day in the public  
17                  schools, to create a boundary between school time and nonschool time, and to  
18                  set a tone of decorum in the classroom that will be conducive to discipline and  
19                  learning, the board of trustees may adopt a policy to authorize the observance  
20                  of a moment of silence at the commencement of the first class of each day in  
21                  all grades in the public schools. Such a policy shall provide that the teacher in  
22                  charge of the room in which each class is held may announce that a period of  
23                  silence not to exceed one minute in duration shall be observed and that during  
24                  that period silence shall be maintained and no one may engage in any other  
25                  activities. Such period of silence shall be totally and completely unstructured  
26                  and free of guidance or influence of any kind from any sources.
- 27                  (23)           Display of the United States and North Carolina flags and recitation of the  
28                  Pledge of Allegiance. – The board of trustees shall adopt policies to (i) require  
29                  the display of the United States and North Carolina flags in each classroom,  
30                  when available, (ii) require that recitation of the Pledge of Allegiance be  
31                  scheduled on a daily basis, and (iii) provide age-appropriate instruction on the  
32                  meaning and historical origins of the flag and the Pledge of Allegiance. These  
33                  policies shall not compel any person to stand, salute the flag, or recite the  
34                  Pledge of Allegiance. If flags are donated or are otherwise available, flags  
35                  shall be displayed in each classroom.
- 36                  (24)           Child sexual abuse and sex trafficking training program. – The board of  
37                  trustees shall adopt and implement a child sexual abuse and sex trafficking  
38                  training program in accordance with G.S. 115C-375.20.
- 39                  (25)           Science safety requirements. – A board of trustees shall:  
40                  a.           Certify annually to the State Board of Education that the school's  
41                  science laboratories for high school and middle school students are  
42                  equipped with appropriate personal protective equipment for students  
43                  and teachers.  
44                  b.           Ensure that the school complies with all State Board of Education  
45                  policies related to science laboratory safety.
- 46                  (26)           Graduation projects. – A board of trustees shall not require a high school  
47                  graduation project as a condition of graduation unless the board provides a  
48                  method of reimbursement of up to seventy-five dollars (\$75.00) for expenses  
49                  related to the high school graduation project for any student identified as an  
50                  economically disadvantaged student.



- 1           (27) Group accident and health insurance for students. – A board of trustees may  
2           purchase group accident, group health, or group accident and health insurance  
3           for students in accordance with G.S. 58-51-81.
- 4           (28) Access for youth groups. – Schools for the deaf and blind are encouraged to  
5           facilitate access for students to participate in activities provided by any youth  
6           group listed in Title 36 of the United States Code as a patriotic society, such  
7           as the Boy Scouts of America, and its affiliated North Carolina groups and  
8           councils, and the Girl Scouts of the United States of America, and its affiliated  
9           North Carolina groups and councils. Student participation in any activities  
10           offered by these organizations shall not interfere with instructional time  
11           during the school day for the purposes of encouraging civic education.
- 12           (29) Parental notification of certain acts reported to law enforcement. – A board of  
13           trustees shall adopt a rule on the notification to parents of any students alleged  
14           to be victims of any act that is required to be reported to law enforcement and  
15           the superintendent under G.S. 115C-288(g).
- 16           (30) Seclusion and restraint report. – A board of trustees shall maintain a record of  
17           incidents reported under G.S. 115C-391.1(j)(4) and shall provide this  
18           information annually to the State Board of Education.
- 19           (31) Use of pesticides. – A board of trustees shall adopt rules that address the use  
20           of pesticides in schools. These policies shall:
- 21           a.       Require the principal or the principal's designee to annually notify the  
22           students' parents as well as school staff of the schedule of pesticide use  
23           on school property and their right to request notification. Such  
24           notification shall be made, to the extent possible, at least 72 hours in  
25           advance of nonscheduled pesticide use on school property. The  
26           notification requirements under this subdivision do not apply to the  
27           application of the following types of pesticide products: antimicrobial  
28           cleansers, disinfectants, self-contained baits and crack-and-crevice  
29           treatments, and any pesticide products classified by the United States  
30           Environmental Protection Agency as belonging to the U.S.E.P.A.  
31           Toxicity Class IV, "relatively nontoxic" (no signal word required on  
32           the product's label).
- 33           b.       Require the use of Integrated Pest Management. As used in this  
34           sub-subdivision, "Integrated Pest Management" or "IPM" means the  
35           comprehensive approach to pest management that combines  
36           biological, physical, chemical, and cultural tactics as well as effective,  
37           economic, environmentally sound, and socially acceptable methods to  
38           prevent and solve pest problems that emphasizes pest prevention and  
39           provides a decision-making process for determining if, when, and  
40           where pest suppression is needed and what control tactics and methods  
41           are appropriate.
- 42           (32) Arsenic-treated wood. – A board of trustees shall prohibit the purchase or  
43           acceptance of chromated copper arsenate-treated wood for future use on  
44           school grounds. A board of trustees shall seal existing arsenic-treated wood in  
45           playground equipment or establish a time line for removing existing  
46           arsenic-treated wood on playgrounds, according to the guidelines established  
47           under G.S. 115C-12(34).
- 48           (33) Exposure to diesel exhaust fumes. – A board of trustees shall adopt rules to  
49           reduce students' exposure to diesel emissions.
- 50           (34) Nonprofit corporations. – A board of trustees may establish, control, and  
51           operate a nonprofit corporation that is created under Chapter 55A of the

