



Public Schools of North Carolina  
State Board of Education | Department of Public Instruction

Bill/Section	Special Provision Title and Description	Recommended Source of Funds	Expenditure History	Actual Appropriation (if any)
<b>Special Provisions Authorizing the State Board of Education to Proceed with the Action if the Members Approve</b>				
1 SB 202 Section 7.6(a)	<b>Discrepancies Between Anticipated and Actual ADM</b> "If the State Board of Education does not have sufficient resources in the ADM Contingency Reserve line item to make allotment adjustments in accordance with the Allotment Adjustments for ADM Growth provisions of the North Carolina Public Schools Allotment Policy Manual, the State Board of Education may use funds appropriated to State Aid for Public Schools for this purpose."	Classroom Teachers Lapsed Salaries	2010 2009 \$ - 2008 \$ - 2007 \$ - 2006 \$ 12,518,515 2005 \$ 6,486,638 2004 \$ 6,942,958	\$ 5,237,001 \$ 5,237,001 \$ 5,000,000 \$ 5,000,000 \$ 5,000,000 \$ 6,000,000 \$ 7,000,000
2 SB 202 Section 7.7	<b>Litigation Reserve</b> "The State Board of Education may expend up to five hundred thousand dollars (\$500,000) each year for the 2009-2010 and 2010-2011 fiscal years from unexpended funds for certified employees' salaries to pay expenses related to litigation." (Special Provision began in 1998)	Classroom Teachers Lapsed Salaries	2009 \$ 76,615 2008 \$ 43,462 2007 \$ 81,670 2006 \$ 174,984 2005 \$ 26,676 2004 \$ 196,644	
3 SB 202 Section 7.8(a)	<b>Protection of the Classroom While Maximizing Flexibility</b> "The State Board of Education is authorized to adopt emergency rules in accordance with G.S. 150B-21.1A to grant maximum flexibility to local school administrative units regarding the expenditure of State funds. These rules shall not be subject to the limitations on transfers of funds between funding allotment categories set out in G.S. 115C-105.25. These rules: (1) Shall authorize the transfer of textbook funds to other allotments to manage funding cuts; and (2) Shall not permit the transfer of funds from school-based positions to the central office."			
4 SB 202 Section 7.12(b)	<b>School Connectivity Initiative</b> "Up to \$300,000 may be transferred annually through June 30, 2013, to the Friday Institute at North Carolina State University to evaluate the effectiveness of using technology and its impact on 21st Century Teaching and Learning outcomes approved by the State Board of Education."	School Connectivity	2010 2009 \$ 21,576,988 2008 \$ 9,510,821 2007 \$ 153,029 (unspent funds carryover to June 30, 2010)	\$ 22,000,000 \$ 22,000,000 \$ 12,000,000 \$ 6,000,000
5 SB 202 Section 7.12(a)	<b>School Connectivity Initiative</b> "Up to \$350,000 may be transferred to the Office of the Governor for NCVirtual (NCV) within the Education Cabinet and for the Education E-Learning Portal. These funds shall be used to provide services to coordinate e-learning activities across all State educational agencies and to make the Education E-Learning Portal fully operational by December 1, 2009."			



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6 SB 202 Section 7.13(f)(2)	<b>Dropout Prevention Grants</b> "Of the funds appropriated in this act for dropout prevention, the sum of up to \$175,000 for the 2009-2010 fiscal year and up to \$175,000 for the 2010-2011 fiscal year may be used by the Department of Public Instruction for its administrative assistance to the Committee and to provide technical assistance under this section."	Dropout Prevention Funding	2009 2008	\$ 40,617 \$ 24,872	\$ - \$ -
7 SB 202 Section 7.14	<b>Department of Public Instruction/Budget Flexibility</b> "Notwithstanding G.S. 143C-6-4, the Department of Public Instruction may reorganize, if necessary, to implement the budget reductions set out in this act. The Department shall report to the Joint Legislative Commission on Governmental Operations on any reorganization."				
8 HB 836 Section 3.1 Tec. Correct. SB 202 Section 7.42	<b>Leadership Academy</b> "Of the funds appropriated in this act to the Department of Public Instruction for the 2009-2010 fiscal year, up to \$200,000 may be used to support a Leadership Academy that provides professional development to superintendents, enabling them to train principals to address critical areas such as student achievement and teacher recruitment and retention."				
9 HB 836 Section 3.K Tec. Correct. SB 202 Section 7.44	<b>Support Services Division (School Planning &amp; Plant Operation)</b> "The State Board of Education may use, out of funds available, up to \$1,500,000 that had previously been set aside from G.S. 115C-546.2 to support positions in the Department of Public Instruction's Support Services Division."		2009 2008	\$1.2 million \$1.1 million	



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<b>Special Provisions Mandating the State Board of Education Proceed with the Action</b>				
10 SB 202	<b>North Carolina Virtual Public Schools</b>			
Section 7.9(d)	"Beginning with the 2010-2011 fiscal year, the State Board of Education shall implement an allotment formula for e-learning developed pursuant to Section 7.16(d) of S.L. 2006-66.		2010	\$ 2,814,945
Section 7.9(e)	The State Board of Education shall project funds needed to operate the NCVPS for fiscal year 2009-2010. In order to ensure funds are available, the State Board of Education is directed to utilize funding sources in the following order: (1) The General Fund appropriation for NCVPS; (2) Available American Recovery and Reinvestment Act of 2009 funds; and (3) Up to six million dollars (\$6,000,000) from the School Technology appropriation.		2009 \$ 8,900,181	\$ 2,803,595
			2008 \$ 7,246,883	\$ 2,783,284
			2007 \$ 1,277,497	\$ 2,894,504
Section 7.9(g)	The State Board of Education shall report to the Joint Legislative Education Oversight Committee and the Fiscal Research Division by December 15, 2009, on its implementation of this section. If the State Board of Education fails to report a new allotment formula for NCVPS to the JLEOC and the Fiscal Research Division by December 15, 2009, the State Treasurer, the Office of State Budget and Management, and the Office of State Controller shall prevent the expenditure of funds related to the operation of the State Board of Education."			
11 SB 202	<b>TEACHERS FOR GEOGRAPHICALLY ISOLATED K-12 SCHOOLS</b>			
Section 7.26	"The State Board of Education shall modify its policy on the allotment of additional classroom teachers to schools containing grades K-12 when consolidation is not feasible due to the geographic isolation of the school. In administering this policy with regard to a school located in a local school administrative unit in which the average daily membership is less than 1.5 per square mile, the State Board of Education shall, at a minimum: (1) Allot teachers to the geographically isolated school on the basis of one classroom teacher per grade level; and (2) Allot teachers to the remainder of the local school administrative unit under the regular teacher allotment formula. The State Board of Education may allot additional teachers to the local school administrative unit if demographic conditions warrant."			
12 SB 202	<b>ENSURE ACCESS TO THE EVAAS SYSTEM</b>			
Section 7.27	"The State Board of Education shall use funds appropriated to the State Public School Fund for the 2009-2011 fiscal biennium to ensure that all local school administrative units and charter schools have access to SAS EVAAS (Education Value Added Assessment System)."		2010	\$ 845,000
			2009 \$ 845,000	\$ 845,000
			2008 \$ 1,950,000	\$ 1,950,000
			2007 \$ 500,000	\$ 500,000



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13 SB 202 Section	<b>SCHOOL CALENDAR PILOT PROGRAM</b> "The State Board of Education shall establish a school calendar pilot program in the Wilkes County Schools. The purpose of the pilot program is to determine whether and to what extent a local school administrative unit can save money during this extreme fiscal crisis by consolidating the school calendar."				