

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

LAST UPDATED NOVEMBER 4th, 2024

Contents

Legislative Summary	2
Calendar Flexibility.....	2
SL 2024-51 (Section 8.1.(a)).....	2
SL 2024-51 (Section 4A.1.)	2
Additional Remote Instruction (SL 2024-51 Section 8.1.(b)).....	3
Employee Compensation (SL 2024-51 Section 8.1.(c))	3
Extend Deadline for Principal Bonuses (SL 2024-51 Section 8.2.).....	4
Readmission of Displaced Charter School Students (SL2024-53 Section 4A.2.)	4
Increased School Mental Health Support (SL 2024-53 Section 4A.8.)	4
Capital Recovery Funds for Public School Facilities (SL 2024-53 Money Report Item 7)	4
Technology Funds for Public Schools (SL 2024-53 Money Report Item 8)	5
School Nutrition Food, Supplies, and Equipment Loss (SL 2024-53 Money Report Item 9)....	5
Reporting Requirement (SL 2024-51 Section 8.1(d)).....	5
Educator Preparation Program	5
Regulatory Flexibility for Employment-Related Certifications (SL 2024-53 Section 4E.1.).....	6
Waiver of Penalties for Late Retirement Contributions (SL 2024-53 Section 4F.2.)	6
Remove Barriers to Allow State Retirees to Return to Work (SL 2024-51 Section 12.1.)	6
Relief from Temporary Employment Restrictions (SL 2024-51 Section 12.2.)	6
Frequently Asked Questions	7
Calendar Questions	7
Remote Instruction	7
School Nutrition Loss	7
Compensation.....	8
Other.....	13
Reporting Requirements	14

If you have additional questions not outlined in this document, please contact schoolfinancialreporting@dpi.nc.gov.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

Legislative Summary

- Disaster extended to March 1, 2025
- [Session Law 2024-51 – Disaster Recovery Act of 2024](#)
 - Initial legislation
 - Includes items applicable to Hurricane Helene disaster areas **AND** New Hanover/Brunswick counties related to Potential Tropical Cyclone 8 (PTC8)
 - [Section 8.1](#) is the primary section that pertains to public schools
- [Session Law 2024-53 – Disaster Recovery Act of 2024 Part II](#)
 - [Committee Money Report](#)
 - Includes items applicable to PSUs in Hurricane Helene disaster areas. [Section 4A](#) is the primary section that pertains to public schools.
 - The General Assembly may take further action in the coming weeks
- DPI will use PRC 230 for allocating any funding related to these acts to the PSUs
 - Currently that includes School Nutrition funding to cover lost wages and equipment, technology replacement, and mental health services
 - Details of further funding will be added in the coming weeks, should they become available

Calendar Flexibility

SL 2024-51 (Section 8.1.(a))

- All PSUs – may deem up to two days as completed:
For any public school unit not identified in subdivision (1) of this subsection, governing body of the public school unit may (i) make up any number of the instructional days or equivalent hours missed, (ii) deem as completed any number of the instructional days or equivalent hours missed up to a total of two days, or (iii) implement a combination of both of the above.
- Helene PSUs – may deem up to 20 days as completed:
If the school is located in a public school unit that is located in a county designated before, on, or after the effective date of this act under a major declaration by the President of the United States under the Stafford Act (P.L. 93-288) as a result of Hurricane Helene, in the discretion of its governing body, the public school unit may (i) make up any number of the instructional days or equivalent hours missed, (ii) deem as completed any number of the instructional days or equivalent hours missed up to a total of 20 days, or (iii) implement a combination of both of the above.

SL 2024-51 (Section 4A.1.)

