

SUMMARY OF RULES:
ARKANSAS DIVISION OF ELEMENTARY AND SECONDARY EDUCATION RULES
GOVERNING ACT 1240 WAIVERS

The proposed new rules are promulgated pursuant to Ark. Code Ann. 6-15-103 and incorporate changes to law made by Acts 641 and 815 of 2019. The new rule explains how a traditional public school district may petition the State Board of Education for all or some of the waivers granted to an open-enrollment public charter school.

Section 3.00 of the Rules outlines the petition process for requesting a 1240 waiver and explains the prohibited waivers.

Section 4.00 of the Rules outlines the hearing process for presentation to the State Board of Education.

Section 5.00 of the Rules outlines the process for State Board of Education review of existing 1240 waivers and the Board's authority to revoke those waivers.

Section 6.00 of the Rules details the process for renewing a 1240 waiver when the law changes or the waiver expires.

CHANGES MADE AFTER THE PUBLIC COMMENT PERIOD

Definition of "State Board" added.

Stylistic and grammatical changes made throughout.