

SUBCHAPTER 06J – NORTH CAROLINA SCHOOLS FOR THE DEAF

SECTION .0100 - ADMINISTRATIVE PROCEDURES

16 NCAC 06J .0101 **CAMPUSES**

(a) The North Carolina School for the Deaf is located at the principal address on Highway 64 South in Morganton, North Carolina 28655. The Morganton school provides pre-school through eighth grade education for deaf and educationally hard-of-hearing children from the following 38 counties: Alexander, Alleghany, Anson, Ashe, Avery, Buncombe, Burke, Cabarrus, Caldwell, Catawba, Cherokee, Clay, Cleveland, Davie, Gaston, Graham, Haywood, Henderson, Iredell, Jackson, Lincoln, Macon, Madison, McDowell, Mecklenburg, Mitchell, Polk, Rowan, Rutherford, Stanly, Surry, Swain, Transylvania, Union, Watauga, Wilkes, Yadkin, and Yancey; and ninth through twelfth grade education for deaf or educationally hard-of-hearing children from the following 46 counties: Alexander, Alleghany, Anson, Ashe, Avery, Buncombe, Burke, Cabarrus, Caldwell, Catawba, Cherokee, Clay, Cleveland, Davidson, Davie, Forsyth, Gaston, Graham, Guilford, Haywood, Henderson, Iredell, Jackson, Lincoln, Macon, Madison, McDowell, Mecklenburg, Mitchell, Montgomery, Polk, Randolph, Richmond, Rockingham, Rowan, Rutherford, Stanly, Stokes, Surry, Swain, Transylvania, Union, Watauga, Wilkes, Yadkin, and Yancey.

(b) The Eastern North Carolina School for the Deaf is located on Highway 301, Wilson, North Carolina, 27894. The Wilson school provides pre-school through eighth grade education for deaf and educationally hard-of-hearing children from the following 43 counties: Beaufort, Bertie, Bladen, Brunswick, Camden, Carteret, Chowan, Columbus, Craven, Cumberland, Currituck, Dare, Duplin, Edgecombe, Franklin, Gates, Greene, Halifax, Harnett, Hertford, Hyde, Johnston, Jones, Lenoir, Martin, Nash, New Hanover, Northampton, Onslow, Pamlico, Pasquotank, Pender, Perquimans, Pitt, Robeson, Sampson, Tyrrell, Vance, Wake, Warren, Washington, Wayne, and Wilson; and ninth through twelfth grade education for deaf or educationally hard-of-hearing children from the following 54 counties: Alamance, Beaufort, Bertie, Bladen, Brunswick, Camden, Carteret, Caswell, Chatham, Chowan, Columbus, Craven, Cumberland, Currituck, Dare, Duplin, Durham, Edgecombe, Franklin, Gates, Granville, Greene, Halifax, Harnett, Hertford, Hoke, Hyde, Johnston, Jones, Lee, Lenoir, Martin, Moore, Nash, New Hanover, Northampton, Onslow, Orange, Pamlico, Pasquotank, Pender, Perquimans, Person, Pitt, Robeson, Sampson, Scotland, Tyrrell, Vance, Wake, Warren, Washington, Wayne, and Wilson.

(c) The Central North Carolina School for the Deaf is located on Highway 29 North, Greensboro, North Carolina, 27405. The Greensboro school provides pre-school through eighth grade education for deaf or educationally hard-of-hearing children from the following 19 counties: Alamance, Caswell, Chatham, Davidson, Durham, Forsyth, Granville, Hoke, Guilford, Lee, Montgomery, Moore, Orange, Person, Randolph, Richmond, Rockingham, Scotland, and Stokes.

History Note: *Authority G.S. 115-336; 115C-123; 143B-10; 143B-216.33(a)(2);
Eff. February 1, 1976;
Amended Eff. June 1, 1990;
Transferred from 10A NCAC 94 .0101 Eff. June 1, 2011.*

16 NCAC 06J .0102 **ELIGIBILITY**

(a) The Department of Health and Human Services, Office of Education Services, North Carolina Schools for the Deaf, shall upon application, admit into the school for the purposes of education all hearing impaired children who are residents of the state, who are between the ages of 6 and 21 years; provided that the Department of Health and Human Services, Office of Education Services, North Carolina Schools for the Deaf, may admit students under the age of six years when in its judgment, such admission will be in the best interests of the applicant and the facilities of the school.

(b) Only those who are bona fide citizens and or residents of North Carolina shall be eligible and entitled to receive free tuition and maintenance.

