

INITIAL LEGAL REVIEW

Charter School Name: Scholarmade Achievement Place of Arkansas

General Concerns:

For the amendment request, please provide:

- 1.) Proof of 35-day notice to the superintendent of the local school districts;**
- 2.) Budget projections that include the costs associated with the amendment request and demonstrate that the approval of the request will not place an undue financial burden on the charter;**
- 3.) Current year to date enrollment by race and grade data; and**
- 4.) Current year to date free and reduced lunch data.**

AS INDICATED BELOW, THE CHARTER WISHES TO CONTINUE OR RESCIND THE FOLLOWING WAIVERS:

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Superintendent - CONTINUE	Ark. Code Ann. §§ 6-13-109 6-17-427 Standard 4-B.1, 4-B.2 DESE Rules Governing the Superintendent Mentoring Program	No concerns.
2. Principal - CONTINUE	Ark. Code Ann. § 6-17-302 Standard 4-C.1, 4-C.2	No concerns.
3. Board of Directors - CONTINUE	Ark. Code Ann. §§ 6-13-601, et seq. (excluding 6- 13-622) 6-14-101, et seq. 6-13-619(c)(1)(A) ADE Rules Proposed Rules Governing Reimbursement by School Districts for Election Expenses ADE Rules and Regulations for Reporting Compliance with Ark. Code Ann. § 6-13-631 & for	Please narrow your request for 6-13- 601, et seq. to specific statutes.

	Withholding Aid from School Districts Not in Compliance with Ark. Code Ann. § 6-13-631	
4. Teacher Licensure – CONTINUE	Ark. Code Ann. §§ 6-15-1004 6-17-401 6-17-309 6-17-902 6-17-908 6-17-919 Standards 4-D.1	Note: Pair with new waiver request #5. The requests for 4-B.2 and 4-C.2 were duplicative. I moved 4-C.1 to the “Principal” waiver request. I moved 4-B.1 to the “Superintendent” waiver request. 4-E.1 would be a separate waiver request for the counselor (see #5). 4-F.1 was duplicative.
5. School Counselor – CONTINUE	Standard 4-E.1	No concerns when paired with new waiver request #1.
6. Personnel Policies – Requirements – CONTINUE	Ark. Code Ann. § 6-17-201(c)(2)	No concerns.
7. Personnel Policies – Committee on Personnel Policies - CONTINUE	Ark. Code Ann. §§ 6-17-203 6-17-205	In your final application, please provide additional rationale specific to this waiver request.
8. Personnel Policies – Personnel Policies Incorporated into Teacher Contracts – CONTINUE	Ark. Code Ann. § 6-17-204	In your final application, please provide additional rationale specific to this waiver request.
9. Personnel Policies - Teachers’ Fair Dismissal Act – CONTINUE	Ark. Code Ann. § 6-17-1501, et seq.	In your final application, please provide additional rationale specific to this waiver request.
10. Personnel Policies – Public School Employees’ Fair Hearing Act - CONTINUE	Ark. Code Ann. § 6-17-1701, et seq.	In your final application, please provide additional rationale specific to this waiver request.
11. Classified Employee Minimum Salary - CONTINUE	Ark. Code Ann. §§ 6-17-2203 6-17-2403	In your final application, please provide additional rationale specific to this waiver request.
12. Personnel Policies – Classified Employees	Ark. Code Ann. § 6-17-2301 6-17-2303	Please consider narrowing your request for 6-17-2301 to subparts (c) and (d)(2).

Personnel Policies - CONTINUE	DESE Rules Governing Documents Posted to School District and Education Service Cooperative Websites – Sections 5 & 6	In your final application, please provide additional rationale specific to this waiver request.
13. School Calendar – School Start Date - CONTINUE	Ark. Code Ann. § 6-10-106	In your final application, please provide additional rationale.
14. Required Instruction 9-12 - RESCIND	Standard 1-A.1.3	No concerns.
15. Required Instruction 5-8 - RESCIND	Standard 1-A.1.2	No concerns.
16. Alternative Learning Environment – CONTINUE	Ark. Code Ann. §§ 6-15-1005(b)(5) 6-18-503(a)(1)(C)(i) 6-48-102 6-48-103 Standard 2-I.1 DESE Rules Governing Student Special Needs Funding, Section 4.01.1	No concerns.
17. Library Media Services & Library Media Specialist - CONTINUE	Ark. Code Ann. §§ 6-25-103 6-25-104 Standards 4-F.1, 4-F.2	How are the library media standards taught?

The charter has requested the following new waivers. NOTE: Some of the citations below must be paired with existing statutes in order to effectuate the requested waiver.

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Comprehensive School Counseling Program & School Counselor	Ark. Code Ann. §§ 6-18-2002(2)(A) 6-18-2003(a)(2)(A)	No concerns.
2. Gifted & Talented	Ark. Code Ann. §§ 6-20-2208(c)(6) 6-42-109(c)(6)	Please provide additional rationale regarding how the needs of the students will be met.

	Standard 2-G.1 DESE Rules Governing Gifted & Talented Program Approval Standards	
3. Class Size & Teaching Load	Ark. Code Ann. § 6-17-812 Standards 1-A.5, 1-A.6	You would need to add the DESE Rules Governing Class Size & Teaching Load in order to effectuate this waiver.
4. Personnel Policies – Committee on Personnel Policies	Ark. Code Ann. § 6-17-209	No concerns.
5. Teacher Licensure	DESE Rules Governing Educator Licensure, Section 7	No concerns.