NOTICE OF RULE ADOPTION—FINAL RULE

FILED
JUL 23 2007
MISSISSIPPI
SECRETARY OF STATE

STATE OF MISSISSIPPI
SECRETARY OF STATE
BUSINESS SERVICES DIVISION

Mississippi Department of Education
c/o Sheril Smith
Director of Office of Dropout Prevention
Post Office Box 771
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srsmith@mde.k12.ms.us

Specific Legal Authority Authorizing the promulgation of Rule: Mississippi Code: Title 37 Education § 37-13-89 & 43-21-321
Reference to Rules repealed, amended or suspended by the Proposed Rule: N/A

Date Rule Proposed: June 22, 2007

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: Mississippi Code §37-13-89 and §43-21-321 detail the primary qualifications and duties of all School Attendance Officers employed by the Mississippi Department of Education. This policy is being revised to:

1) Account for the change in employment status for Mississippi School Attendance Offices, pursuant to Mississippi Code §37-13-89, in which School Attendance Officers became employees of the State Department of Education. (School Attendance Officers were first employees of the Chancery Court, from 1985 until 1992, and then became employees of the District Attorney's Office until July 1, 1998 when they became employees of the State Department of Education);

2) Account for the creation of the Office of Dropout Prevention, pursuant to MS Code § 37-13-80;

3) Provide an elaboration of additional duties relating to compulsory school attendance enforcement, as established by the Mississippi Department of Education, in particular those responsibilities directly related to dropout prevention initiatives.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☐ An oral proceeding was held on this rule:

Date: {Insert Date}
Time: {Insert Time}
Place: {Insert Place}

☒ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

☒ This rule as adopted is without variance from the proposed rule.

☐ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☐ The rule as adopted differs from the proposed rule. The differences however are:
Within the scope of the matters in the Notice of Proposed Rule Adoption, the logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and
The Notice of Proposed Rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: July 20, 2007

Kathy Boteler

Kathy Boteler, Special Assistant Attorney
Signature and Title of Person Submitting Rule for Filing

SOS FORM APA 002
Effective Date 07/29/2005