(c) Non-resident deaf or hard-of-hearing children may be admitted, but in no event shall the admission of non-residents in any way prevent the attendance of any eligible deaf or hard-of-hearing child, resident of North Carolina.

(d) Provided the non-resident child complies with Paragraphs (a) to (c) of this Rule, the child can be admitted to the school if he or she pays the per capita cost as reflected by the school's records.

History Note: *Authority G.S. 115-340; 115C-110; 115C-111; 115C-124; 155C-366.1;
143B-10; 143B-216.33(a)(2);
Eff. February 1, 1976;
Amended Eff. April 1, 1990;*

Transferred from 10A NCAC 94 .0102 Eff. June 1, 2011.

16 NCAC 06J .0103 APPLICATION PROCEDURES

The following procedures are required to be followed by all children requesting admission to the Office of Education Services Schools for the Deaf:

- (1) The parent or guardian shall complete the general application form available at the Division's Central Office, the school's principal office or at any campus office and submit the form to the superintendent, or his delegated representative.
- (2) Upon receipt of the application, the school will notify the parent or guardian of the date and time for an evaluation of the child's hearing loss.
- (3) As a result of this evaluation, the school shall make a decision concerning the child's admission to the school.
- (4) The parents or guardian will be promptly notified of the school's decision.

History Note: Authority G.S. 115-340; 115C-110; 115C-111; 143B-10; 143B-216.33(a)(2); Eff. February 1, 1976; Amended Eff. April 1, 1990; Transferred from 10A NCAC 94 .0103 Eff. June 1, 2011.

16 NCAC 06J .0104 STUDENT FEE

A student fee of fifty dollars (\$50.00) per year is charged residential students and twenty-five dollars (\$25.00) per year for day students.

History Note: Authority G.S. 115C-126.1; 143B-216.33(d); Eff. February 1, 1976; Transferred from 10A NCAC 94 .0104 Eff. June 1, 2011.

16 NCAC 06J .0105 REFUNDS

- (a) A student entering school anytime after December 31st of the school year shall pay one-half of the yearly rate.
- (b) If the student pays the annual fee upon entering school and then leaves school on or before December 31st of the school year, one-half of the fee shall be refunded.
- (c) A student leaving school at anytime after December 31st of the school year shall not be entitled to any refund.

History Note: Authority G.S. 115C-126.1; 143B-216.33(d); Eff. February 1, 1976; Transferred from 10A NCAC 94 .0105 Eff. June 1, 2011.

16 NCAC 06J .0106 DEFINITION

This statement of policy shall define confidential information as being any personal facts or information pertaining to the student or his family which have been made available to the school for those needs and purposes related to the school's program.

History Note: Authority G.S. 115C-114; 143B-216.33(d); Eff. February 1, 1976; Transferred from 10A NCAC 94 .0106 Eff. June 1, 2011.

16 NCAC 06J .0107 CONSENT REQUIRED FROM STUDENT OR PARENT

Confidential information concerning a student will not be made available to any individual or agency outside the school without the consent of the parent, legal guardian or the student if 18 years of age or older.

History Note: Authority G.S. 115C-114; 143B-216.33(d); Eff. February 1, 1976; Transferred from 10A NCAC 94 .0107 Eff. June 1, 2011.

16 NCAC 06J .0108 CONSENT REQUIRED FROM FORMER STUDENT OR PARENT

Confidential information related to a former student is not to be divulged or sent to any agency or individual requesting such information without the consent of the former student if 18 or more years of age or his parent or legal guardian.

History Note: Authority G.S. 115C-114; 143B-216.33(d);
Eff. February 1, 1976;
Transferred from 10A NCAC 94 .0108 Eff. June 1, 2011.

16 NCAC 06J .0109 USE OF SCHOOL'S RECORDS FOR RESEARCH

- (a) The superintendent or his delegated representative must approve the use of school records for research or training purposes. If permission is granted for research, the identity of the student and his family must be concealed.
- (b) Individuals or groups who wish to observe, interview or conduct any type of research or evaluation must also obtain permission from the superintendent or his delegated representative.

History Note: Authority G.S. 115C-114; 143B-10(a),(e),(f),(j); 143B-216.33;
Eff. February 1, 1976;
Amended Eff. April 1, 1990;
Transferred from 10A NCAC 94 .0109 Eff. June 1, 2011.

16 NCAC 06J .0110 AVAILABILITY OF RECORDS TO STAFF MEMBERS

- (a) Confidential treatment of files by staff members is mandatory.
- (b) Records and files are available for use by staff members at the discretion of those responsible for keeping the files. Information gained about students or parents is not to be discussed or divulged to other staff members or any other person except as authorized in G.S. 115C-114.
- (c) Volunteers, practice teachers or teacher trainees are not to have access to confidential and personal files.
- (d) All discussions concerning confidential information are to be held in private.