- Helene PSUs – may request up to 20 additional days as completed:
Upon request of a public school unit, the Superintendent of Public Instruction may allow a public school unit to deem as complete up to 20 instructional days or equivalent hours in addition to the 20 days granted under subdivision (1) of this subsection. The Superintendent shall only authorize additional days under this subdivision to the extent necessary to address the extreme extenuating circumstances of the requesting public school unit.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

Additional Remote Instruction (SL 2024-51 Section 8.1.(b))

- New Hanover and Brunswick counties (PTC8) – may use up to 10 days or 60 hours:
Public school units located in a county identified in Section 5(b) of this act as affected by PTC8 may use additional remote instruction days or equivalent remote instruction hours toward the required instructional days or hours for the school year, up to a total of 10 remote instruction days or 60 remote instruction hours for the public school unit for the school year.
- Helene counties – may use up to 30 days or 180 hours:
Public school units located in a county designated before, on, or after the effective date of this act under a major disaster declaration by the President of the United States under the Stafford Act (P.L. 93-288) as a result of Hurricane Helene may use additional remote instruction days or equivalent remote instruction hours toward the required instructional days or hours for the school year, up to a total of 30 remote instruction days or 180 remote instruction hours for the public school unit for the school year.

Employee Compensation (SL 2024-51 Section 8.1.(c))

- Helene counties: Employees and contractors of LEAs shall be paid for any days missed in September and October 2024 that the LEA has deemed completed. IPS may choose to provide the same compensation:
Except in the case of a charter school, all employees and contractors of a public school unit shall be deemed to have worked for any scheduled instructional days missed due to Hurricane Helene during the months of September 2024 and October 2024 that a public school unit has deemed completed and is not required to make up. Employees and contractors shall be compensated in the same manner they would have if they had worked on the scheduled instructional days missed. The board of directors of a charter school may, but is not required to, provide such compensation for its employees and contractors.
 - Missed instructional days are already funded within your budget and allotments provided to-date.
- School Nutrition will receive funding **through PRC 230** to compensate PSU employees and contractors for instructional days missed:
Of the funds allocated to the Department of Public Instruction from the Helene Fund, the sum of up to sixteen million dollars (\$16,000,000) in nonrecurring funds for the 2024-2025 fiscal year shall be used to provide compensation authorized by this section to public school unit employees and contractors of schools participating in the National School Lunch Program or School Breakfast Program for scheduled instructional days when compensation would have been provided by school meal receipts or by federal funds. Employees and contractors compensated using funds described in this section shall be compensated in the same manner they would have had they worked on the scheduled instructional days missed.
- Use Absence Code 55 to assist with tracking these absences. For those PSUs impacted by Hurricane Helene and are in a declared disaster area, please use ABSENCE CODE 55 to track staff absences due to the impacts of Helene. This code will not carry a deduction. This will enable the PSU and NCDPI to report on those days as may be required. Please

Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743) Hurricane Helene and PTC8 Relief

use this code for the time period immediately preceding the Hurricane event and on-going as you continue to recover.

Extend Deadline for Principal Bonuses (SL 2024-51 Section 8.2.)

- Helene Counties: Principal Bonuses to principals employed as of 10/1 will be paid by 11/30:
Notwithstanding Section 1.3(e) of S.L. 2024-39, the bonuses provided to qualifying principals pursuant to Section 1.3 of S.L. 2024-39 shall be paid no later than November 30, 2024, to qualifying principals employed as of October 1, 2024. This section applies only to qualifying principals employed in a public school unit that is located in a county (i) declared a major disaster by the President of the United States under the Stafford Act (P.L. 93-288) as a result of Hurricane Helene or (ii) listed in Section 5.1(b) of this act.

Readmission of Displaced Charter School Students (SL2024-53 Section 4A.2.)

- Helene PSUs – Readmission waiver for students withdrawn in 2024-25:
If a student was enrolled in a charter school located in the affected area during the 2024-2025 school year and withdrew from the school due to the impacts of Hurricane Helene, the charter school shall consider the student to have been continuously enrolled for the entire 2024-2025 school year for admission purposes and, pursuant to G.S. 115C-218.45(h), the student shall not be required to reapply to the school for the 2025-2026 school year.

Increased School Mental Health Support (SL 2024-53 Section 4A.8.)

- Helene PSUs will receive funding **through PRC 230** for mental health support of students, families, and personnel:
Of the funds appropriated in this act from the Helene Fund to the Department of Public Instruction, the sum of five million dollars (\$5,000,000) in nonrecurring funds shall be used to provide increased mental health services to students, families, and school personnel in eligible public school units to assist with the recovery process, trauma care, and reintegration into academic life following the impacts of Hurricane Helene. The Department shall determine the amount to be allocated to each eligible public school unit by allocating each eligible public school unit an initial amount of thirty thousand dollars (\$30,000) and then distributing the remaining funds on the basis of allotted average daily membership.