General Statutes and is a tax-exempt organization under the Internal Revenue Code to further their authorized purposes. A nonprofit corporation established as provided in this subdivision shall not have regulatory or enforcement powers and shall not engage in partisan political activity or policy advocacy. A board of trustees that establishes a nonprofit corporation shall make a report annually to the Joint Legislative Education Oversight Committee.

(35) Preschool programs. – The board of trustees may, within funds available, provide programs, education, and training for children under the age of 5 who are (i) blind or visually impaired or (ii) deaf or hard of hearing, and for the parents of those children.

(36) Rulemaking. – The board of trustees shall be exempt from Article 2A of Chapter 150B of the General Statutes.

**"§ 115C-150.13. Rule-making.**

(a) ~~The State Board of Education shall adopt rules necessary for the Department of Public Instruction to implement this Article, including, at a minimum, rules to address eligibility for admission criteria. In determining rules for admission criteria, the State Board of Education shall take into account the following factors:~~

~~(1) State and federal laws.~~

~~(2) Optimal academic and communicative outcomes for the child.~~

~~(3) Parental input and choice.~~

~~(4) Recommendations in a child's Individualized Education Program (IEP).~~

~~(b) Rules shall be adopted in accordance with Chapter 150B of the General Statutes.~~

**"§ 115C-150.13A. Admissions.**

(a) Rules. – Schools for the deaf and blind shall admit students in accordance with eligibility criteria, standards, and procedures established through rules by the board of trustees in accordance with the requirements of this Article.

(b) Eligibility Criteria. – Eligibility criteria shall include consideration of the following:

(1) Evidence of hearing loss for schools for the deaf or vision loss for the school for the blind.

(2) State and federal laws.

(3) Optimal academic and communicative outcomes for the student.

(4) Parental input and choice.

(5) Student's possession of minimum daily living skills and level of functioning necessary to participate in the educational program.

(c) Procedures. – Admission procedures shall include the following:

(1) An application process that may be directly made by a parent to the school or upon recommendation of a local school administrative unit or charter school. If a student has not been evaluated by the local school administrative unit or charter school and determined to be a child with a disability, the procedure for the school and local school administrative unit or charter school to enter into an agreement to determine if the student is a child with a disability.

(2) An admissions committee to make recommendations on an admissions status that includes, but is not limited to, the following members:

a. A chair designated by the director of the school.

b. The applicant's parent.

c. Any professionals necessary to interpret the evaluation results.

d. If the applicant is currently enrolled in a local school administrative unit or charter school, a written invitation shall be extended to a representative from that local school administrative unit or charter school to attend and participate in the evaluation.

1           (3) An admissions evaluation that uses multiple sources of information in  
2 determining eligibility, including assessments, teacher recommendations,  
3 evidence of the applicant's physical and emotional health, indications of the  
4 applicant's level of functioning, including adaptive behavior skills, and the  
5 student's current or proposed individualized education plan.

6           (4) A final admissions determination made by the director of the school or the  
7 director of the school's designee.

8       (d) Admission Status. – A student may be admitted in one of the following statuses:

9           (1) Temporary assignment. – An applicant admitted for no more than 90 school  
10 days for the school staff to complete evaluations and gather additional  
11 information for the admissions committee to make an eligibility  
12 determination. A student admitted to a temporary assignment status is not  
13 guaranteed admission to the educational program as a student who meets the  
14 school's eligibility criteria.

