**[Name of District]**

**School Board Resolution**

**Granting Emergency Powers to the Superintendent**

**WHEREAS** by Executive Orders dated March 15, 2020 and March 19, 2020, Governor Doug Burgum declared a state of emergency and ordered the closure of all North Dakota public schools for instructional purposes until further notice, as a safeguard against the further spread of COVID-19; and

**WHEREAS** under NDCC § 15.1-09-33, the School Board has general control and supervision of all matters pertaining to the public schools; and

**WHEREAS** under NDCC § 15.1-14-01 the School Board has the authority to prescribe the duties of the Superintendent; and

**WHEREAS** the School Board finds that the current state of emergency requires that the Superintendent be granted greater flexibility to respond quickly and appropriately to the evolving crisis; and

**WHEREAS** the operation of any section or sections of Board policies not established by law or contract may be suspended temporarily by a two-thirds vote of Board members present at a Board meeting held in compliance with law and Board policy;

**NOW THEREFORE, BE IT RESOLVED** that the **[Name of District]** School Board grants to the Superintendent the following temporary powers to address the COVID-19 emergency:

1. Authority to temporarily waive such Board policies or provisions of Board policies as the Superintendent shall deem necessary to comply with guidance from appropriate health or governmental authorities, necessary for other effective response, or that may be in violation of or inconsistent with any executive orders issued by the Governor pursuant to the authority set forth in NDCC ch. 37-17.1.
2. Authority to take any lawful actions necessary to ensure the continuation of public education, to provide for the health and safety of students and employees, or to respond to direction from appropriate health and government authorities. Such actions may include, but are not limited to: adjustments to the curriculum and the provision of alternative educational program options; adjustments to employee work schedules and assignments; modifications to the school calendar; adjustments to the delivery of school-provided meals; limitations on access to property owned or controlled by the School Board; applying to any governmental body for financial or other aid as may be available; and applying to any governmental body for waiver of regulations or requirements, compliance with which is affected by the COVID-19 emergency.
3. Authority to enter into contracts without board approval for any dollar amount necessary for the purchase of materials, equipment, supplies, or services for sanitation, cleaning, technology, or other needs directly related to the COVID-19 emergency situation, provided such action is consistent with all applicable State and Federal laws.

**NOW, BE IT FURTHER RESOLVED** that the Superintendent is directed to keep the School Board informed of any actions taken under this emergency authority as soon as is practicable in light of the circumstances.

**NOW, BE IT FURTHER RESOLVED** that the temporary powers authorized by this Resolution are in effect for the duration identified in Governor’s Executive Orders of March 15, 2020 and March 19, 2020, and any subsequent extension of those orders, unless otherwise rescinded or extended by the Board upon a majority vote.

**NOW, BE IT FURTHER RESOLVED** that execution of this Resolution is conclusive evidence of the Board’s approval of this action and of the authority granted herein.

Adopted and approved this day of , 2020.

Board President Date