Capital Recovery Funds for Public School Facilities (SL 2024-53 Money Report Item 7)

- \$50 million to be distributed by the Office of School Facilities
Allocates funds to DPI for repair and renovation of facilities in counties with a federal disaster declaration due to Hurricane Helene for local school administrative

Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743) Hurricane Helene and PTC8 Relief

units and lab schools. These funds are for unmet needs not covered by insurance or available federal aid.

Technology Funds for Public Schools (SL 2024-53 Money Report Item 8)

- \$5 million to be distributed **through PRC 230**
Allocates funds to DPI for replacement of school technology, particularly student and teacher devices, in counties with a federal disaster declaration due to Hurricane Helene.

School Nutrition Food, Supplies, and Equipment Loss (SL 2024-53 Money Report Item 9)

- \$5 million to be distributed **through School Nutrition (more information to be provided soon.)**
Allocates funds to DPI to be used to repair or replace food nutrition equipment, food, and food nutrition supplies in public school units participating in the National School Lunch Program or School Breakfast Program in counties with a federal disaster declaration due to Hurricane Helene.

Reporting Requirement (SL 2024-51 Section 8.1(d))

- In February, Helene and PTC8 PSUs will have to report on:
 - (1) *Any days missed due to Hurricane Helene or PTC8 before, on, or after the effective date of this section.*
 - (2) *Of the days missed, any scheduled makeup days due to Hurricane Helene or PTC8 before, on, or after the effective date of this section, and the dates of those makeup days.*
 - (3) *Of the days missed, any days and hours deemed completed by the public school unit as a result of this section.*
 - (4) *Any compensation provided to employees and contractors pursuant to subsection (c) of this section.*

For each component of the report, separate information shall be included on any individual schools within the public school unit whose information differs from the rest of the unit as a whole.

SBS will coordinate a survey to collect this data in January. Please be sure to record it in your respective SIS.

Educator Preparation Program

- SL 2024-51 Section 8.3. - Students enrolled in an educator preparation program (EPP) may have their clinical internship requirement deemed completed, should they meet certain conditions.
- SL 2024-53 Section 4A.5. – Certain institutions of higher education in the Hurricane Helene impact area may waive the admissions criteria in spring 2025 only.
- For more information, please contact Tom Tomberlin at thomas.tomberlin@dpi.nc.gov.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

Regulatory Flexibility for Employment-Related Certifications (SL 2024-53 Section 4E.1.)

- State agencies may delay employment-related certification renewal dates or delay or modify any educational or examination requirements for residents in a Helene impact area.
- For more information, please contact Tom Tomberlin at thomas.tomberlin@dpi.nc.gov.

Waiver of Penalties for Late Retirement Contributions (SL 2024-53 Section 4F.2.)

- The State Treasurer may waive penalties and extend deadlines for employee or employer retirement contributions for Helene impacted PSUs. Contact NC.Retirement@nctreasurer.com with questions on this section.

Remove Barriers to Allow State Retirees to Return to Work (SL 2024-51 Section 12.1.)

- Employees who retired under TSERS between April 1, 2024, and October 1, 2024 are exempt from the 6 month waiting period. They are only required to have a one-month separation before returning to work, as long as their position and work is needed due to the state of emergency related to Hurricane Helene or recovery efforts. This includes retired teachers and central office staff.
- Retirees may contact NC.Retirement@nctreasurer.com with questions on this section.

Relief from Temporary Employment Restrictions (SL 2024-51 Section 12.2.)

- Temporary employees who are working through Temporary Solutions to support disaster recovery response efforts are exempt from the mandatory separation requirement for the duration of the state of emergency related to Hurricane Helene or associated Hurricane Helene recovery efforts:
Effective October 1, 2024, notwithstanding G.S. 126-6.3(a1), temporary employees, as defined by G.S. 126-6.3(c)(7), who are working to support disaster recovery response efforts are exempt from the mandatory separation requirement for the duration of the state of emergency related to Hurricane Helene or associated Hurricane Helene recovery efforts, as certified to the Office of State Human Resources by the employing agency. The provisions of G.S. 126-6.3(a4) contrary to this section will not apply and these employees may comply with the mandatory separation requirement within six months after the cessation of the state of emergency.

Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief

Frequently Asked Questions

Calendar Questions

- 1. *While my LEA missed days due to Helene or PTC8, our scheduled instructional hours still satisfy the 1,025 minimum. Are we required to make up any time?***

No. If a LEA's school calendar meets the statutory requirement of 1,025 hours or 185 days even after accounting for lost instructional time due to Helene or PTC8, then no make-up time is required, regardless of whether the LEA is located in a declared disaster area.

- 2. *Can an impacted LEA extend its traditional school calendar year beyond the Friday closest to June 11 (i.e, the last-day-of-school date contemplated by the calendar law)?***

Yes. While the calendar law contemplates that an LEA's planned traditional school calendar may not extend past the closest Friday to June 11, the statute allows LEAs to schedule instructional days/time after that date if additional hours/days are needed for district to meet the minimum instructional requirements. Please note, however, that the school year shall not go past June 30, the end of the fiscal year.

- 3. *Added 10/29 - How should PSUs request additional waived instructional days from the State Superintendent?***

To request additional waived instructional days from the State Superintendent, please email StateSuperintendent@dpi.nc.gov and cc Alexis.Schauss@dpi.nc.gov.

Remote Instruction

- 4. *If my PSU was impacted by Helene or PTC8, can we utilize any remote instruction days to make up for time lost?***

Yes, PSUs impacted by Helene may use a total of 30 remote instruction days or 180 remote instruction hours. PSUs impacted by PTC8 located in Brunswick and New Hanover counties may use a total of 10 remote instruction days or 60 remote instruction hours.

- 5. *Added 10/14 - If a PSU chooses to utilize the additional remote instruction hours, can they be combined with in-person instructional hours to make a complete instructional day?***

Yes, PSUs have the discretion to use any combination of in-person and remote instructional hours to complete their instructional days.

School Nutrition Loss

- 6. *Added 10/29 - Can the School Nutrition program be reimbursed for inventory losses from the \$16M?***

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

No, inventory losses would be filed under the district's insurance policy and/or FEMA. Any losses not covered by FEMA, donations, insurance, or other funds may be covered by the \$5M that will be distributed by School Nutrition.

7. *Added 10/29 - Can the PSU use the inventory losses as the deductible for the insurance claim?*

No. The inventory losses for the school nutrition program would be considered part of the PSU claim and the deductible would be shared districtwide.

8. *Added 10/29 - Is there an expectation that the School Nutrition program will only receive the funds if they are not financially solvent?*

No. The funds are available to meet payroll for employees that were scheduled to work but due to natural disaster were unable to do so.

Compensation

9. *Added 10/30 – Are 21st Century Afterschool Program staff covered under Absence Code 55?*

No. Optional or tuition-based afterschool programming is not part of the normal instructional day and would not be covered by state funds.

10. *Added 10/29 - If School Nutrition employees were paid from Fund 5 instead of the new PRC 230, will the amount paid be refunded?*

Yes. The total amount of salaries and benefits provided to employees eligible will be refunded. Please collaborate with SBS to ensure the transfer of funds is completed. The funds would be recorded as a "Transfer from State Funds".

11. *Added 10/29 - Will School Nutrition be required to submit a report on the total amount of salaries provided to the Office of School Nutrition?*

No. The PSU will be required to report on the use of funds and school nutrition will be included in that report.

12. *Added 10/29 - Several school employees had been approved for leave during the time school was closed, are they eligible to be paid from these funds?*

No. The funding is available to compensate employees that were scheduled to work on the instructional day, but unable to do so. If the employees were approved for leave, then they would not have worked on the instructional day.

13. *Added 10/29 - For the hourly employees, how many hours are they eligible to be paid for?*

The employee would be compensated for the number of hours they typically work. If the employee is a four-hour employee, then they would be paid for the four hours at their hourly rate.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

14. Added 10/29 - If a substitute was already scheduled to work, can they be compensated?

Yes. If the substitute had already been approved to work on the instructional day, with supporting documentation of the preapproval.