15          (2) Educational program assignment. – An applicant determined to meet the  
16 eligibility criteria and granted admission to the educational program.

17       (e) Disenrollment. – A student's continued enrollment in an educational program  
18 assignment status shall be subject to reevaluation by the admissions committee when determined  
19 necessary by the school to assess if the student continues to meet eligibility criteria. The  
20 disenrollment assessment shall follow the same procedures as the admissions process, and a final  
21 determination shall be made by the director or the director's designee.

22       (f) Free Appropriate Public Education. – The local school administrative unit or charter  
23 school in which the student is enrolled shall have the initial responsibility of identifying and  
24 evaluating the special education needs of the student and providing a special educational program  
25 and related services in accordance with Article 9 of this Chapter. If a parent submits an  
26 application to the school for enrollment of the parent's child in the school's educational program,  
27 and if the child is determined to meet the eligibility criteria for admission to the school's  
28 educational program, the school is responsible for the provision of a free appropriate public  
29 education. However, a subsequent determination by the school that the student no longer meets  
30 eligibility criteria immediately transfers the responsibility for the provision of a special  
31 educational program and related services to ensure a free appropriate public education back to  
32 the local school administrative unit or charter school in which the student was previously  
33 enrolled.

34       (g) Mediation. – Prior to seeking a due process hearing as provided in Article 9 of this  
35 Chapter, parents are encouraged to seek mediation under Article 9 of this Chapter in resolving  
36 any dispute with regards to a student's eligibility determination or IEP.

37       (h) Due Process Hearing. – A parent may seek an impartial due process hearing following  
38 a final determination on a student's eligibility by the director. If the parent pursues a due process  
39 hearing to challenge the school's ineligibility determination, the student's "stay put" placement  
40 shall not be the school but shall be the student's local school administrative unit or charter school.

41 **§ 115C-150.14. Tuition and room and board. Tuition, room and board for resident**  
42 **students.**

43       (a) ~~Only children~~ A student who are residents is a resident of North Carolina are is  
44 entitled to free tuition and room and board at a school governed by this Article for the educational  
45 programs provided by the schools for the deaf and blind.

46       (b) ~~A school governed by this Article may enroll a foreign exchange student and shall~~  
47 ~~charge the student the full, unsubsidized per capita cost of providing education at the school for~~  
48 ~~the period of the student's attendance. A school that seeks to enroll foreign exchange students~~  
49 ~~under this section shall submit a plan prior to enrolling any of those students to the State Board~~  
50 ~~of Education for approval, including the proposed costs to be charged to the students for~~  
51 ~~attendance and information on compliance with federal law requirements. For the purposes of~~

1 this section, a foreign exchange student is a student who is domiciled in a foreign country and  
 2 has come to the United States on a valid, eligible student visa.

3 (e) ~~Notwithstanding subsection (b) of this section, foreign exchange students who have~~  
 4 ~~obtained the status of nonimmigrants pursuant to the Immigration and Nationality Act, 8 U.S.C.~~  
 5 ~~§ 1101(a)(15)(F) may only be enrolled in a school governed by this Article in grades nine through~~  
 6 ~~12 for a maximum of 12 months at the school. A student who is a resident of North Carolina~~  
 7 ~~whose parent elects for the student to board at the school in order to access the educational~~  
 8 ~~program is entitled to free room and board.~~

9 **"§ 115C-150.14A. Nonresident students.**

10 (a) For the purposes of this section, the following definitions shall apply:

11 (1) Foreign exchange student. – A student who is domiciled in a foreign country  
 12 and has come to the United States on a valid, eligible student visa.

13 (2) Nonresident student. – An out-of-state student or foreign exchange student.

14 (3) Out-of-state student. – A student who is domiciled in a state other than North  
 15 Carolina.

16 (b) Schools for the deaf and blind may enroll nonresident students in the educational  
 17 program who otherwise meet admissions criteria established for all students. A school shall  
 18 charge the full, unsubsidized per capita cost of providing education at the school for the period  
 19 of the nonresident student's attendance, including the cost of tuition, and the cost of room and  
 20 board for any student whose parent elects for the student to board at the school in order to access  
 21 the educational program.

