

Make-up Days
Calendar Law (G.S. 115C-84.2) Frequently Asked Questions
Effective July 1, 2015

Instructional Days

- 1. If days are missed due to inclement weather, can a local board of education decide to not make up the days in their district?**

The requirements of G.S. 115C-84.2 are that a district must have 185 days OR 1,025 hours of instruction. If a local board misses a scheduled instructional day and will still meet the 1,025 hour minimum, the local board does not have to make up the scheduled day.

- 2. Can the local boards request a waiver from State Board of Education for the 185 days or 1,025 hours?**

G.S. 115C-84.2 does not give the State Board of Education the authority to waive instructional days or instructional hours. Each local board of education must meet the minimum 185 days of instruction or 1,025 hours of instruction.

- 3. What authority does a local board of education have to revise its School Calendar to meet its obligation to provide 185 days and 1,025 hours of instruction?**

Within the adopted School Calendar, a local board of education shall schedule make-up days for days missed due to inclement weather, provided school cannot be held on Sunday or Veterans Day. A local board of education may revise the closing date in its adopted School Calendar only if it determines that it is necessary to extend the School Calendar to provide the required 185 days and 1,025 hours of instruction.

- 4. What is the latest closing date for the current school year if an LEA has been granted a calendar waiver based on the 10 year inclement weather history?**

The weather related waiver, now only applies to the opening date and not the closing date. Schools must close no later than the Friday closest to June 11th. If a local board determines there are no other options, they may extend school beyond the Friday closest to June 11th in order to meet the 185 days or 1,025 instructional hours requirement in law. All school days must fall within the same Fiscal Year.

- 5. Which holidays can be scheduled as school days?**

Any holiday can be used as a school day except Veteran's Day, which shall be a holiday for students and personnel. Sunday shall not be a school day for teachers or students.

- 6. Does a State of Emergency, issued by the Governor, allow days to be waived?**

No. An issued State of Emergency does not change the statutory requirements in G.S. 115C-84.2 for 185 instructional days or 1,025 instructional hours.

Workdays

- 7. Our district was closed due to adverse weather and the instructional day is not being made up because we will have more than 1,025 instructional hours. Do teachers have to account for this day?**

Yes. Teachers are salaried employees and are compensated for a 215 day contract year. In the event that a day is not worked, that day must be accounted for (i.e. made up or annual leave may be taken). The minimum of 1,025 instructional hours relates to the student time and not the employment contract of 215 days.

- 8. Can we use Saturday as an optional teacher workday when an instructional make-up day was held on a weekday that was originally scheduled for a teacher workday?**

Yes, the only days that cannot be used are Sundays and Veterans Day.

- 9. The Central Office was closed due to weather. Do the employees of the Central Office have to make-up their time too?**

Yes. All days/hours must be accounted for. It is the responsibility of the Superintendent to ensure that all employees have sufficiently made up the time they missed or they have taken leave for the work hours missed.

- 10. Does the calendar requirement of having 42 consecutive days when teacher attendance is not required include Saturdays and Sundays?**

Yes. The statute requires 42 “consecutive” days and includes all calendar days.

If you have additional questions that have not been addressed, please contact Andrew Cox at 919.807.3708.