



**RULES COMMITTEE MINUTES**  
**Tuesday, August 13, 2024**  
**2:00-3:00 PM ET**

PRESENT	Mary Gable Laura Anastasio Donald Enoch Davina French Ben Rasmussen Tenneal Wetherell	Maryland Commissioner Connecticut Commissioner Alaska Commissioner North Dakota Commissioner Utah Commissioner Oregon Commissioner	Chair
EXCUSED	Laura Cyr Jennifer Davis Rene Sanchez	Maine Commissioner Delaware Commissioner Vermont Commissioner	
STAFF	Cherise Imai Lindsey Dablow Allie Thomas Jordan Artrip	Executive Director Training and Operations Associate Operations Coordinator General Counsel	

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**ITEM 1 – CALL TO ORDER**

1. The meeting was called to order by Committee Chair Mary Gable (MD) at 2:01 PM ET.

**ITEM 2 – ROLL CALL**

2. Training and Operations Associate Lindsey Dablow called roll. A quorum was established.

**ITEM 3 – WELCOME NEW MEMBERS**

3. Chair Gable welcomed Jennifer Davis as the new Commissioner for Delaware. Commissioner Davis was unable to attend the meeting.

**ITEM 4 – APPROVAL OF THE AGENDA**

4. Commissioner Davina French (ND) motioned to approve the agenda. The motion was seconded by Commissioner Don Enoch (AK). The motion carried.

**ITEM 5 – APPROVAL OF MINUTES**

5. Commissioner Ben Rasmussen (UT) motioned to approve the minutes from June 27, 2024, as presented. The motion was seconded by Commissioner Tenneal Wetherell (OR). The motion carried.

**ITEM 6 – REPORTS**

6. **Executive Committee (EXCOM)** – Executive Director (ED) Cherise Imai reported the EXCOM met on July 18, 2024. Educational Management Systems (EMS) completed the

Commissioner survey, concluding the first phase of the operations assessment. The next phase was to conduct a market survey and analysis report.

7. ED Imai reported the national office was completing the fiscal year (FY) 2024 closing procedures to prepare for the closing audit. The Department of Defense (DOD) was able to pull data using the Defense Enrollment Eligibility Reporting System (DEERS), which listed how many military children were in each state by zip code of residency and categorized into age groups (5-11 and 12-18). The new data was stable compared to FY2024 and was used by the Finance Committee to create the dues draft for FY2026.

8. ED Imai reported that the six State Spotlight videos filmed at the 2023 Annual Business Meeting (ABM) were now available on mic3.net and could be found on the Webinars page. The nomination period for the Commission's annual elections closed on July 8, 2024, and the Leadership Nomination Committee posted the 2024 Elections Guide on the 2024 ABM page. DOD Representative Dianna Ganote informed the Commission that videos recorded during the 2023 ABM were now available on Military OneSource's YouTube channel. The links to those videos, including the MIC3 video, were provided in the Commission's August newsletter.

## ITEM 7 - OLD BUSINESS

9. **FY2024 Case and Inquiry Report** – Ms. Dablow reviewed the FY2024 Case and Inquiry Report and reported that the 56 cases received in 2024 were all closed. Twenty-four of the cases were received from parents and 16 were received from Commissioners. Forty-four percent of the cases were not compact related. The cases that were compact related mostly dealt with Placement and Attendance. Most of the cases came from Tier 1 states with higher numbers of military children, such as California, Texas, and Virginia. Tier 1 states tend to have more cases because they experience more military children transitions, so this was expected.

10. **FY2025 Case and Inquiry Report** – Ms. Dablow reviewed the FY2025 Case and Inquiry Report and reported that the Commission had received 12 cases since the fiscal year began in July. None of the cases so far were compact related, and most of the inquiries involved reciprocal diplomas and kindergarten enrollment.

11. **Proposed Rule Amendment: Chapter 500, SEC. 5.104** – Chair Gable reviewed the proposed Rule Amendment for Chapter 500, SEC. 5.104 Placement Flexibility. The proposed language was introduced at the Tier Group meetings that were held in June to gain Commissioner insight. Thirty out of 51 Commissioners attended, representing 59% of the Commission. One Commissioner stated the Rule's current language could be strengthened. Two Commissioners indicated they would like to wait and see if the legal advisory provided additional support before amending the Rule. Five Commissioners stated the current Rule already provided flexibility and would not amend the Rule. Ten Commissioners asked questions or offered comments but did not indicate their preference, and 12 Commissioners did not comment on the agenda item during the meetings.

