

**LEGAL REVIEW**  
**April 2022 CAP Meeting**

**Charter School Name: Premier Online**

<b>DLP Waivers</b>		
<b>WAIVER TOPIC</b>	<b>STATUTES, STANDARDS, RULES</b>	<b>LEGAL COMMENTS</b>
1. Attendance	Ark. Code Ann. § 6-18-213(a)(2)	None.
2. Class Size & Teaching Load	Ark. Code Ann. § 6-17-812(a)(2)  Standard 1-A.5  DESE Rules Governing Class Size & Teaching Load	None.
3. Six-Hour Instructional Day	Ark. Code Ann. § 6-16-102 6-10-126  Standard 1-A.4.2	None.
4. Recess	Ark. Code Ann. § 6-16-102(a)(5)  Standard 1-A.4.3	None.
5. Clock Hours	Standard 1-A.2	None.
<b>New Waivers</b>		
<b>WAIVER TOPIC</b>	<b>STATUTES, STANDARDS, RULES</b>	<b>LEGAL COMMENTS</b>
1. School safety policies and procedures.	Standard 6-A.2	None.
2. Defibrillators Required & CPR	Ark. Code Ann. § 6-10-122  DESE Rules Governing School- Based Automated External Defibrillator (AED) Devices and CPR Programs in Arkansas Public Schools	None.

3. Emergency Plans and Communication	Ark. Code Ann. § 6-15-1302	None.
4. Eye and Vision Screening	Ark. Code Ann. § 6-18-1501, et seq.  DESE Rules Governing Eye and Vision Screening Reports	None.
5. Fire Hazard Inspections	Ark. Code Ann. § 6-21-106	None.
6. Food Services	Ark. Code Ann. § 6-18-705 6-20-701  Standard 3-D.1  DESE Rules Governing Nutrition and Physical Activity Standards	Please confirm that you have spoken with the DESE Child Nutrition Unit about how you will serve meals to your Premier Online students if they are onsite. Please confirm that you will check back with the Child Nutrition Unit after the current USDA waivers expire.
7. Health & Wellness Plan	Standard 1-B.3.1	None.
8. Health & Safety Services	Standard 2-E.1	None.
9. Student Discipline Procedures	DESE Rules Governing Student Discipline & School Safety, Section 5.04.10	None.
10. Tornado & Earthquake Safety Drills	Ark. Code Ann. § 6-10-121	None.
11. Facilities Custodial, Maintenance, Repair & Renovation	Ark. Code Ann. § 6-21-808(d)	None.
12. Fire Marshal Program	Ark. Code Ann. § 6-10-110  DESE Policies of the Arkansas State Board of Education Covering the Activation of Act 61 of the General Assembly	None.
13. Report Cards	Ark. Code Ann. § 6-15-903(a)(2)	None.
14. Period of Silence	Ark. Code Ann. §	None.

	6-10-115	
15. Emergency First Aid Personnel	Ark. Code Ann. § 6-17-102	None.
16. Pledge of Allegiance	Ark. Code Ann. § 6-16-108	None.
<b>Premier High School of Little Rock Waivers requested for new school</b>		
<b>WAIVER TOPIC</b>	<b>STATUTES, STANDARDS, RULES</b>	<b>LEGAL COMMENTS</b>
1. Acquisition of Commodities – Rules	Ark. Code Ann. § 6-21-303	None.
2. Alternative Learning Environment	Ark. Code Ann. §§ 6-48-102 6-48-103 6-18-503(a)(1)(C)(i) 6-15-1005(b)(5)  Standard 2-I.1  DESE Rules Governing Student Special Needs Funding, Section 4	None.
3. Library Media Services	Ark. Code Ann. § 6-25-103  Standard 2-D.1	None.
4. Board of Directors	Ark. Code Ann. §§ 6-13-608 6-13-611 6-13-612(c) 6-13-613 6-13-615 6-13-616(a) 6-13-619(c) & (d) 6-13-620(5)(A)(ii)(B) 6-13-621 6-13-624 6-13-630 6-13-631 6-14-101 6-14-102 6-14-106	None.