15. Added 10/29 - Are only full-time school nutrition employees eligible for compensation?

No. All employees employed during the instructional day are eligible if they were not on scheduled leave.

16. Added 10/14 – If instructional days were changed to remote learning, should absences be recorded as code 55?

This is a local decision. PSUs have discretion to determine the make up days, the days deemed as completed, or a combination up to 20 days. PSUs impacted by Helene and PTC8 were also given additional remote instruction days.

Instructional days deemed completed or not worked would use code 55 for staff absences, and they would be paid as if they worked their normal schedule for those days. If a district was able to have a remote learning day, that would be considered an instructional day and everyone would be paid for that instructional day as normal.

17. If a PSU has some schools open and others closed, do the staff in the closed schools remain on absence code 55?

Yes, employees in closed schools should remain on absence code 55 even if other schools are open in the PSU. The local board of education has discretion on which schools to direct those staff to work.

18. If a PSU would like to rehire a temporary employee or a retired state employee to assist in recovery efforts, would they need to wait the required time period before doing so?

Employees who retired under TSERS between April 1, 2024, and October 1, 2024 are exempt from the 6 month waiting period. They are only required to have a one-month separation before returning to work, as long as their position and work is needed due to the state of emergency related to Hurricane Helene or recovery efforts.

Temporary employees who are working through Temporary Solutions to support disaster recovery response efforts are exempt from the mandatory separation requirement for the duration of the state of emergency related to Hurricane Helene or associated Hurricane Helene recovery efforts.

Retirees may contact NC.Retirement@nctreasurer.com with questions.

19. If an employee is not able to return to work due to the disaster when instructional days resume, should their absences be recorded as their own leave or with code 55?

Once instructional activities resume, Code 55 may no longer be used to record leave for any employees. Employees not returning to work should use their own leave.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

20. Can a displaced teacher or other staff member that temporarily relocated to another district work part-time as a substitute or interim until their PSU resumes operations and get paid for the dual employment?

No, teachers or other staff cannot be paid for the same hours under absence code 55 and work and be dually compensated for those same hours.

21. Should hourly employee's absences be recorded using absence code 55, or do they need to apply for unemployment?

Yes, all employees and contractors should have their absences recorded as code 55 until the district returns to instructional operation.

22. Some PSUs closed the Thursday (9/26) and/or Friday (9/27). Should those days missed be recorded with absence code 55? Are they covered by legislation?

Any absences due to Hurricane Helene should be recorded as code 55. All PSUs may deem up to 2 missed days as completed, while Helene PSUs may deem up to 20 days under this legislation.

23. Updated 10/15 - If a LEA missed instructional days but still meets the statutory minimum for instructional time (1,025 hours or 185 days) without making up any days, is that LEA required to pay the employees for the missed instructional days?

Yes. Employees are required to be paid (as a day worked or with code 55) or take leave for all scheduled instructional days.

24. If a LEA missed instructional days and then later decides to make ups some or all of the days, are the employees paid for both the missed days and the make-up days? No.

Employees are not eligible to be paid twice. The following may be common scenarios:

- If the LEA elects not to schedule make-up days for lost days, then employees are to be paid for the days that the LEA deemed "completed";

OR

- If the LEA elects to schedule a make-up day, then employees are to be paid for the days the LEA "deemed completed" and the make up days.

Illustration: An affected LEA missed five instructional days because of Hurricane Helene and chose to waive two days and schedule three make-up days. Under this circumstance: (a) the LEA pays the employees for the two waived days now and (b) the LEA pays the employees for the three make-up days as actual work days.

The three make-up days are treated as regular work days; therefore, if an employee takes leave on a make-up day, the employee should code the time to annual leave or LWOP.

25. Are charter schools required to pay their employees for missed days?

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

No. Charter schools have the option to pay the employees. The board of directors of a charter school may, but is not required to, provide such compensation for its employees and contractors.

26. *From what funds do the LEAs pay the employees?*

Employees must be paid for the instructional days missed from the source of funds they would have been paid had the day not been missed due to Helene.

