

APA-3

**CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR**

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached are correct copies of rules as promulgated and adopted on the 11th day of August 2022 and filed with the agency secretary on the 11th day of August 2022.

AGENCY NAME: Department of Education

 x Amendment New Repeal (Mark appropriate space)

Rule No. 290-2-2-.01

(If amended rule, give specific paragraph, subparagraphs, etc., being amended)

Rule Title: School Facilities: Approval of Construction

ACTION TAKEN: State whether the rule was adopted with or without changes from the proposal due to written or oral comments:

The Rule was adopted with changes.

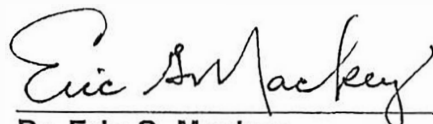
NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XL,
ISSUE NO.9 AAM, Dated June 30, 2022.

Statutory Rulemaking Authority: Sections 16-3-11 through 16-3-14 Ala. Code (1975)

(Date Filed)
(For LRS Use Only)

REC'D & FILED
AUG 15 2022

LEGISLATIVE SVC AGENCY



Dr. Eric G. Mackey
State Superintendent of Education

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.)

ALABAMA STATE BOARD OF EDUCATION
STATE DEPARTMENT OF EDUCATION
ADMINISTRATIVE CODE

CHAPTER 290-2-2
SCHOOL FACILITIES

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290-2-2-.01	School Facilities: Approval Of Construction
290-2-2-.02	Construction Requirements For Public Schools
290-2-2-.03	Requirements For A School To Be Classified As An Approved Center
290-2-2-.04	School Site Requirements

290-2-2-.01 School Facilities: Approval of Construction.

(1) New construction or renovation of school facilities, including maintenance or repair of HVAC or roofing, with an estimated cost of \$750,000 or more shall have the approval of the State Superintendent of Education.

(2) New construction shall take place only at school centers approved by the State Superintendent of Education.

Author: Jimmy H. Baker and Eric G. Mackey

Statutory Authority: Code of Ala. 1975, §§16-3-12, 16-3-14, 16-4-10, 16-4-13 through 14, 16-4-21, 16-8-36, 16-9-22, 16-13-90.

History: New October 1, 1927. Amended December 29, 1975, September 12, 1978, April 22, 1981. Amended: December 12, 1991 section name effective January 16, 1992. Repealed and Replaced: Filed September 19, 1997; effective October 24, 1997. Emergency rule adopted 2-10-22; effective 2-10-22; amended rule adopted 8-11-22 effective 10-15-22;

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