

Proposed Rule  
of the  
State Board of Education

Chapter 0520-1-3  
Minimum Requirements for the Approval of Public Schools

Presented herein are the proposed amendments of the State Board of Education submitted pursuant to T.C.A. § 4-5-202 in lieu of a rulemaking hearing. It is the intent of the State Board of Education to promulgate the amendments without a rulemaking hearing unless a petition requesting such hearing is filed within thirty (30) days of the publication date of the issue of the Tennessee Administrative Register in which the proposed amendments are published. Such petition to be effective must be filed with the State Board of Education, 9th Floor, Andrew Johnson Tower, 710 James Robertson Parkway, Nashville, Tennessee 37243-1050, and in the Department of State, 8<sup>th</sup> Floor – William Snodgrass Building, 312 8<sup>th</sup> Avenue North, Nashville, Tennessee 37243, and must be signed by twenty-five (25) persons who will be affected by the amendments, or submitted by a municipality which will be affected by the amendments, or an association of twenty-five (25) or more members, or any standing committee of the General Assembly.

For a copy of the proposed amendments, contact Rich Haglund, State Board of Education, 9th Floor, Andrew Johnson Tower, 710 James Robertson Parkway, Nashville, TN, 37243-1050, (615) 741-2966.

The text of the proposed amendments is as follows:

Amendments

Subpart (i) of part 2. of subparagraph (g) of paragraph (2) of Rule 0520-1-3-.08 Pupil Personnel Services, Requirement G is amended by deleting the last sentence of the subpart so that as amended the subpart shall read:

- (i) Develop a comprehensive local AIDS plan which addresses appropriate education programs, confidentiality, liability, personnel, safety, curriculum, education, communications and public relations. The plan will be developed in conjunction with public health officials based upon guidelines approved by the State Board of Education.

Authority: Tenn. Code Ann. §§ 49-1-302(a)(2) and (13).

Legal contact and/or party who will approve final copy for publication:

Rich Haglund  
State Board of Education  
9th Floor, Andrew Johnson Tower  
710 James Robertson Parkway  
Nashville, TN, 37243-1050  
(615) 741-2966

Contact for disk acquisition: Same as above

Signature of the agency officer or officers directly responsible for proposing and/or drafting these amendments:

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Rich Haglund  
General Counsel  
State Board of Education

The roll-call vote by the State Board of Education on the proposed amendment was as follows:

	Aye	No	Abstain
Jim Ayers	X		
Matthew Fillmore	X		
Carolyn Pearre	X		
Richard Ray	X		
Jean Anne Rogers	X		
Fielding Rolston	X		
Valerie Rutledge	X		
Sharon Thompson	X		
Melvin Wright	X		

I certify that this is an accurate and complete copy of the proposed amendment lawfully promulgated and adopted by the State Board of Education on the 27<sup>th</sup> day of January, 2006.

The Secretary of State is hereby instructed that, in the absence of a petition for rulemaking hearing being filed under the conditions set out herein and in the locations described, he is to treat the proposed amendment as being placed on file in his office as rules at the expiration of thirty (30) days after the publication date of the issue of the Tennessee Administrative Register in which this amendment is published.

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Gary L. Nixon, Ed.D.  
Executive Director  
State Board of Education

Sworn to and subscribed before me on this the \_\_\_\_\_ day of \_\_\_\_\_, 2006.

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Notary Public

My Commission expires \_\_\_\_\_.

All proposed amendments provided for herein have been examined by the Attorney General and Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.

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Paul G. Summers  
Attorney General and Reporter

The proposed amendments set out herein were properly filed in the Department of State on the 17th day of April, 2006, pursuant to the instructions set out above, and in the absence of the filing of an appropriate petition calling for a rulemaking hearing, will become effective on the 28th day of August, 2006.