27. *Did the General Assembly appropriate funds to pay for the missed days?*

The General Assembly appropriated \$16M to pay for school nutrition workers only. These funds are to provide funding in lieu of the of the lost lunch receipts. Funding for other staff is already funded within your budget and allotments provided to-date.

28. *What if the employee was paid from a closed grant in September such as ESSER. What is the funding source for those salary payments?*

The district would have already determined where those employees were to be paid for October 2024 and should pay according to where those salaries are now budgeted. Otherwise, the funding source that normally supports the employee or contractor should be used.

29. *Are employees funded from an enterprise fund, other than school nutrition, eligible for compensation for missed instructional days?*

The legislation does not specifically address the payments to receipt supported employees, other than school nutrition employees as they are not during the instructional day eg, before and after school. LEAs have the option to pay these employees from receipt funds available.

30. *Which employees are LEAs required to compensate for missed days?*

ALL employees employed during the instructional day. This includes salaried and hourly employees. Full time and part time, regardless of number of days employed in a year.

31. *Are independent contractors required to be compensated for missed days?*

The intent of the General Assembly is to include contracted employees paid directly by the LEA. If a LEA has a contractual agreement with a vendor, the LEA should consult with its attorney related to the terms of the contract.

32. *Are substitutes eligible for compensation for a missed day?*

A substitute that was scheduled to work on the instructional day is eligible for compensation. Illustration: Mr. Jones is a substitute for Ms. Knight, who is on maternity leave for September 1 to November 30. Mr. Jones is eligible for compensation for a missed instructional day.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

In contrast, an ad hoc substitute who was not scheduled to work on a missed instructional day is not eligible for compensation.

33. Updated 10/15 - How do we determine the amount to compensate the hourly employees, such as bus drivers?

The legislation states “Employees and contractors shall be compensated in the same manner they would have if they had worked on the scheduled instructional days missed” (Section 8.1.(c)). Therefore, the LEA should pay the hourly employees for the number of hours they would have worked. Such payment may be based upon an estimate based on past work history and/or work schedules and is not limited to 8 hours per day/40 hours per week, if the employee typically worked over that time and was scheduled to work those hours prior to the impact of the hurricane.

34. Can hourly staff get paid overtime for their work cleaning and repairing PSUs in addition to absence code 55?

Yes, hourly staff may be paid from local or federal funds in addition to absence code 55.

35. Is the compensation subject to social security and retirement contribution?

Yes.

36. Updated 10/15 - An LEA had resignations and start dates during the days we were closed due to the hurricane. Should that LEA pay teachers based on the effective start or resignation date in these situations?

The LEA is required to pay all employees for the time that they were employed. If the resignation day is during the window that the LEA missed instructional days, the employee is eligible for compensation for those days before the resignation.

In an employee’s scheduled onboarding date was intended to be one of the instructional days missed due to Helene, they can be coded as 55 from that day onward. Should PSUs have a policy that would not allow that, they may meet with their attorney and discuss any needed adjustments.

An employee who did not start employment until after the period of instructional days missed due to Hurricane Helene is not eligible for compensation.

37. If waiving an instructional day is allowable, how do LEAs handle pay for personnel who reported in for an optional workday?

Employees are only compensated for missed scheduled instructional days. If the day was originally an instructional day and then was changed to an optional workday, the employee is eligible for compensation.

If the employee took annual leave on the optional work day, the LEA should credit the annual leave back and compensate the employee.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

38. Added 10/14 – If a PSU recorded all absences as optional workdays, should staff who were absent be recorded as code 55, regardless of the reason for their absence?

The intent of the legislation is to ensure that employees are compensated for instructional days missed per their committed schedule prior to the hurricane. If this absence was not due to the hurricane, not originally on an instructional day, and the employee previously scheduled their leave, then the leave should still be scheduled as if the PSU was operating normally.

39. Added 10/14 - Employees came to work or worked remotely, but elected to leave early using annual or sick leave to complete their time for the day. Should their leave be credited back, and the time not working charged to absence code 55?

