

DISTRICT OF COLUMBIA BOARD OF EDUCATION

NOTICE OF PROPOSED RULEMAKING

The D.C. Board of Education (Board), pursuant to the authority set forth in D.C. Official Code §38-101, hereby gives notice of proposed rulemaking action taken by the Board at its January 17, 2007, Board meeting to amend 5 DCMR Chapter 2, §200, regarding rulemaking by the Board. The revision amends Chapter 2 by adding Section 200.2.1 requiring a specific format for the text of a rule that includes statements of legal sufficiency, fiscal impact and impact on student achievement.

The Board also gives notice of its intent to take final rulemaking action to adopt this proposed rulemaking in not less than thirty (30) days from the publication of this notice in the D.C. Register.

Chapter 200 is amended to add one new section:

200 Rulemaking

200.2.1 All proposed rules shall be presented to the Board of Education in the following format:

Title of Rule Chapter:

Text of Rule:

Statement of Purpose for Rule:

Date Approved:

Amendments:

Relevant Legal Authority:

Fiscal Impact Statement:

Academic Achievement Statement:

DISTRICT OF COLUMBIA BOARD OF EDUCATION

NOTICE OF PROPOSED RULEMAKING

The Board of Education ("Board"), pursuant to the authority set forth in D.C. Official Code, §§38-101 & 38-102 et seq., hereby gives notice of proposed rulemaking action taken by the Board at its meeting held on December 20, 2006 to amend Chapter 24 of the Board Rules (Title 5 of the D.C. Municipal Regulations).

This amendment, if enacted, will effect the following actions: Establish the authority for the Superintendent of Schools to establish guidelines for a DCPS Wellness Policy as required by the Child Nutrition and WIC Reauthorization Act of 2004.

The Board gives notice of its intent to take final rulemaking action on this proposed rulemaking in not less than thirty (30) days from publication of this notice in the D.C. Register.

Add Section 2412:

2412.1 **All Elementary and Secondary students attending D.C. Public Schools shall receive:**

- a.) **Nutrition Education;**
- b.) **Physical Education;**
- c.) **Increased Physical Activity; and**
- d.) **The opportunity to participate in other school-based activities that promote wellness pursuant to 42-USCS § 1751.**

2412.2 **The Superintendent of Schools is authorized to establish guidelines for the following:**

- a.) **All foods available on campus during the school day; and**
- b.) **Safeguards to ensure access for all children to healthy foods and to fight hunger and nutrient deficiencies.**

Written comments on the proposed rulemaking are invited from interested citizens. Such comments should be addressed to D.C. Board of Education, 825 North Capitol Street, N.E., Washington, D.C. 20002. This rulemaking is available on the District of Columbia Public Schools website at http://www.k12.dc.us/dcps/boe/boe_frame.html. Copies of this rulemaking are available from the Office of the Board of Education by calling (202) 442-4289.