22 (c) Schools for the deaf and blind that seek to enroll nonresident students under this  
 23 section shall submit a plan prior to enrolling any of those students to the board of trustees for  
 24 approval, including the proposed costs to be charged to the nonresident students for tuition and  
 25 room and board and information on compliance with federal law requirements.

26 **"§ 115C-150.15. Reporting to residential schools on deaf and blind children.**

27 (a) Request for Consent. – Local superintendents shall require that the following request  
 28 for written ~~consent~~ consent, along with any informational materials provided by the school for  
 29 the blind or the school for the deaf in the service area in which the local school administrative  
 30 unit is located, be presented to ~~parents, guardians, parents~~ or custodians of any ~~hearing impaired~~  
 31 or ~~visually impaired children~~ children who are deaf or hard of hearing or are blind or visually  
 32 impaired no later than October 1 of each school year: "North Carolina provides three public  
 33 residential schools serving visually and hearing impaired students: the Governor Morehead  
 34 School for the Blind, the Eastern North Carolina School for the Deaf, and the North Carolina  
 35 School for the Deaf. Do you consent to the release of your contact information and information  
 36 regarding your child and his or her impairment to these schools so that you can receive more  
 37 information on services offered by those campuses?" North Carolina provides two public schools  
 38 for the deaf serving students who are deaf or hard of hearing: the Eastern North Carolina School  
 39 for the Deaf and the North Carolina School for the Deaf. North Carolina also has a public school  
 40 for the blind serving students who are blind or visually impaired: the Governor Morehead School  
 41 for the Blind. Do you consent to the release of your contact information and information  
 42 regarding your child and his or her hearing or vision status to these schools so that you can receive  
 43 more information on services offered by those campuses?"

44 (b) Annual Report to Residential Schools. – Schools for the Deaf and Blind. – Local  
 45 superintendents shall report by November 30 each year the names and addresses of ~~parents,~~  
 46 ~~guardians, parents~~ or custodians of any ~~hearing impaired deaf or hard of hearing or blind or~~  
 47 visually impaired children who have given written consent to the directors of the ~~Governor~~  
 48 ~~Morehead School for the Blind, the Eastern North Carolina School for the Deaf, and the North~~  
 49 ~~Carolina School for the Deaf.~~ schools for the deaf and blind. The report shall include the type of  
 50 disability of each child, including whether the hearing and visual impairments range from partial  
 51 to total disability, and if the child has multiple disabilities with the visual or hearing impairment

1 not identified as the primary disability of the student. The report shall also be made to the  
 2 Department of Public Instruction.

3 (c) Confidentiality of Records. – The directors of the ~~Governor Morehead School for the~~  
 4 ~~Blind, the Eastern North Carolina School for the Deaf, and the North Carolina School for the~~  
 5 ~~Deaf~~ schools for the deaf and blind shall treat any information reported to the schools by a local  
 6 superintendent under subsection (b) of this section as confidential, except that a director or the  
 7 director's designee may contact the ~~parents, guardians, parents~~ or custodians of any hearing  
 8 impaired or visually impaired children whose information was included in the report. The  
 9 information shall not be considered a public record under G.S. 132-1.

10 (d) Transfer of Information. – Upon the written request of a parent or custodian of a  
 11 student who has applied to a school for the deaf or school for the blind, the local superintendent  
 12 or, if there is no superintendent, the staff member with the highest decision-making authority  
 13 shall share with the director of the school a copy of all current evaluation data and a copy of the  
 14 current or proposed individualized education plan for any child enrolled in that public school unit  
 15 who is identified as a child with a disability who is deaf, hard of hearing, blind, or visually  
 16 impaired.

17 **"§ 115C-150.16. Applicability of Chapter.**

18 Except as otherwise provided in this Article, the requirements of this Chapter shall not apply  
 19 to the schools for the deaf and blind. Schools for the deaf and blind shall be considered a State  
 20 agency, as defined in G.S. 143C-1-1, and shall comply with all requirements for State agencies  
 21 unless otherwise specified in this Article. Schools for the deaf and blind shall not be considered  
 22 local school administrative units."

