

FINAL LEGAL REVIEW

Charter School Name: eStem Public Charter School

THE CHARTER WISHES TO CONTINUE THE FOLLOWING WAIVERS:

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Alternative Learning Environment	Ark. Code Ann. §§ 6-15-1005(b)(5) 6-18-503(a)(1)(C)(i) 6-48-101 6-48-102 6-48-103 DESE Rules Governing Student Special Needs Funding – Section 4 Standard 2-I.1	Do you need 6-48-101? This is not usually granted.
2. Arkansas History	Ark. Code Ann. § 6-16-124(a)(2) Standard 1-A.1.2.8	Do you also need a waiver of 6-17-703 or 6-17-418?
3. Board of Directors	Ark. Code Ann. §§ 6-13-619(d) 6-13-630 6-14-101, et seq. 6-13-608 6-13-619(c) 6-13-616(a) 6-13-634 6-13-611	No concerns.
4. Class Size & Teaching Load	Ark. Code Ann. § 6-17-812 Standards 1-A.5, 1-A.6 DESE Rules Governing Class Size & Teaching Load	No concerns.
5. Clock Hours	Standard 1-A.2	No concerns.
6. Comprehensive School Counseling Program & School Counselor	Ark. Code Ann. § 6-18-2003(a)(2)(A) Standards 4-E.1, 4-E.2	No concerns.

7. Curriculum – Visual Arts or Music	Ark. Code Ann. § 6-16-130 Standards 1-A.1.1.5, 1-A.1.2.5, 1-A.1.3.6 DESE Rules Governing Visual Art & Music Instruction	No concerns.
8. Financial Management – Business Manager	Ark. Code Ann. § 6-15-2302 Standard 3-A.5 DESE Rule Governing the Arkansas Fiscal Assessment and Accountability Program – Section 12	No concerns.
9. Gifted & Talented	Ark. Code Ann. §§ 6-20-2208(c)(6) 6-42-109 Standard 2-G.1 DESE Rules Governing Gifted & Talented Program Approval Standards	No concerns.
10. Leased Academic Facilities	Ark. Code Ann. §§ 6-20-1407 Standard 6-A.2	eStem is the only charter with a waiver of 6-20-1407. Please be prepared to provide additional rationale at the CAP meeting. Be prepared to provide rationale to the CAP regarding how eStem will implement the recommendations from the 2022 Arkansas School Safety Commission.
11. Library Media Services & Library Media Specialist	Ark. Code Ann. §§ 6-25-101 6-25-103 6-25-104 Standards 2-D.1, 4-F.1, 4-F.2	You do not need a waiver of 6-25-101. How are the library media standards taught?
12. Personnel Policies – Classified Employees	Ark. Code Ann. §§ 6-17-2301 6-17-2303	Can you narrow 6-17-2301 to subsection (c) only?

13. Personnel Policies – Committee on Personnel Policies	Ark. Code Ann. § 6-17-203	No concerns.
14. Personnel Policies – Daily Planning Period	Ark. Code Ann. § 6-17-114	No concerns.
15. Personnel Policies – Requirements	Ark. Code Ann. §§ 6-17-201 6-17-204 6-17-205 6-17-206 6-17-208	No concerns.
16. Personnel Policies – Employment of Licensed Personnel	Ark. Code Ann. §§ 6-17-301(a) & (b)	No concerns.
17. Classified Employee Minimum Salary	Ark. Code Ann. § 6-17-2403	No concerns.
18. Personnel Policies – Non-Instructional Duties	Ark. Code Ann. § 6-17-117	No concerns.
19. Personnel Policies – Public School Employees’ Fair Hearing Act	Ark. Code Ann. § 6-17-1701, et seq.	No concerns.
20. Personnel Policies – Teacher Fair Dismissal Act	Ark. Code Ann. § 6-17-1501, et seq.	No concerns.
21. Physical Education -	Ark. Code Ann. § 6-16-132 Standards 1-A.1.1.6, 1-A.1.2.6 DESE Rules Governing Nutrition and Physical Activity Standards and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools - Sections 7.01.1, 7.01.2, 7.09 and 7.10	Do you also need a waiver of 1-A.1.3.8?
22. Principal	Ark. Code Ann. § 6-17-302 Standards 4-C.1, 4-C.2	No concerns.
23. Professional Development	Standard 4-G.1	To effectuate a waiver of that standard you will also need waivers of 6-17-703, 6-17-704, 6-17-705 and the DESE Rules Governing Professional Development.

		<p>Please verify that you will be providing the teen suicide awareness, bullying, human trafficking, parental involvement, and child maltreatment professional development.</p> <p>How is PD provided so that teachers can obtain required PD for licensure renewal?</p>
24. Salaries and Compensation -	<p>Ark. Code Ann. §§ 6-17-807 6-17-902 6-17-908 6-17-919</p> <p>DESE Rules Governing Documents Posted to School District and Education Service Cooperative Websites Sections 5.01.4 & 6.01</p>	No concerns.
25. School Calendar - School Start Date	Ark. Code Ann. § 6-10-106	No concerns.
26. Superintendent	<p>Ark. Code Ann. §§ 6-13-109 6-17-427</p> <p>Standards 4-B.1, 4-B.2</p> <p>DESE Rules Governing the Superintendent Mentoring Program</p>	No concerns.
27. Teacher Licensure	<p>Ark. Code Ann. §§ 6-15-1004 6-17-309 6-17-401 6-17-418</p> <p>Standard 4-D.1</p> <p>DESE Rules Governing Educator Licensure – Section 7</p>	No concerns.

28. Attendance (DLP waiver)	Ark. Code Ann. § 6-18-213(a)(2)	No concerns.
29. Class Size & Teaching Load (DLP waiver) –	Ark. Code Ann. § 6-17-812 Standards 1-A.5, 1-A.6 DESE Rules Governing Class Size & Teaching Load	No concerns.
30. Six-Hour Instructional Day (DLP waiver) –	Ark. Code Ann. §§ 6-16-102 6-10-126 Standard 1-A.4.2	No concerns.
31. Clock Hours (DLP waiver)	Standard 1-A.2	No concerns.
32. Recess (DLP waiver)	Ark. Code Ann. § 6-16-102(a)(5) DESE Rules Governing Nutrition and Physical Activity Standards – Section 7.11	No concerns.

THE CHARTER WISHES TO RESCIND THE FOLLOWING WAIVERS:

1. Eye and Vision Screening	DESE Rules Governing Eye and Vision Screening Reports	Rescind
2. Health & Wellness Plan	Standard 1-B.3 DESE Rules Governing Nutrition & Physical Activity Standards	Rescind
3. Health & Safety Services	Standards 2-E.1, 2-E.2	Rescind
4. Report Cards	Ark. Code Ann. § 6-15-902	Rescind
5. Student Discipline Procedures	DESE Rule – Guidelines for the Development, Review, and Revision of School District Student Discipline and School Safety Policies	Rescind