

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2023

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HOUSE BILL 106
PROPOSED COMMITTEE SUBSTITUTE H106-PCS30091-TC-7

Short Title: School Calendar Flexibility/Various LEAs. (Local)

Sponsors:

Referred to:

February 14, 2023

1 A BILL TO BE ENTITLED
2 AN ACT TO PROVIDE ADDITIONAL FLEXIBILITY TO CHARLOTTE-MECKLENBURG
3 SCHOOLS, DAVIDSON COUNTY SCHOOLS, GUILFORD COUNTY SCHOOLS,
4 JACKSON COUNTY SCHOOLS, LEXINGTON CITY SCHOOLS, STOKES COUNTY
5 SCHOOLS, SWAIN COUNTY SCHOOLS, THOMASVILLE CITY SCHOOLS,
6 TRANSYLVANIA COUNTY SCHOOLS, AND WINSTON-SALEM/FORSYTH
7 COUNTY SCHOOLS IN ADOPTING THE SCHOOL CALENDAR.

8 The General Assembly of North Carolina enacts:

9 **SECTION 1.** G.S. 115C-84.2(d) reads as rewritten:

10 "(d) Opening and Closing Dates. – Local boards of education shall determine the dates of
11 opening and closing the public schools under subdivision (a)(1) of this section. Except for
12 year-round schools, the opening date for students shall be no earlier than ~~the Monday closest to~~
13 ~~August 26, August 11,~~ and the closing date for students shall be no later than the Friday closest
14 to June 11. ~~On a showing of good cause, the State Board of Education may waive the requirement~~
15 ~~that the opening date for students be no earlier than the Monday closest to August 26 and may~~
16 ~~allow the local board of education to set an opening date no earlier than the Monday closest to~~
17 ~~August 19, to the extent that school calendars are able to provide sufficient days to accommodate~~
18 ~~anticipated makeup days due to school closings.~~ A local board may revise the scheduled closing
19 date if necessary in order to comply with the minimum requirements for instructional days or
20 instructional time. ~~For purposes of this subsection, the term "good cause" means that schools in~~
21 ~~any local school administrative unit in a county have been closed eight days per year during any~~
22 ~~four of the last 10 years because of severe weather conditions, energy shortages, power failures,~~
23 ~~or other emergency situations.~~

24 The required opening and closing dates under this subsection shall not apply to any school
25 that a local board designated as having a modified calendar for the 2003-2004 school year or to
26 any school that was part of a planned program in the 2003-2004 school year for a system of
27 modified calendar schools, so long as the school operates under a modified calendar."

28 **SECTION 2.** G.S. 115C-174.12(a)(4) reads as rewritten:

29 "(4) All annual assessments of student achievement adopted by the State Board of
30 Education pursuant to G.S. 115C-174.11(c)(1) and (3) and all final exams for
31 courses shall be administered within the final 10 instructional days of the
32 school year for year-long courses and within the final five instructional days
33 of the semester for semester courses. Exceptions shall be permitted to
34 accommodate a student's individualized education program and section 504
35 (29 U.S.C. § 794) plans and for the administration of final exams for courses
36 with national or international curricula required to be held at designated times.



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1 A local board of education that has implemented a school calendar that
2 concludes the fall semester prior to December 31 shall be permitted to
3 administer assessments prior to the conclusion of that semester."

4 **SECTION 3.** This act applies only to Charlotte-Mecklenburg Schools, Davidson
5 County Schools, Guilford County Schools, Jackson County Schools, Lexington City Schools,
6 Stokes County Schools, Swain County Schools, Thomasville City Schools, Transylvania County
7 Schools, and Winston-Salem/Forsyth County Schools.

8 **SECTION 4.** This act is effective when it becomes law and applies beginning with
9 the 2023-2024 school year.