

SUBCHAPTER 06K – EDUCATION SERVICES FOR THE DEAF AND BLIND (EDSB)

16 NCAC 06K .0101 SCHOOL SECURITY

*History Note: Authority G.S. 115C-150.13; N.C. Constitution, Article IX, Sec. 5;
Interim Rule status conferred Eff. June 27, 2018, pursuant to S.L. 2018-114, sec. 27.(b);
Emergency Adoption Eff. August 20, 2019;
Emergency Adoption Expired Eff. November 19, 2020.*

16 NCAC 06K .0102 DUE PROCESS FOR EXCEPTIONAL CHILDREN STUDENTS

*History Note: Authority G.S. 115C-150.13; N.C. Constitution, Article IX, Sec. 5;
Interim Rule status conferred Eff. June 27, 2018, pursuant to S.L. 2018-114, sec. 27.(b);
Emergency Adoption Eff. August 20, 2019;
Emergency Adoption Expired Eff. December 6, 2019.*

16 NCAC 06K .0103 NC STANDARD COURSE OF STUDY, OCCUPATIONAL COURSE AND EXTENDED CONTENT STANDARDS

*History Note: Authority G.S. 115C-150.13; N.C. Constitution, Article IX, Sec. 5;
Interim Rule status conferred Eff. June 27, 2018, pursuant to S.L. 2018-114, sec. 27.(b);
Emergency Adoption Eff. August 20, 2019;
Emergency Adoption Expired Eff. November 19, 2020.*

16 NCAC 06K .0104 PLACEMENT PROCEDURES

- (a) For purposes of this Section, "State residential school(s)" means the North Carolina School for the Deaf, the Eastern North Carolina School for the Deaf, or the Governor Morehead School for the Blind.
- (b) Education Services for the Deaf and Blind (ESDB) is the division within the Department of Public Instruction responsible for managing the administration of the State residential schools.
- (c) All contact concerning possible admission to a State residential school must be initiated by the local education agency (LEA), as defined in G.S. 115C-106.3(11), or local school public school unit, as defined in G.S. 115C-5(7a), where the student seeking admission to a residential school is domiciled or that the student attends.
- (d) The student's Individual Education Program (IEP) team established under the 2004 Individuals with Disabilities Education Improvement Act, 20 U.S.C. 1400, et seq., as amended, and federal regulations adopted under that Act, shall permit the ESDB to:
- (1) participate in discussions and decisions about the least restrictive environment for student in accordance with G.S. 115C-107.2(b)(2);
 - (2) review any information or documents that the LEA or local public school unit, submits in support of its request for admission; and
 - (3) observe the student referred in multiple settings, including the student's classroom, cafeteria, and a non-structured settings.
- (e) If the student's IEP team decides that residential school placement is the least restrictive environment for the student, the ESDB shall admit the student.

*History Note: Authority G.S. 115C-12; 115C-107.2; 115C-150.13;
Emergency Adoption Eff. August 20, 2019;
Eff. December 1, 2020.*

16 NCAC 06K .0105 WEAPONS PROHIBITED ON SCHOOL PROPERTY

- (a) No employee or other person shall carry, or engage another person to carry, whether openly or concealed, an unauthorized weapon as defined in Paragraph (b) of this Rule, on to residential school property at any time, except as authorized by Paragraph (d) this Rule.
- (b) "Unauthorized weapon" is defined as any weapon listed in G.S. 14-269.2(b) through (e).
- (c) "Residential school property" is defined as any building, bus, school campus, grounds, recreational area, athletic field, or other property owned, used, or operated by the North Carolina School for the Deaf, the Eastern North Carolina School for the Deaf, or the Governor Morehead School for the Blind.

(d) This Rule shall not apply to weapons or persons listed in G.S. 14-269.2(g)(1), (1a), (2), and (7).

(e) Any employee who is aware that an unauthorized weapon has been carried onto residential school property must immediately notify the school director.

(1) Violation of this Rule may subject the employee to disciplinary action up to and including dismissal.

(2) The school director shall immediately report violations of this Rule to law enforcement.

*History Note: Authority G.S. 14-269; 14-269.2; 115C-12; 115C-150.11;
Emergency Adoption Eff. August 20, 2019;
Eff. December 1, 2020.*