



## Wyoming Department of Education

Dr. Jim McBride, Superintendent of Public Instruction

Hathaway Building, 2nd Floor, 2300 Capitol Avenue

Cheyenne, WY 82002-0050

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### MEMORANDUM NO. 2010-001

**TO:** School District Superintendents

**FROM:** Jim McBride, Ed.D.

**DATE:** January 8, 2010

**SUBJECT:** Repealed Rules for Chapters 10, 11, 12, 15, and 28

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#### PLEASE READ AND RESPOND AS NECESSARY

Attached please find the Notice of Intent to Repeal Rules for:

- Chapter 10 Rules and Regulations for Contents Before the Contest Board of the Wyoming School for the Deaf
- Chapter 11 Rules and Regulations for Information Practices for the Wyoming State Department of Education, Wyoming School for the Deaf, and Wyoming Offices of the Visually Handicapped
- Chapter 12 Rules and Regulations for Programs for the Educationally Disadvantaged
- Chapter 15 Rules and Regulations for Alternative Education Services
- Chapter 28 Rules and Regulations for Wyoming School for the Deaf Regulations

The public comment period runs from December 28, 2009 through February 10, 2010.

If you have any questions or need additional information, please contact Teresa Canjar at (307)777-6213.

JM/tc

Attachment



## Notice of Intent to Adopt Rules

<b>1. General Information</b>		
a. Agency/Board Name <i>See attached list for references</i> Wyoming Department of Education		
b. Agency/Board Address 2300 Capitol Avenue, Hathaway Building, 2nd Floor	c. Agency/Board City Cheyenne	d. Agency/Board Zip Code 82002
e. Name of Contact Person Teresa Canjar	f. Contact Telephone Number 777-6213	
g. Contact Email Address tcanja@educ.state.wy.us		
h. Date of Public Notice: December 28, 2009	i. Comment Period Ends: February 10, 2010	
j. Program(s) <i>See attached list for references</i> See attached.		
<b>2. Rule Type and Information</b>		
a. Choose all that apply: <input type="checkbox"/> New Rules* <input type="checkbox"/> Amended Rules <input checked="" type="checkbox"/> Repealed Rules		
* "New" rules means the first set of regular rules to be promulgated by the Agency after the Legislature adopted a new statutory provision or significantly amended an existing statute.		
If "New," provide the Enrolled Act number and year enacted:		
b. Provide the Chapter Number, and Short Title of Each Chapter being Created/Amended/Repealed ( <i>if more than 5 chapters are being created/amended/repealed, please use the Additional Rule Information form and attach it to this certification</i> )		
Chapter Number: 10	Short Title: Contests Before the Contest Board of the Wyoming School for the Deaf	
Chapter Number: 11	Short Title: Information Practices Wyoming School for the Deaf/Visually Handicapped	
Chapter Number: 12	Short Title: Programs for the Educationally Disadvantaged	
Chapter Number: 15	Short Title: Alternative Education Services	
Chapter Number: 28	Short Title: Wyoming School for the Deaf Regulations	
c. <input checked="" type="checkbox"/> The Statement of Reasons is attached to this certification.		
d. <input checked="" type="checkbox"/> N/A <input type="checkbox"/> In consultation with the Attorney General's Office, the Agency's Attorney General representative concurs that strike and underscore is not required as the proposed amendments are pervasive (Section 5 of the Rules on Rules).		
e. A copy of the proposed rules* may be obtained:		
<input checked="" type="checkbox"/> By contacting the Agency at the physical and/or email address listed in Section 1 above. <input type="checkbox"/> At the following URL: _____		
* If Item "d" above is not checked, the proposed rules shall be in strike and underscore format.		

**3. Public Comments and Hearing Information**

a. A public hearing on the proposed rules has been scheduled.  Yes  No

If "Yes:"	Date:	Time:	City:	Location:

b. What is the manner in which interested person may present their views on the rulemaking action?  
 By submitting written comments to the Agency at the physical and/or email address listed in Section 1 above.  
 At the following URL: \_\_\_\_\_

A public hearing will be held if requested by 25 persons, a government subdivision, or by an association having not less than 25 members. Requests for a public hearing may be submitted:  
 To the Agency at the physical and/or email address listed in Section 1 above.  
 At the following URL: \_\_\_\_\_

c. Any person may urge the Agency not to adopt the rules and request the Agency to state its reasons for overruling the consideration urged against adoption. Requests for an agency response must be made prior to, or within thirty (30) days, after adoption of the rule, addressed to the Agency and Contact Person listed in Section 1 above.

**4. Federal Law Requirements**

a. These rules are created/amended/repealed to comply with federal law or regulatory requirements.  Yes  No

If "Yes:"	Applicable Federal Law or Regulation Citation:

Indicate one (1):  
 The proposed rules meet, but do not exceed, minimum federal requirements.  
 The proposed rules exceed minimum federal requirements.

Any person wishing to object to the accuracy of any information provided by the Agency under this item should submit their objections prior to final adoption to:  
 To the Agency at the physical and/or email address listed in Section 1 above.  
 At the following URL: \_\_\_\_\_

**5. State Statutory Requirements**

a. Indicate one (1):

- The proposed rule change *MEETS* minimum substantive statutory requirements.
- The proposed rule change *EXCEEDS* minimum substantive statutory requirements. Please provide a statement explaining the reason the rules exceeds the requirements:

**6. Authorization**

a. I certify that the foregoing information is correct.

Printed Name of Authorized Individual	Jim McBride, Ed.D.
Title of Authorized Individual	Superintendent
Date of Authorization	December 22, 2009

**Distribution List:**

- Attorney General and LSO: Hard copy of Notice of Intent; Statement of Reasons; Clean copy of the rules; and Strike-through and underline version of rules (if applicable).
- Secretary of State: Electronic version of Notice of Intent sent to [rules@state.wy.us](mailto:rules@state.wy.us)