

**RESOLUTION OF THE BOARD OF SCHOOL DIRECTORS OF THE
CHARTIERS VALLEY SCHOOL DISTRICT OPPOSING ATTESTATION
AND LIMITED-TIME MITIGATION ORDERS**

WHEREAS, on November 23, 2020, Governor Wolf and Dr. Rachel Levine, Secretary of the Pennsylvania Department of Health, each issued an Order, effective November 24, 2020, directing public school entities located in Counties designated with substantial community transmission of COVID-19 to Attest to certain health and safety protocols (the “Attestation Orders”); and

WHEREAS, on December 10, 2020, Governor Wolf and Secretary Levine each issued an Order, effective December 12, 2020, directing implementation of limited-time COVID-19 mitigation requirements (the “Mitigation Orders”); and

WHEREAS, the Attestation Orders mandated that the President of the Board of School Directors and the Superintendent of Schools of any school entity that is providing in-person learning in a County that is in the substantial range of community transmission must attest in writing to the school entity’s compliance with, among others, previously issued “Recommendations For Pre-K to 12 Schools Following Identification of Case(s) of COVID-19”; and

WHEREAS, the aforesaid recommendations were previously issued to provide non-binding guidance to schools entities in responding to cases of COVID-10 in the school setting; and

WHEREAS, the Attestation Orders mandated that any school entity that failed to sign the Attestation and return the same to the Department of Education by the date specified in the Attestation Orders was restricted to utilizing only a full remote instructional model and was obligated to suspend all extracurricular activities, including but not limited to athletics, during any

period in which the County in which the school entity is located is in the substantial range of community transmission; and

WHEREAS, the Attestation Orders further mandated that any school entity that executed the Attestation but then failed to comply with the Attestation was required to utilize only a full remote instructional model and was obligated to suspend all extracurricular activities, including but not limited to athletics, during any period in which the County in which the school entity is located is in the substantial range of community transmission; and

WHEREAS, the Attestation Orders are mandatory, and the President of the Board of School Directors of Chartiers Valley School District and the District's Superintendent of Schools were required to, and did, acquiesce to and sign the mandated Attestation; and

WHEREAS, the Mitigation Orders contained a number of restrictions and suspended the District's ability to provide its students with the opportunity to participate in in-person extracurricular activities and interscholastic activities during the time period set forth in such Orders; and

WHEREAS, the Board believes that the Attestation Orders and the Mitigation Orders usurped the statutory authority of the Board and District to, among others, make determinations regarding the closure of school buildings, the provision of in-person instruction to its students, and the provision of opportunities for its students to participate in in-person extracurricular and interscholastic athletics.

NOW, THEREFORE, be it RESOLVED that the Board of School Directors of the Chartiers Valley School District opposes the issuance and enforcement of the Attestation Orders and Mitigation Orders, or any other effort by the Governor or Secretary of Health to usurp the authority of the District on matters relating to the closure of school buildings, the provision of in-

person instruction to its students and the offering of opportunities to its students to participate in in-person extracurricular activities and interscholastic activities.

I, Kimberly Borza, Secretary of the Board of School Directors of Chartiers Valley School District, do hereby certify that the above Resolution was duly adopted and approved by the Board of School Directors of Chartiers Valley School District at its legislative meeting held on the _____ day of February, 2021, which adoption shall be reflected in the official minutes of such meeting.

CHARTIERS VALLEY SCHOOL DISTRICT

By: _____

Kimberly Borza
Board Secretary