



Jeffrey C. Riley
Commissioner

Massachusetts Department of Elementary and Secondary Education

75 Pleasant Street, Malden, Massachusetts 02148-4906

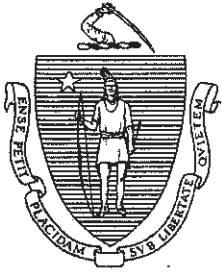
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NOTICE OF PUBLIC COMMENT

Pursuant to its authority under M.G.L. c.69, § 1B and c.71, §§ 37H and 37H¾, and in accordance with the Administrative Procedure Act, M.G.L. c. 30A, § 3, the Massachusetts Board of Elementary and Secondary Education (Board) is soliciting public comment on the proposed amendment to 603 CMR 53.00, Student Discipline Regulations.

The proposed amendment would conform the regulatory language in 603 CMR 53.05, Alternatives to Suspension under M.G.L. c. 71, § 37H¾, to the updated statutory language in M.G.L. c. 71, § 37H¾(b), as amended by Acts of 2022, c. 177, § 29. The updated statute specifies procedures and documentation that are required before public school students are suspended for disciplinary matters covered by M.G.L. c. 71, § 37H¾.

Copies of the proposed amendment are available on the Department's [website](http://www.doe.mass.edu/lawsregs/) at <http://www.doe.mass.edu/lawsregs/>, or by calling 781-338-3010. Written comments on the proposed amendment may be submitted by mail to: Office of Student and Family Support, Department of Elementary and Secondary Education, 75 Pleasant Street, Malden, MA 02148, by fax to: 781-338-3090, or by e-mail to: achievement@doe.mass.edu. The deadline for submission of public comment is **August 11, 2023 at 5pm**. The Board is expected to vote on the proposed amendment at its regular monthly meeting scheduled for September 19, 2023.



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Small Business Impact Statement Pursuant to M.G.L. c. 30A, §2

This statement accompanies the filing by the Department of Elementary and Secondary Education of the proposed amendment to 603 CMR 53.00, Student Discipline Regulations.

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1. The proposed amendment does not affect small businesses.
2. Since the proposed amendment does not affect small businesses, the following considerations are not applicable:
 - a. Reporting, record keeping or other administrative costs required of small businesses for compliance associated with the amendment.
 - b. Appropriateness of performance standards vs. design standards.
 - c. Regulations of this agency or any other state agency, which may duplicate or conflict with the proposed amendment.
 - d. Analysis of whether the proposed amendment is likely to deter or encourage the formation of new business in the state.

Submitted by:

Rhoda E. Schneider

Rhoda E. Schneider, on behalf of the Department of Elementary and Secondary Education

Date: 6/28/23