	<p>6-14-108  6-14-109  6-14-110  6-14-111  6-14-114  6-14-115  6-14-116  6-14-118  6-14-121  6-14-123  6-14-124  6-13-1303</p> <p>Arkansas Dept. of Education  Rules and Regulations for  Reporting Compliance with Ark.  Code Ann. § 6-13-631 and for  Withholding Aid from School  Districts Not in Compliance  with Ark. Code Ann. § 6-13-631</p>	
5. Financial Management – Business Manager	<p>Ark. Code Ann. §  6-15-2302</p> <p>Standard 3-A.5</p>	None.
6. Comprehensive School Counseling Plan	<p>Ark. Code Ann. §  6-18-2003(a)(2)(A)</p> <p>Standards 2-C.2</p>	None.
7. Superintendent	<p>Ark. Code Ann. §§  6-13-109  6-17-427</p> <p>Standard 4-B.1, 4-B.2</p> <p>DESE Rules Governing The  Superintendent Mentoring  Program</p>	None.
8. Principal	<p>Ark. Code Ann. §  6-17-302</p> <p>Standard 4-C.1, 4-C.2</p>	None.
9. Personnel Policies – Employment of	<p>Ark. Code Ann. §  6-17-301</p>	None.

Licensed Personnel		
10. Flag Display	Ark. Code Ann. § 6-16-105	None.
11. Food Services	Standard 3-D.1	None.
12. Gifted & Talented	Ark. Code Ann. § 6-42-109 6-20-2208(c)(6)  Standard 2-G.1  DESE Rules Governing Gifted & Talented Program Approval Standards	None.
13. Grading Scale	Ark. Code Ann. § 6-15-902(a)  DESE Rules Governing Grading & Course Credit	None.
14. Health & Safety Services	Standard 2-E.2	None.
15. Health Services – School Nurse	Ark. Code Ann. § 6-18-706  Standard 2-E.1	None.
16. Library Media Specialist	Ark. Code Ann. § 6-25-104  Standards 4-F.1, 4-F.2	None.
17. Personnel Policies – Daily Planning Period	Ark. Code Ann. § 6-17-114	Please be prepared to explain how your teachers will have enough planning time.
18. Personnel Policies – Duty-Free Lunch Period	Ark. Code Ann. § 6-17-111	Please be prepared to explain how your teachers will have enough time to eat lunch.
19. Personnel Policies – Non-Instructional Duties	Ark. Code Ann. § 6-17-117	None.
20. Personnel Policies – Classified Personnel Policies	Ark. Code Ann. § 6-17-2301, et seq.	None.

21. Personnel Policies – Committee on Personnel Policies	Ark. Code Ann. § 6-17-203	None.
22. Personnel Policies – Public School Employees’ Minimum Sick Leave Law	Ark. Code Ann. § 6-17-1301, et seq.	None.
23. Personnel Policies – Public School Employees’ Minimum Fair Hearing Act	Ark. Code Ann. § 6-17-1701, et seq.	None.
24. Personnel Policies – Requirements	Ark. Code Ann. § 6-17-201	None.
25. Personnel Policies - Teachers’ Fair Dismissal Act	Ark. Code Ann. § 6-17-1501, et seq.	None.
26. Personnel Policies - Teachers’ Minimum Sick Leave Act	Ark. Code Ann. § 6-17-1201, et seq.	None.
27. Personnel Policies – Use of Personal Leave	Ark. Code Ann. § 6-17-211	None.
28. Website Requirements	DESE Rules Governing Documents Posted to School District and Education Service Cooperative Websites, Sections 5 & 6	None.
29. Required Instruction 9-12	Standard 1-A.1.3	Please be prepared to provide rationale at the CAP meeting.
30. Classified Employee Minimum Salary	Ark. Code Ann. § 6-17-2201, et seq.	None.
31. Salaries & Compensation	Ark. Code Ann. § 6-17-2401, et seq. 6-17-902 6-17-908 6-17-919	None.

	DESE Rules Governing Reimbursement by School Districts for Election Expenses	
32. School Calendar – School Start Date	Ark. Code Ann. § 6-10-106	Please be prepared to provide additional rationale at the CAP.
33. School Counselor	Standards 4-E.1, 4-E.2	None.
34. Teacher Licensure	Ark. Code Ann. §§ 6-17-401 6-15-1004 6-17-309  Standard 4-D.1  DESE Rules Governing Educator Licensure, Section 7	None.
35. Twelve-Month Contract for Agriculture Teacher	Ark. Code Ann. § 6-17-802	None.
36. Transportation	Ark. Code Ann. § 6-19-101, et seq.	None.