23 **SECTION 2.(a)** G.S. 115C-5 reads as rewritten:

24 **"§ 115C-5. Definitions.**

25 As used in this Chapter unless the context requires otherwise:

- 26 ...
- 27 (3a) The governing body of a public school unit is the following:
- 28 a. For a local school administrative unit, the local board of education.
  - 29 b. For a charter school, the nonprofit corporation board of directors.
  - 30 c. For a regional school, the regional school board of directors.
  - 31 d. For a school operated under Article 9C of this Chapter, the ~~State Board~~  
 32 ~~of Education~~.board of trustees.
  - 33 e. For a school operated under Article 29A of Chapter 116 of the General  
 34 Statutes, the chancellor of the constituent institution.

- 35 ...
- 36 (7a) Public school unit. – Any of the following:
- 37 a. A local school administrative unit.
  - 38 b. A charter school.
  - 39 c. A regional school.
  - 40 d. A school providing elementary or secondary instruction operated by  
 41 ~~one of the following:~~
    - 42 ~~1. The State Board of Education, including schools operated~~  
 43 ~~under Article 9C of this Chapter.~~
    - 44 ~~2. The University of North Carolina under Article 29A of Chapter~~  
 45 ~~116 of the General Statutes.~~
  - 46 e. Schools for the deaf and blind operated under Article 9C of this  
 47 Chapter.

48 ...."

49 **SECTION 2.(b)** G.S. 115C-105.51(g) reads as rewritten:

50 "(g) For the purposes of this section, a "public secondary school" is any of the following  
 51 types of public school serving grades six or higher:

- 1 (1) A school under the control of a local school administrative unit.
- 2 (2) A school ~~under the control of the State Board of Education, including schools~~
- 3 ~~for the deaf or blind~~ operated under Article 9C of this Chapter.
- 4 (3) A school under the control of The University of North Carolina.
- 5 (4) A charter school.
- 6 (5) A regional school."

7 **SECTION 2.(c)** G.S. 126-5(c1) reads as rewritten:

8 "(c1) Except as to the provisions of Articles 6 and 7 of this Chapter, the provisions of this  
9 Chapter shall not apply to:

10 ...

11 (8a) Employees of a regional school established pursuant to Part 10 of Article 16  
12 of Chapter 115C of the General Statutes.

13 (8b) Employees of a school for the deaf or blind governed by Article 9C of Chapter  
14 115C of the General Statutes.

15 ...."

16 **SECTION 2.(d)** G.S. 138-5(a) reads as rewritten:

17 "(a) Except as provided in subsections (c) and (f) of this section, members of State boards,  
18 commissions, committees and councils which operate from funds deposited with the State  
19 Treasurer shall be compensated for their services at the following rates:

- 20 (1) Except as otherwise provided by this subdivision, compensation at the rate of  
21 fifteen dollars (\$15.00) per diem for each day of service. Members of the  
22 North Carolina Vocational Rehabilitation Council, the Statewide Independent  
23 Living Council, and the Commission for the Blind who are unemployed or  
24 who shall forfeit wages from other employment to attend Council or  
25 Commission meetings or to perform related duties, may receive compensation  
26 not to exceed fifty dollars (\$50.00) per diem for attending these meetings or  
27 performing related duties, as authorized by sections 105 and 705 of the  
28 Rehabilitation Act of 1973, P.L. 102-569, 42 U.S.C. § 701, et seq., as  
29 amended. Members of the Board of Trustees of the Eastern North Carolina  
30 School for the Deaf, the Board of Trustees of the North Carolina School for  
31 the Deaf, and the Board of Trustees of the Governor Morehead School for the  
32 Blind may receive compensation not to exceed fifty dollars (\$50.00) per diem  
33 for attending trustee meetings or performing related duties.
- 34 (2) Reimbursement of subsistence expenses at the rates allowed to State officers  
35 and employees by subdivision (3) of G.S. 138-6(a).
- 36 (3) Reimbursement of travel expenses at the rates allowed to State officers and  
37 employees by subdivisions (1) and (2) of G.S. 138-6(a).
- 38 (4) For convention registration fees, the actual amount expended, as shown by  
39 receipt."

40 **SECTION 2.(e)** G.S. 150B-1(d) is amended by adding a new subdivision to read:

41 "(33) The Eastern North Carolina School for the Deaf, the North Carolina School  
42 for the Deaf, and the Governor Morehead School for the Blind."

43 **SECTION 2.(f)** Section 10 of S.L. 2013-247 is repealed.

44 **SECTION 3.** Section 8.15(b) of S.L. 2013-360 is repealed.

