

**OFFICE OF EDUCATIONAL ACCOUNTABILITY**  
**Summary of State Board of Education Agenda Items**  
**Consent Agenda**  
**October 21, 2021**

**OFFICE OF PUBLIC REPORTING**

- P. Approval to repeal State Board Policies in accordance with Miss. Code Ann. § 25-43-3.114  
(Has cleared the Administrative Procedures Act process with no public comment)

Background Information: Begin the Administrative Procedures Act process: To repeal the following Mississippi State Board of Education policies in accordance with Miss. Code Ann. § 25-43-3.114 which requires an agency to review all of its rules at least every five years to determine whether any rule should be repealed, amended or a new rule adopted.

01. Miss. Admin. Code 7-3: 5 and 5.1, State Board Policy Chapter 5 – Agenda, State Board of Education, Rule 5.1 – Agenda, State Board of Education  
(Has cleared the Administrative Procedures Act process with no public comment)
02. Miss. Admin. Code 7-3: 38.3, State Board Policy Chapter 38, Rule 38.3 – Beverage Regulations  
(Has cleared the Administrative Procedures Act process with no public comment)
03. Miss. Admin. Code 7-3: 38.4, State Board Policy Chapter 38, Rule 38.4 – Snack Regulations  
(Has cleared the Administrative Procedures Act process with no public comment)
04. Miss. Admin. Code 7-3: 59 and 59.1, State Board Policy Chapter 59 – Paperwork Reduction, Rule 59.1 – Paperwork Reduction  
(Has cleared the Administrative Procedures Act process with no public comment)
05. Miss. Admin. Code 7-3: 76.10, State Board Policy Chapter 76, Rule 76.10 – West Tallahatchie Rental Housing  
(Has cleared the Administrative Procedures Act process with no public comment)
06. Miss. Admin. Code 7-3: 77 and 77.1, State Board Policy Chapter 77 – Technology Plan (Monitoring), Rule 77.1 – Technology Plan  
(Has cleared the Administrative Procedures Act process with no public comment)

Recommendation: Approval

Back-up material attached

**Mississippi Board of Education  
Board Policies Recommended for Repeal  
October 21, 2021**

<b>Item #</b>	<b>Policy #</b>	<b>Title</b>	<b>Reason for Repeal</b>	<b>APA to be filed</b>	<b>Chief</b>
P.01.	Chapter 5 and Rule 5.1	Agenda, State Board of Education	Rule 5.1 is a duplicate of Rule 12.1.	Yes	Amis
P.02.	Chapter 38, Rule 38.3	Beverage Regulations	Due to updated USDA Federal Regulations, Rule 17.10 was established to align with the new requirements.	Yes	Gavin
P.03.	Chapter 38, Rule 38.4	Snack Regulations	Due to updated USDA Federal Regulations, Rule 17.10 was established to align with the new requirements.	Yes	Gavin
P.04.	Chapter 59 and Rule 59.1	Paperwork Reduction	Rule is no longer applicable and is not required by state law.	Yes	Amis
P.05.	Chapter 76, Rule 76.10	West Tallahatchie Rental Housing	Per AG Attorneys, Rule 76.10 is unnecessary as it re-states the statute and does not supplement it.	Yes	Gavin
P.06.	Chapter 77 and Rule 77.1	Technology Plan (Monitoring) Technology Plan	Referenced statute has been repealed.	Yes	Kraman