History Note: Authority G.S. 115C-114; 143B-216.33(d);
Eff. February 1, 1976;
Amended Eff. September 1, 1990;
Transferred from 10A NCAC 94 .0110 Eff. June 1, 2011.

SECTION .0200 - STUDENT RULES

16 NCAC 06J .0201 HOME VISITS

- (a) All students must sign out with the dormitory director on leaving and sign in on returning.
- (b) Students must have their parent's permission to be picked up or travel with someone other than the parents for going home purposes.

History Note: Authority G.S. 143B-216.33;
Eff. February 1, 1976;
Recodified from 10 NCAC 23B .0101 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0201 Eff. June 1, 2011.

16 NCAC 06J .0202 VISITS TO OTHER STUDENT'S HOMES

Students are permitted to go home with other students with written permission from parents of both students.

History Note: Authority G.S. 143B-10(a),(e),(j); 143B-216.33(a)(2),(d);
Eff. February 1, 1976;
Amended Eff. April 1, 1990;
Recodified from 10 NCAC 23B .0102 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0202 Eff. June 1, 2011.

16 NCAC 06J .0203 REIMBURSEMENT FOR DAMAGED PROPERTY

A student who damages or defaces state property will be required to pay for repair or replacement of such property. Also, disciplinary action could be taken if deemed necessary by the administration.

History Note: Authority G.S. 115C-523; 143B-216.33(d);
Eff. February 1, 1976;
Recodified from 10 NCAC 23B .0401 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0203 Eff. June 1, 2011.

16 NCAC 06J .0204 ALCOHOLIC BEVERAGES

The possession or use of any alcoholic beverage is prohibited.

History Note: Authority G.S. 143B-216.33;
Eff. February 1, 1976;
Recodified from 10 NCAC 23B .0402 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0204 Eff. June 1, 2011.

16 NCAC 06J .0205 DRUGS

The possession or use of any drugs, except for over-the-counter drugs or those prescribed by a medical doctor, is prohibited.

History Note: Authority G.S. 143B-216.33;
Eff. February 1, 1976;
Recodified from 10 NCAC 23B .0403 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0205 Eff. June 1, 2011.

16 NCAC 06J .0206 TOBACCO PRODUCTS

The possession or use of tobacco products is prohibited, except in designated smoking areas.

History Note: Authority G.S. 143B-10(a),(e),(j); 143B-216.33(a)(2),(d);
Eff. February 1, 1976;
Amended Eff. April 1, 1990;
Recodified from 10 NCAC 23B .0404 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0206 Eff. June 1, 2011.

16 NCAC 06J .0207 LEAVING CAMPUS

The superintendent or his authorized representative shall determine the hours during which students are authorized to leave campus. The superintendent or his authorized representative shall determine social regulations for the students.

History Note: Authority G.S. 143B-10(a),(e),(j); 143B-216.33(a)(2),(d);
Eff. February 1, 1976;
Amended Eff. April 1, 1990;
Recodified from 10 NCAC 23B .0406 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0207 Eff. June 1, 2011.

16 NCAC 06J .0208 EXPULSION

The superintendent or his authorized representative shall have the authority to regulate student expulsion standards for violation of .0401 to .0404, of this Section and any other unacceptable behavior. Procedures specified in G.S. 115C-112 are hereby adopted by reference pursuant to G.S. 150B-14(c).

History Note: Authority G.S. 115C-111; 115C-112; 143B-10(a),(e),(j); 143B-216.33(a)(2),(d);
Eff. February 1, 1976;
Amended Eff. April 1, 1990;
Recodified from 10 NCAC 23B .0407 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0208 Eff. June 1, 2011.

SECTION .0300 - PERSONNEL

16 NCAC 06J .0301 AUTHORITY OF CLASSROOM TEACHERS/DORMITORY PERSONNEL

Teachers and house parents may make rules or arrangements necessary to provide the best atmosphere for learning and the well being of the students in the classroom and dormitory. All rules and arrangements are to be consistent with the approved policies and philosophy of the Office of Education Services Schools for the Deaf.

*History Note: Authority G.S. 115C-307; 143B-10(a),(e),(j); 143B-216.33(a)(2),(d);
Eff. February 1, 1976;
Amended Eff. April 1, 1990;
Recodified from 10 NCAC 23B .0408 Eff. May 31, 1991;
Transferred from 10A NCAC 94 .0301 Eff. June 1, 2011.*