12. The proposed language was posted for 30 days in July to allow for Commissioner comments to be submitted. The deadline to submit comments was August 8, 2024. Two submissions were received.

13. The first submission was received from the Rhode Island Commissioner, Rosemarie Kraeger. Her concern was that a school district's flexibility in accommodating students could be hindered if the Rule language was too prescriptive. She stated that the proposed amendment does

not address states or districts that do not have seat time requirements, and that it does not protect school districts when a military family withdraws a student before the term ends.

14. The second comment was received from DOD Representative Dianna Ganote on behalf of the Departments of the Army, Air Force, Navy, The Department of Defense Education Activity (DoDEA), and Military Community and Family Policy Defense State Liaison Office (DSLO). Submitted comments included that the authority for flexibility already existed in the current Rule, and the proposed language attempted to address how schools would implement flexibility. The comments included a notation that the Carnegie Unit was under review in 22 states and the amendment could become obsolete if adopted.

15. The DSLO noted the transfer of credits is an ongoing concern across multiple states and suggested adding additional language to the proposed amendment while deleting the references to Carnegie Units. DSLO also commented they support MIC3 Rule changes over addressing education-related issues through legislation in individual states.

16. **Commissioner Rasmussen made a motion to table the proposed Rule amendment for a year allowing time for the Commission to determine if legal advisory 1-2024 Scope of SEC. 5.104 Placement Flexibility provided enough support to negate the need for a Rule amendment. Commissioner Wetherell seconded the motion. Commissioner French and Commissioner Laura Anastasio (CT) stated their agreement. Motion carried.**

17. ED Imai informed the members that the Nevada Commissioner would be notified of the Rule Amendment outcome and a memorandum would be sent to the Commission through Constant Contact.

## ITEM 8 – NEW BUSINESS

18. **Rules Presentation** – Ms. Dablow introduced a draft of the Rules Presentation for the 2024 ABM and reviewed the topics of each slide, including the proposed Rule Amendment, legal advisory, and open records requests received in 2024. Commissioner Rasmussen asked who Partners in Promise were. Ms. Dablow responded that they are an organization that works in special education who submitted an open records request for information in 2023. Commissioner French asked if the Governor's offices were asking for open records and how to request them. Ms. Dablow responded that it was the state Commissioner as the appointed representative who made the open record requests, and the Compact Rules follow the Kentucky Revised Statutes Chapter 61.870-61.884.

19. **Commissioner French motioned to approve the Rules Presentation for the 2024 ABM. Commissioner Rasmussen seconded the motion. The motion carried.**

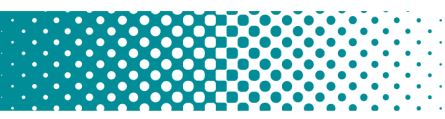
## ITEM 9 – OTHER BUSINESS AND ANNOUNCEMENTS

20. **Feedback for the EXCOM** – No comments or feedback were provided for the EXCOM.

21. **Next Rules Committee meeting: September 10, 2024, 2:00 PM ET** – Chair Gable informed the members that all items for the year had been addressed by the Committee and stated the next meeting might cancel unless more items arose that required the Committee's attention.

22. **Compact 101 Training** – Chair Gable informed the members of the next Compact 101 Training scheduled for August 21, 2024, at 2:00 PM ET. The members were encouraged to

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promote MIC3Training.com and share the online training portal media toolkit with their stakeholders. Ms. Dablow reported the dates for 2025 trainings would be selected soon.

23. ED Imai reminded the members to register for the ABM and reserve their hotel rooms if they had not done already done so.

#### **ITEM 10 – ADJOURNMENT**

24. **Commissioner Gable called to adjourn the meeting. Commissioner Rasmussen motioned to adjourn, seconded by Commissioner Wetherell. The motion carried.** The meeting adjourned at 2:41 PM ET.