

LAWS OF DELAWARE
VOLUME 85
CHAPTER 184
153rd GENERAL ASSEMBLY
FORMERLY
HOUSE SUBSTITUTE NO. 1
FOR
HOUSE BILL NO. 83

AN ACT TO AMEND TITLE 14 OF THE DELAWARE CODE RELATING TO SCHOOL BOARD MEETINGS.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF DELAWARE:

Section 1. Amend § 1048, Title 14 of the Delaware Code by making deletions as shown by strike through and insertions as shown by underline as follows:

§ 1048. Regular and special meetings; quorum; roll call vote.

(f) (1) If a school board allows school board members to attend regular or special meetings remotely by electronic means, then all of the following must be permitted reasons for remote attendance:

- a. Illness of the school board member.
- b. Illness of an individual in the school board member's family where that individual requires caretaking.
- c. A public health emergency.
- d. Pregnancy or immediate postpartum care responsibilities of the school board member or the school board member's spouse or partner.
- e. Military deployment of the school board member.

(2) a. A school board may impose limitations on the number of times a school board member may be permitted to attend remotely under paragraph (f)(1) of this section.

b. A school board may not expand the permissible reasons for a board member to attend remotely beyond those enumerated under paragraph (f)(1) of this section.

(3) A school board member attending remotely under paragraph (f)(1) of this section is counted as though physically present for purposes of quorum and voting.

(4) The means used to facilitate remote attendance under this subsection must allow all participating members and witnesses to simultaneously hear the comments of each member or witness.

Section 2. This Act is effective 30 days after its enactment into law.

Section 3. Upon enactment of this Act, the Department of Education shall notify the president of each school board and the superintendent of each school district of the requirements of this Act and its effective date.

Approved September 2, 2025