

Summary of SBE Responsibilities Articulated in §164, Status, and Resources Needed for FY2025

Statutory Reference	Requirement/Expectation	Status	Resources Needed
§164 (General)	<p>Engage local school board members and the broader community and, consistent with this title, its rules, and rules adopted by the Secretary, establish and regularly update a long-term strategic vision or educational services in Vermont.</p> <p>Advise the General Assembly, Governor, and Secretary of Education on high-priority policies and issues as they arise.</p> <p>Act in accordance with legislative mandates, including the adoption of rules and executing special assignments.</p>	<p>SBE has not engaged in effort to develop strategic vision.</p> <p>SBE consults with GA, Governor's office, and AOE secretary on an as needed/requested basis.</p> <p>Majority of education rules for which SBE is responsible are outdated (by at least 20 years) and need updating.</p>	<p>One-time appropriation request of \$150,000 for outside consultant to facilitate strategic visioning process, including public engagement in this process</p> <p>Accommodated within existing resources.</p> <p>SBE carries out legislative mandates but requests that the General Assembly include funding for it to do so.</p> <p>See accompanying Estimate of Legal Services Costs for Updating SBE Rules</p>
§164(1)	Establish advisory commissions to assist the Board in carrying out its duties.	The SBE does not currently have advisory commissions in place.	Accommodated within existing resources.
§164(2)	Authority to enter into agreements with school districts, municipalities, states, the US, foundations, agencies or individuals for service, educational programs, or research projects.	SBE retains and exercises this authority as needed.	Accommodated within existing resources.
§164(3)	Examine and determine all appeals that by law are made to it and prescribe rules of practice in respect thereto, not inconsistent with law	SBE regularly hears appeals.	SBE budget should include funding to retain a hearing officer or to secure an attorney on retainer; this expense is included in SBE Annual Budget spreadsheet.

§164(6)	Make regulations governing the attendance and records of all students and the department of students attending public schools	<p>SBE is responsible for rule series:</p> <ul style="list-style-type: none"> - 2000 (Education quality standards; last updated 2024) - 2300 (Length of school day and year; <u>last updated 2016</u>) - 4100 (Pupils; <u>last updated 1991</u>) 	See accompanying Estimate of Legal Services Costs for Updating SBE Rules
§164(7)	Adopt rules pursuant to 3 VSA Chapter 25 to carry out the powers and duties of the Board as directed by the General Assembly, within the limitations of legislative intent.	SBE is responsible for updating and maintaining its rules, some of which have not been updated since the 1990s	See accompanying Estimate of Legal Services Costs for Updating SBE Rules
§164(9)	Implement and continually update standards for student performance in appropriate content areas and at appropriate intervals for K-12 education, and methods of assessment to determine whether standards are met	<ul style="list-style-type: none"> - The SBE's Student Performance Standards Committee considers recommendations for updating education standards, including obtaining public comment and advice from AOE and other content experts - Full SBE approves/ disapproves standards for K12 student performance - Full SBE approves/ disapproves assessments and measures used by the AOE to assess student performance against approved standards 	Accommodated within existing resources.
§164(11)	Determine educational standards for admission to and graduation from the public schools	SBE is responsible for rule series 2000 (Education quality standards; last updated 2024)	No additional resources needed for FY2025.
§164(13)	<p>Serve as State Board for the program of adult education and literacy.</p> <p>Act as approval agency for educational institutions conducting programs of adult education and literacy.</p>	<p>SBE is responsible for rule series 2400 (Vermont Adult Education rules; <u>last substantive update 1997</u>)</p> <p>SBE approves educational institutions providing adult education and literacy</p>	See accompanying Estimate of Legal Services Costs for Updating SBE Rules
§164(14)	Adopt rules for approval of independent schools	SBE is responsible for rule series 2200 (independent school approval; last updated 2024)	No additional resources needed for FY2025.

§164(15)	Establish criteria governing the establishment of a system for receiving, depositing, accounting, and disbursing SU/SD funds	Act 127 assigned responsibility for developing standards for financial management to AOE AOE developed and is responsible for Series 100 – District Quality Standards	AOE responsibility
§164(16)	In cooperation with the Secretary, ensure that AOE develops information, plans, and assistance to aid in making technology and telecommunications available and coordinated in all school districts. Develop guidelines for distributing funding for developing or expanding distance learning technologies, to encourage collaboration between schools and school districts to realize economic and educational efficiencies.	SBE needs to develop rules to implement statute.	See accompanying Estimate of Legal Services Costs for Updating SBE Rules
§164(17)	Report annually on the condition of education statewide and on a SU basis.	The SBE has not developed this report in recent memory.	Requires detailed data from AOE and technical support for data analysis and reporting. Annual budget request: \$30,000
§164(18)	Ensure that Vermont’s students, including students enrolled in secondary career technical education, have access to substantially equal educational opportunity by developing a system to evaluate the equalizing effects of Vermont’s education finance system and EQS (under §165)	SBE is responsible for rule series: - 2000 (Education quality standards; last updated 2024) - 2200 (Independent school approval; last updated 2024) - 2370 (career and technical education; <u>last updated 2002</u>) SBE has initiated efforts to update rule series 2370 during 2025. SBE has not developed this system of evaluation.	FY25-FY26 budget request to update CTE rules: \$50,000 One-time budget appropriation request to develop evaluation system with assistance from independent equity auditor: \$75,000

§164(20)	Constitute the State Council for the Interstate Compact on Educational Opportunity for Military Children and appoint to the Council a Compact Commissioner and Military Family Education Family Liaison	SBE approves appointments to Council with Agency recommendation	Accommodated within existing resources.
§164(21)	Report annually to the Governor and General Assembly on the progress the Board has made on the development of education policy for the state.	<p>This appears to be outdated language, as Act 66 (2021) removed the SBE's authority to establish and advance education policy for the State of Vermont.</p> <p>SBE submits annual report to the Governor and General Assembly on Board activities.</p>	Accommodated within existing resources.