

16561

NOTICE OF RULE ADOPTION—FINAL RULE

STATE OF MISSISSIPPI
Mississippi Department of Education
Office of Student Assessment

FILED
OCT 23 2009
MISSISSIPPI
SECRETARY OF STATE

Mississippi Department of Education
c/o Cindy Simmons
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Specific Legal Authority Authorizing the promulgation of
Rule: Federal

Reference to Rules repealed, amended or suspended by the
Proposed Rule :Amended

Date Rule Proposed: August 20, 2009

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule:

Approval of the revised State Board Policy 7610 "Subject Area Testing Appeals Process" regarding Section II: Appeal for a Substitute Evaluation Process and to change the name to Section II to Appeal for an Alternative Assessment as a Substitute Evaluation.

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: August 20, 2009
Time: 10:00a.m.
Place: Mississippi Department of Education Board Room

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: November 22, 2009

Cindy Simmons
Cindy Simmons, Director
Office of Student Assessment