



MINUTES OF THE RULES COMMITTEE MEETING HELD BY CONFERENCE CALL ON July 11, 2018

PRESENT	Mary Gable Kathleen Berg Daniel Dunham Alex Erwin Taneka Miller	Chair and Maryland Commissioner Hawaii Commissioner Virginia Commissioner Designee North Carolina Commissioner Vice-Chair and District of Columbia Commissioner
	Cherise Imai Rick Masters Lindsey Dablow Richard Pryor	Executive Director General Counsel Training and Operations Associate Communications Associate
ABSENT	Douglas Ragland Robert Staver Charles Tack for Diane Douglas	Alabama Commissioner Pennsylvania Commissioner Arizona Commissioner Designee

ITEM 1 – CALL TO ORDER AND WELCOME

1. Committee Chair and Maryland Commissioner, Mary Gable, called the meeting to order at 2:09 PM EST.

ITEM 2 – AGENDA AND PREVIOUS MINUTES

2. Commissioner Taneka Miller (DC) moved to approve the meeting agenda, seconded by Commissioner Kathleen Berg (HI). Motion carried. Commissioner Berg motioned to approve the April 11, 2018 minutes with revisions, seconded by Commissioner Dan Dunham (VA). Motion carried.

ITEM 3 – OLD BUSINESS

3. *Unique Case Submission Form* – The United States Department of Defense (DOD) Representative, Kathy Facon, requested a field be added to the *Unique Case Submission Form* allowing DOD to submit cases to the Commission. A motion to discuss adding DODEA to the submission form was made by Commissioner Dunham, seconded by Commissioner Berg. Commissioner Dunham supported adding DODEA because they would have access to different cases other than those the Commissioners have access to. Commissioner Berg asked if only DODEA should be added or should DOD be included so SLOs could submit cases. Executive Director Imai stated the DOD instruction document specified reference as the “DOD Representative”. Originally the thought was to allow Commissioners only to submit cases to ensure they were aware of the cases or issues in their state. Commissioner Berg requested additional clarification between “Commissioner Designee” and designees who may submit cases on behalf of a Commissioner. The members agreed to include “DOD Representative (DODEA)” on the case submission form and requested National Office staff revise the form.

4. ***Rules Change Proposal on Dues Increase*** – ED Imai informed the committee the public notice would be released soon to make Commissioners aware of the proposed dues increase, which will be a topic at the fall Annual Business Meeting (ABM).

ITEM 4 – NEW BUSINESS

5. ***New Legal Advisories approved by EXCOM*** – General Counsel Rick Masters presented the three advisories highlighting the Charter School Enrollment and Lottery advisory for discussion. The topic of this legal advisory could become the source for establishing a new Compact Rule if the Rules Committee decides charter schools should allow military students the opportunity to participate in lottery-style admissions outside the designated timeframe. Commissioner Berg voiced opposition to interceding into the charter school programs without discussing it with the full commission at ABM. Commissioner Miller also opposed because of the district law in D.C. stating a MIC3 rule that supersedes the district law would be controversial. Counsel Masters concluded the report stating the Compact would be within its purview to create a rule addressing Charter School Enrollment and Lottery processes for military-connected children but agreed it would be controversial. Members agreed to monitor inquiries to the National Office regarding charter schools, but to take no further action at this time.

6. ***Rules Change Proposal on State Council Annual Meetings*** – A State Council Annual Meeting Rule Draft was submitted by the Compliance Committee. The proposed rule would require state councils to meet annually and submit meeting dates, agendas and minutes to the National Office for archiving. A motion to discuss the proposed rule was made by Commissioner Berg and seconded by Commissioner Daniel Dunham. Commissioner Miller asked for clarification of the current language. ED Imai stated the model language infers state councils are to meet annually but does not provide a mandate. ED Imai explained some states meet several times during the year, but others do not meet and have stated they do not plan to or feel it is necessary. Commissioner Gable informed the committee that Compliance Chair and Minnesota Commissioner Daron Korte expressed willingness to edit the proposed rule where the submission of minutes is concerned but the Compliance Committee thought requiring at least an annual meeting was in line with the Compact's language.

Commissioner Miller asked if the intent of the proposed rule was to verify that state councils and commissioners are working to help military families and address their issues. Commissioner Berg expressed concern with dictating how Commissioners and state councils conduct business within their states. ED Imai explained the Compliance Committee respected the autonomy of the states but felt it was not unreasonable to ask the states to organize one meeting a year to demonstrate they are coordinating with the military reps and there is an avenue to address concerns. Commissioner Miller interjected the important issue is the state addressing the needs of the military families and holding a meeting is not indicative of that. Commissioner Dunham supported Commissioner Miller's statement and concluded the lack of support for military-connected children would be reported to the National Office and addressed as a compliance issue. Chair Gable asked of the committee would like to discuss this issue at the ABM because the member's questions were valid. A motion was made by Commissioner Berg to table the proposed rule change indefinitely and was seconded by Commissioner Miller.

7. ***Promulgation of Rules and Rules Guide*** – ED Imai stated the Promulgation of Rules and Rules Guide draft would be emailed to the committee members to obtain their feedback. The proposed process is meant to clarify how rules are submitted to the committee and the timeline for submitting rules proposals. This document will be discussed at the August Rules Committee meeting. [OPEN]



ITEM 5 – ADJOURNMENT

With no further business to discuss, Chair Gable adjourned the meeting at 3:05 PM EST.

Respectfully submitted by:

Lindsey Dablow
Training and Operations Associate

Next Meeting - Wednesday, August 15, 2018 at 2:00 PM EST.