

**RESOLUTION OF CONCERN  
REGARDING SCHOOL CALENDAR LEGISLATION  
AND THE HANDLING OF CALENDAR WAIVER REQUESTS  
BY THE DEPARTMENT OF PUBLIC INSTRUCTION**

WHEREAS inclement weather required Transylvania County Schools to close its schools to students for twelve days during the winter season of 2009-2010; and

WHEREAS inclement weather closings and delays in Transylvania County Schools disrupted a total of twenty-five regularly scheduled student attendance days during the winter season of 2009-2010; and

WHEREAS current school calendar legislation does not adequately consider historical or geographical information regarding typical winter weather patterns; and

WHEREAS the North Carolina Department of Public Instruction determines which calendar waiver requests are allowed to be heard by the North Carolina State Board of Education; and

WHEREAS the North Carolina State Board of Education is the governing body charged with hearing and acting upon school calendar waiver requests under current North Carolina law; and

WHEREAS the North Carolina Department of Public Instruction elected not to even inform the North Carolina State Board of Education of Transylvania County Schools' calendar waiver request; and

WHEREAS Transylvania County Schools' waiver request was submitted for consideration by the North Carolina State Board of Education with the best interests of its students and their education in mind; and

WHEREAS the spirit and procedure ensuring due process and voice before the North Carolina State Board of Education was interrupted and denied to Transylvania County Schools by the actions of the North Carolina Department of Public Instruction; and

WHEREAS Transylvania County Schools holds current school calendar legislation to be detrimental to the sound, basic education of its students guaranteed to them by the North Carolina State Constitution; and

WHEREAS the United States is in direct competition with other nations throughout the world to ensure its economic viability and the success of its citizens both now and in the future

NOW THEREFORE BE IT RESOLVED that the Transylvania County Board of Education does hereby express its dissatisfaction and deep disappointment over the reckless treatment of its school calendar waiver request by the North Carolina Department of Public Instruction.

Passed by majority vote of the Transylvania County Board of Education on this the 17<sup>th</sup> day of May 2010.

---

Chairman

---

Secretary