45 **SECTION 4.(a)** For the 2023-2024 school year only, the State Board of Education  
46 shall adopt rules by August 4, 2023, for eligibility criteria, standards, and procedures for  
47 admission to the schools for the deaf and blind in accordance with this section following  
48 consultation with the Superintendent of Public Instruction and directors of the schools for the  
49 deaf and blind. These rules shall be exempt from the requirements of Article 2A of Chapter 150B  
50 of the General Statutes.

1           **SECTION 4.(b)** The adopted eligibility criteria shall include consideration of the  
2 following:

- 3           (1) Evidence of hearing loss for schools for the deaf or vision loss for the school  
4           for the blind.
- 5           (2) State and federal laws.
- 6           (3) Optimal academic and communicative outcomes for the student.
- 7           (4) Parental input and choice.
- 8           (5) Student's possession of minimum daily living skills and level of functioning  
9           necessary to participate in the educational program.

10           **SECTION 4.(c)** The adopted admission procedures shall include the following:

- 11           (1) An application process that may be directly made by a parent or legal guardian  
12           to the school or upon recommendation of a local school administrative unit or  
13           charter school. If a student has not been evaluated by the local school  
14           administrative unit or charter school and determined to be a child with a  
15           disability, a process for the school and local school administrative unit or  
16           charter school to enter into an agreement to determine if the student is a child  
17           with a disability.
- 18           (2) An admissions committee to make recommendations on an admissions status  
19           that includes, but is not limited to, the following members:
  - 20           a. A chair designated by the director of the school.
  - 21           b. The applicant's parent or legal guardian.
  - 22           c. Any professionals necessary to interpret the evaluation results.
  - 23           d. If the applicant is currently enrolled in a local school administrative  
24           unit or charter school, a written invitation shall be extended to a  
25           representative from that local school administrative unit or charter  
26           school to attend and participate in the evaluation.
- 27           (3) An admissions evaluation that uses multiple sources of information in  
28           determining eligibility, including assessments, teacher recommendations,  
29           evidence of the applicant's physical and emotional health, indications of the  
30           applicant's level of functioning, including adaptive behavior skills, and the  
31           student's current or proposed individualized education plan.
- 32           (4) A final admissions determination made by the director of the school or the  
33           director of the school's designee.

34           **SECTION 4.(d)** The standards for admission shall provide that a student may be  
35 admitted in one of the following statuses:

- 36           (1) Temporary assignment. – An applicant admitted for no more than 90 school  
37           days for the school staff to complete evaluations and gather additional  
38           information for the admissions committee to make an eligibility  
39           determination. A student admitted to a temporary assignment status is not  
40           guaranteed admission to the educational program as a student who meets the  
41           school's eligibility criteria.
- 42           (2) Educational program assignment. – An applicant determined to meet the  
43           eligibility criteria and granted admission to the educational program.

44           **SECTION 4.(e)** The standards for admission shall provide that a student's continued  
45 enrollment in an educational program assignment status shall be subject to reevaluation by the  
46 admissions committee when determined necessary by the school to assess if the student continues  
47 to meet eligibility criteria. The disenrollment assessment shall follow the same procedures as the  
48 admissions process, and a final determination shall be made by the director or the director's  
49 designee.

50           **SECTION 4.(f)** The standards for admission shall provide that the local school  
51 administrative unit or charter school in which the child is enrolled shall have the initial

1 responsibility of identifying and evaluating the special education needs of the student and  
2 providing a special educational program and related services in accordance with Article 9 of this  
3 Chapter. If a parent submits an application to the school for enrollment of the parent's child in  
4 the school's educational program, and if the child is determined to meet the eligibility criteria for  
5 admission to the school's educational program, the school is responsible for the provision of a  
6 free appropriate public education. However, a subsequent determination by the school that the  
7 student no longer meets eligibility criteria immediately transfers the responsibility for the  
8 provision of a special educational program and related services to ensure a free appropriate public  
9 education back to the local school administrative unit or charter school in which the child was  
10 previously enrolled.

11 **SECTION 4.(g)** The standards for admission shall provide that, prior to seeking a  
12 due process hearing as provided in Article 9 of Chapter 115C of the General Statutes, parents be  
13 encouraged to seek mediation under Article 9 of Chapter 115C of the General Statutes in  
14 resolving any dispute with regards to a student's eligibility determination or individualized  
15 education plan. A parent may seek an impartial due process hearing following a final  
16 determination on a student's eligibility by the director. If the parent pursues a due process hearing  
17 to challenge the school's ineligibility determination, the student's "stay put" placement shall not  
18 be the school but shall be the local school administrative unit or charter school in which the child  
19 is enrolled.

