

## **ALABAMA STATE BOARD OF EDUCATION RESOLUTION TO RELEASE MONTGOMERY COUNTY BOARD OF EDUCATION FROM EDUCATIONAL INTERVENTION**

**WHEREAS**, the Alabama State Board of Education and the State Superintendent of Education are vested by the Alabama Constitution and the laws of the state of Alabama with authority to exercise general control and supervision over public schools of the state of Alabama; and

**WHEREAS**, local boards of education perform a state function at the local level and function as an arm of the state subject to the general supervision of the Alabama State Board of Education; and

**WHEREAS**, more particularly, the *Code of Alabama*, including the *Educational Accountability and Intervention Act of 2013* (the "Act"), codified at *ALA. CODE* §§16-6E-1 through 7, provides for intervention of local boards of education by the State Superintendent of Education under certain conditions; and

**WHEREAS**, at their February 7, 2017, board meeting, the Montgomery County Board of Education consented to educational intervention by the Alabama State Board of Education; and

**WHEREAS**, the Montgomery County Board of Education has been under educational intervention since 2017; and

**WHEREAS**, during this time of educational intervention, the Montgomery County Board of Education, Montgomery County Superintendent of Education Dr. Ann Roy Moore, and Montgomery Public Schools have collaborated and cooperated with the State Superintendent of Education in addressing and correcting deficiencies leading to educational intervention; and

**WHEREAS**, at the September 10, 2020, Alabama State Board of Education Work Session, officials from Montgomery Public Schools presented an update and progress of their intervention process; and

**WHEREAS**, the Montgomery County Board of Education has indeed achieved suitable and significant progress toward correcting those deficiencies that led to educational intervention; and

**WHEREAS**, the Montgomery County Board of Education has now met the criteria to be released from educational intervention; and

**WHEREAS**, on May 13, 2021, the Montgomery County Board of Education presented its petition to the Alabama State Board of Education to release Montgomery County Board of Education from educational intervention based upon the school system having met the criteria and conditions required for release; and

**WHEREAS**, the State Superintendent of Education has reviewed the petition for release from intervention, asserts his belief that the petition has merit, and recommends that the Alabama State Board of Education approve releasing the Montgomery County Board of Education from educational intervention:

**NOW, THEREFORE, BE IT RESOLVED**, That the Alabama State Board of Education does approve and authorize releasing the Montgomery County Board of Education from educational intervention and that the Alabama State Board of Education strongly encourages the Montgomery County Board of Education and Montgomery Public Schools to maintain the fiscal and academic improvements implemented and achieved during their time of intervention in order to continue improvement as a system; and

**BE IT FURTHER RESOLVED**, That, pursuant to *ALA. CODE* §16-6E-4(9), the Alabama State Department of Education (ALSDE) shall release the Montgomery County Board of Education from educational intervention effective December 1, 2021, conditioned upon compliance with the following: maintain adequate academic progress; maintain fiscal sustainability by having a minimum of 1.5 months financial reserve; and maintain adequate operational standing in areas related to transportation, child nutrition, and other auxiliary departments. All conditions are subject to periodic review by the ALSDE.

Done this 10th day of June, 2021

