

# DEPARTMENT OF EDUCATION

## OFFICE OF THE SECRETARY

Statutory Authority: 14 Delaware Code, Section 122(b) (14 **Del.C.** §122(b))  
14 **DE Admin. Code** 104

### FINAL

#### Regulatory Implementing Order

#### 104 Education Profiles for Schools, Districts, and the State

##### I. Summary of the Evidence and Information Submitted

The Secretary of Education seeks the consent of the State Board of the State Board of Education to amend 14 **DE Admin. Code** 104 Education Profiles for Schools, Districts, and the State to clarify that the print format of the school, district, and state profiles may vary from the web version because the print format is intended to summarize the detail contained on the website. The proposed regulation was revised to allow citizens to request the full printed version of the profile from a school, district or the state.

Notice of the proposed regulation was published in the *News Journal* and the *Delaware State News* on Wednesday, April 2, 2008, in the form hereto attached as Exhibit "A". Comments were received from the Governor's Advisory Council for Exceptional Citizens and State Council for Persons with Disabilities concerning the shortened print format and the ability for parents and citizens to compare schools and districts, and to promote accountability. The Department has made changes to the regulation to allow parents and citizens to request the full version of the education profile from the school, district, or the state. The Department is attempting to reduce the costs to the State related to the printing of the full profile, and still intends to provide meaningful data on the shortened version to allow comparisons and to promote accountability. The Department believes this change addresses the concerns of the Councils.

##### II. Findings of Facts

The Secretary finds that it is appropriate to amend 14 **DE Admin. Code** 104 Education Profiles for School, Districts, and the State in order to clarify that the print format of the school, district, and state profiles may vary from the web version because the print format is intended to summarize the detail contained on the website.

##### III. Decision to Amend the Regulation

For the foregoing reasons, the Secretary concludes that it is appropriate to amend 14 **DE Admin. Code** 104 Education Profiles for Schools, Districts, and the State. Therefore, pursuant to 14 **Del.C.** §122, 14 **DE Admin. Code** 104 Education Profiles for Schools, Districts, and the State attached hereto as Exhibit "B" is hereby amended. Pursuant to the provision of 14 **Del.C.** §122(e), 14 **DE Admin. Code** 104 Education Profiles for Schools, Districts, and the State hereby amended shall be in effect for a period of five years from the effective date of this order as set forth in Section V. below.

##### IV. Text and Citation

The text of 14 **DE Admin. Code** 104 Education Profiles for Schools, Districts, and the State amended hereby shall be in the form attached hereto as Exhibit "B", and said regulation shall be cited as 14 **DE Admin. Code** 104 Education Profiles for Schools, Districts, and the State in the *Administrative Code of Regulations* for the Department of Education.

##### V. Effective Date of Order

The actions hereinabove referred to were taken by the Secretary pursuant to 14 **Del.C.** §122 on May 15,