20 **SECTION 5.** Notwithstanding Article 9C of Chapter 115C of the General Statutes,  
21 as amended by this act, the Department of Public Instruction shall continue its administrative  
22 duties and responsibilities for the North Carolina School for the Deaf, the Eastern North Carolina  
23 School for the Deaf, and the Governor Morehead School for the Blind subject to Article 9C of  
24 Chapter 115C of the General Statutes as of June 30, 2024, until the board of trustees for each  
25 school has successfully transitioned into the administrative role required by this act, but in no  
26 event later than October 1, 2024.

27 **SECTION 6.(a)** By November 1, 2023, the General Assembly and the State Board  
28 of Education shall appoint the initial members of the boards of trustees for the North Carolina  
29 School for the Deaf, the Eastern North Carolina School for the Deaf, and the Governor Morehead  
30 School for the Blind to take office effective January 1, 2024. If the General Assembly has  
31 adjourned to a date certain, which date is more than 20 days after the date of adjournment when  
32 this act becomes law, the initial members of the boards appointed by the General Assembly shall  
33 be made in the same manner as a vacancy appointment as provided in G.S. 120-122. Upon the  
34 expiration of the initial terms appointed by November 1, 2023, all subsequent appointments by  
35 all appointing entities shall be for a four-year term of office, as provided in G.S. 115C-150.12A,  
36 as enacted by this act. Notwithstanding G.S. 115C-150.12A, as enacted by this act, terms of  
37 initial appointments to each board made by November 1, 2023, shall be as follows:

- 38 (1) The General Assembly shall appoint one of the members recommended by the  
39 Speaker of the House of Representatives and one of the members  
40 recommended by the President Pro Tempore of the Senate to a two-year term  
41 of office expiring June 30, 2026.
- 42 (2) The General Assembly shall appoint one of the members recommended by the  
43 Speaker of the House of Representatives and one of the members  
44 recommended by the President Pro Tempore of the Senate to a four-year term  
45 of office expiring June 30, 2028.
- 46 (3) The State Board of Education shall appoint one member to a term expiring  
47 June 30, 2026.
- 48 (4) The Secretary of the Department of Health and Human Services shall appoint  
49 one nonvoting member to a term expiring June 30, 2028.

50 **SECTION 6.(b)** Notwithstanding G.S. 115C-150.12A, as enacted by this act,  
51 following the appointment of a majority of members of the boards of trustees of each of the



1 schools for the deaf and blind, as provided in subsection (a) of this section, and no later than  
2 January 15, 2024, the director of each school shall call an initial meeting of each board.

3 **SECTION 7.** The Department of Public Instruction shall, in collaboration with the  
4 personnel and boards of trustees from the North Carolina School for the Deaf, the Eastern North  
5 Carolina School for the Deaf, and the Governor Morehead School for the Blind, develop a  
6 transition plan for the change in administration of the schools for the deaf and blind in accordance  
7 with the requirements of this act to be effective July 1, 2024. The Department of Public  
8 Instruction shall provide an initial report to the State Board of Education and the Joint Legislative  
9 Education Oversight Committee by December 15, 2023, and a final report by March 15, 2024,  
10 on the plans for transition in administration of the schools for the deaf and blind. The plans for  
11 transition shall include the following:

- 12 (1) An estimate of the costs for administrative services provided by the  
13 Department of Public Instruction to the schools for the deaf and blind, on  
14 average, for the prior three school years.
- 15 (2) An assessment of the employment rights, salaries, and benefits for current  
16 employees of the schools for the deaf and blind under the State Human  
17 Resources Act and State salary schedules as compared to those rights, salaries,  
18 and benefits of local school administrative unit employees under Chapter  
19 115C of the General Statutes and identification of any areas where the  
20 transition may provide lesser protections, salaries, or benefits.
- 21 (3) Any other issues identified as part of the transition process and any legislative  
22 recommendations necessary to effectuate the transition.

23 **SECTION 8.** Sections 1 through 3 of this act become effective July 1, 2024. The  
24 remainder of this act is effective when it becomes law.