



# LOUISIANA DEPARTMENT OF EDUCATION

March 24, 2020

Mrs. Sandy Holloway, President  
Louisiana Board of Elementary and Secondary Education  
1201 North Third Street  
Baton Rouge, LA 70802

President Holloway:

Pursuant to the authority granted to the BESE President in LAC 28: I.305.B. to make ad hoc decisions for the board in times of emergency, and subject to ratification by the board, I am requesting a second waiver of BESE rules specifically to support early childhood centers severely impacted by the recent COVID-19 public health emergency in an effort to assist with fulfilling the [Governor's Stay at Home Order](#) and [guidance](#) from the Louisiana Department of Health. The length of each waiver is defined below, in order to address the needs of educators, students, and children.

## Rules Impacting Family Child Care Providers and In-Home Child Care Providers

- The waiver requests within this section allows the Department flexibility in inspections for the health and safety of the community. It allows flexibility for Family Child Care Providers and In-Home Providers that are necessary in order to provide care quickly for essential employees during this public health emergency.
  - Bulletin 139 §515(A), to allow Family Child Care Providers and In-Home Providers to receive the same state maximum payments of Type III CCAP providers. This waiver shall remain in effect until June 30, 2020, unless terminated sooner by the Superintendent.
  - Bulletin 139 §309(A)(5), to allow the Department to approve CCAP Family Child Care Providers prior to the approval from the State Fire Marshal, provided approval is received from the State Fire Marshal within 90 days of certification. This waiver shall remain in effect until June 30, 2020, unless terminated sooner by the Superintendent.
  - Bulletin 139 §309(A)(11), to extend annual training by 90 days for all training that expires between March 13, 2020 and September 30, 2020.
  - Bulletin 139 §309(B), to extend the requirement for annual inspections of Family Child Care Providers to over 12 months if the annual inspection date falls between March 13, 2020 and June 30, 2020.
  - Bulletin 139 §311(A)(4), to allow the Department to approve CCAP In-Home Providers prior to the approval from the State Fire Marshal, provided approval is received from the State Fire Marshal within 90 days of certification. This waiver shall remain in effect until June 30, 2020, unless terminated sooner by the Superintendent.

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- Bulletin 139 §311(A)(10), to extend annual training by 90 days for all training that expires between March 13, 2020 and September 30, 2020.
- Bulletin 139 §311(B), to extend the requirement for annual inspections of In-Home Providers to over 12 months if the annual inspection date falls between March 13, 2020 and June 30, 2020.

If approved, these waivers of BESE rules will be subject to the ratification of the state board at its next regularly scheduled meeting and will be immediately communicated to impacted persons and entities as they attempt to respond to this devastating event. Thank you for your consideration of this request.

Sincerely,

DocuSigned by:

*Beth Scioneaux*

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Beth Scioneaux

Acting State Superintendent of Education

Approved: \_\_\_\_\_

*Sandy Holloway*

Sandy Holloway, President

Louisiana Board of Elementary and Secondary Education

Date: March 25, 2020

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