The intent of legislation is to ensure employees are compensated for the instructional days missed AS IF they had normally worked their committed schedule for those days. If the employee already had that time scheduled as sick or annual leave and would have left early regardless of the hurricane, then they should be taking leave as if it was a normal day.

If they did not have leave scheduled and would not have left early if the hurricane had not occurred, they would have worked a full day had school been in session. In that case, the leave time may be given back and credit given to code 55 to make the employee whole for that day.

40. Can comp days be provided to employees who worked on a waived instructional day since employees who did not report to work are required by law to be paid as if they had worked?

PSUs may not provide comp days to employees who worked on a waived instructional day.

41. Are employees on leave of absence eligible for compensation for missed instructional days?

An employee who was on scheduled leave (sick, vacation, FMLA) on a missed instructional day would not have been scheduled to work on the missed instructional day and is, therefore, not eligible for compensation under SB2.

Other

42. What PRCs are available for Hurricane relief?

Please use local PRCs 0318-0327 for FEMA assistance. Please flag the revenue and expenditures as federal and use federal revenue code 37000-Federal Revenue-Other Funds. Since it is a local PRC, DPI will not provide account codes, but your PSU will still need to follow the valid account codes located within DPI's chart of accounts.

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

State PRC 0230 – Hurricane Relief and Recovery should be used for School Nutrition relief funds allotted by DPI. A Chart of Accounts will be available.

PRC 0426 should be used for local Hurricane Relief. Please flag the revenue and expenditures as state and use state revenue code 32000-State Revenue-Other Funds. Since it is a local PRC, DPI will not provide account codes, but your PSU will still need to follow the valid account codes located within DPI's chart of accounts.

Local PRC 0427 should be used for Aid to Students and Teachers of NC (FAST NC). Please flag the revenue and expenditures as state and use state revenue code 32000-State Revenue-Other Funds. Since it is a local PRC, DPI will not provide account codes, but your PSU will still need to follow the valid account codes located within DPI's chart of accounts.

43. If a PSU has some remaining C-19 inventory, can they use those items for this disaster relief and cleanup effort?

PSUs may use those supplies. However, be sure to keep receipts and funding sources documented. Keep in mind that if you get reimbursed with Federal disaster funds and you originally used Federal COVID funds, the feds won't want to pay for the same thing twice.

44. Added 10/14 - When will growth in ADM be determined for FY2024-25 for Helene impacted PSUs?

The Best 1 of 2 will be used to determine growth. Funding is provided on a dollar per Pupil basis based on the Initial Allotted ADM PRCs (again defined in the APM).

Because growth money is distributed within funds available in the budget, it will not be determined until we have the Best 1 of 2 for all PSUs. This is typically in mid-November; however, this may be delayed due to Hurricane Helene and the Infinite Campus implementation.

45. Added 11/4 – How should days closed or waived be recorded in the SIS?

The number of days in the PMR interval must stay at 20. Waived days should be counted as completed instructional days with everyone who is not suspended marked Present. If the days are deemed completed, schools can pay staff for the day. If the days aren't counted as completed instructional days, staff will have to take leave or not be paid.

Reporting Requirements

46. What will the public schools be required to report on?

**Questions and Answers related to SL 2024-51 (HB149) and SL2024-53 (SB743)
Hurricane Helene and PTC8 Relief**

- (1) Any days missed due to Hurricane Helene before, on, or after the effective date of this act.
- (2) Of the days missed, any scheduled make up days due to Hurricane Helene before, on, or after the effective date of this act, and the dates of those make up days.
- (3) Of the days missed, any days and hours deemed completed by the public school unit as a result of this act.
- (4) Any compensation provided to employees for instructional days missed and compensated.
- (5) Any other information requested by Fiscal Research.

For each component of the report, separate information shall be included on any individual schools within the public school unit whose information differs from the rest of the unit as a whole.

47. Who is required to report?

All public school units (LEAs, Lab schools, charter schools, and regional school). DPI will send out more information about how PSUs should complete the report later this fall.

48. Who will receive the information? The Joint Legislative Education Oversight Committee, and the Fiscal Research Division of the General Assembly

49. When is the report due?

Public school units are to report by February 15, 2025. SBS will issue a survey in December to collect this information.

State Superintendent will submit by March 15, 2025.