

**RULES
OF
THE STATE BOARD OF EDUCATION**

**CHAPTER 0520-07-01
NON-PUBLIC SCHOOLS ADMINISTRATIVE RULES**

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0520-07-01-.01 CREATION OF THE ADVISORY COUNCIL FOR NON-PUBLIC SCHOOLS.

- (1) The Commissioner of Education shall appoint a nine (9) member Advisory Council for Non-Public Schools to advise the Department of Education on policies relating to non-public school administration.
- (2) The term of each council member shall be for three (3) years, and members may be re-appointed.

Authority: T.C.A. §§ 49-1-201, 49-1-302, 49-50-801, and 49-6-3001. **Administrative History:** Original rule filed April 24, 1987; effective June 8, 1987. Repealed and new rule filed March 16, 1992; effective June 29, 1992. Amendments filed March 24, 2017; effective June 22, 2017.

0520-07-01-.02 REPOSITORY FOR PERMANENT RECORDS.

- ~~(1) Non-public~~ Category I, II, III, and V private schools and Category IV church-related schools which cease operation shall place their student academic and attendance records ~~in the office of the appropriate school administrator as specified below:~~
- ~~(a) Schools which merge, consolidate, or undergo change of ownership shall deposit their records with the continuing school;~~
- ~~(b) Schools which are a part of a system, an organization, a franchise, or a ministry of a local church or a group of churches shall deposit their records with the appropriate ongoing administrative office;~~
- ~~(c) Schools may deposit their records with another private school in the near vicinity; or~~
- ~~(d)~~ (1) Unless records are deposited in accordance with (a), (b), or (c) above, schools shall deposit their records with the local public school system where the non-public school was located. Category II, III and IV schools shall also send a copy of student academic and attendance records to the school's accrediting or membership agency, if required by the agency. These records may be maintained electronically.
- (2) Category I, II, III, and V private Non-public schools and Category IV church-related schools which cease operation shall notify the superintendent Director of Schools of the public school system where the school was located and the State Department of Education ("Department") utilizing the closing form provided by the Department.
- (3) Category I, II, III, and V private Non-public schools and Category IV church-related schools which cease operation shall give adequate public notice of ~~publish~~ the location of student records, including, but not limited to, publication in local newspapers and ~~on their website,~~ and shall send written communication to all parents of enrolled students, with a copy submitted to the Department.

Authority: T.C.A. § 49-1-201, 49-1-302, 49-50-801, and 49-6-3001. **Administrative History:** Original rule June, 2017 (Revised)

0520-07-01-.03 STUDENT TRANSFERS.

- (1) ~~(1)~~ Students may transfer among public schools, ~~or and~~ Category I, II, ~~or III~~ ~~non-public~~ private schools without loss of credit for completed work. ~~See Chapter 0520-01-03.~~
- (2) The school which the student leaves must supply a ~~properly~~ certified transcript showing the student's record of attendance, achievement, and the units of credit earned. To be certified, a transcript must be sent by the custodian of records at the student's former school to the requesting school, with a signed certification acknowledging the accuracy of the transcript. The parent or guardian of the student shall be notified by the school that the transcript is being sent. However, this rule shall not be construed as to supersede any contractual obligation of parents with the ~~non-public/private~~ school (e.g., withholding of grades until all tuition/fees are paid).
- (3) Local boards of education and public charter schools shall not prohibit or impede the transfer of a student from a Category IV church-related school, Category V private school, or a home school to a public school of this state. Local boards of education and public charter schools may, however, place students transferring from a Category IV church-related school, Category V private school, ~~or~~ home school to a public school in a grade level and confer credit for courses based upon the student's performance on a test administered by the local board or public charter school for that purpose.
- (a) If a local board of education or public charter school administers a test to students transferring from a Category IV church related school, Category V private school, ~~or~~ home school, to a public school, students shall be allowed credit only when they have passed comprehensive written examinations- approved, ~~administered,~~ ~~and~~ ~~graded~~ ~~by~~ the principal ~~or~~ ~~designee~~ of the public ~~school~~. Student scores from a recognized standardized test may substitute for the required comprehensive written examinations. If ~~the local board of education or charter school requires tests for students transferring from another public school system, the same test shall be administered to students transferring from a Category IV church-related school, Category V private school, ~~or~~ home school.~~
- (b) The examination administered to students in ~~grades one through eight~~ ~~(1-8)~~ shall cover only ~~the last grade completed.~~
- (c) The examinations administered to students in grades nine through twelve (9-12) shall cover the individual subjects ~~appearing on the certified transcripts~~. The examination for ~~graduation requirement subjects may only cover the last course completed by the student (for example, if a student has completed English I, II, and III, the examination may only cover English III).~~
- (d) The parent of a home school student is ~~authorized to transmit transcripts of a student to any school to which the student transfers or applies for admission when the records are requested by the receiving school.~~

Authority: T.C.A. §§ 49-1-201, 49-1-302, 49-50-801, 49-6-3050 and 49-6-3001. **Administrative History:** Original rule filed April 24, 1987; effective June 8, 1987. Repealed and new rule filed March 16, 1992; effective June 29, 1992. Repeal and new rule filed December 28, 2005; effective April 28, 2006. Amendments filed March 24, 2017; effective June 22, 2017.

0520-07-01-.04 REPORTING AND MONITORING REQUIREMENTS.

- (1) The Department shall develop reporting procedures for Category I, II, III, and V private schools and Category IV church-related schools and shall establish corresponding deadlines for submission of required reports to the Department.

- (2) Category I, II, III, and V private schools and Category IV church-related schools approved by the State Board pursuant to T.C.A. § 49-50-801(e)(1) and State Board rule 0520-02-.05(2) may be subject to monitoring conducted by the Department to ensure compliance with this Chapter, State Board rules Chapter 0520-07-02, and any applicable state or federal laws. Monitoring of Category II and III schools shall be conducted in consultation with the school's accrediting or membership agency.
- (3) Category II, III, and IV accrediting and membership agencies shall publish accreditation policies and lists of all accredited and/or member schools on a publicly available website. Category II, III and IV accrediting and membership agencies shall also submit an updated list of all accredited or member schools annually to the Department by the deadline established by the Department. Category II, III and IV accrediting agencies shall also notify the Department of any schools that are added or removed from the agency's list of accredited or member schools within ten (10) business days of the addition or removal.

Authority: T.C.A. §§ 49-1-201, 49-1-302, 49-50-801, and 49-6-3001. Administrative History: