

INITIAL LEGAL REVIEW

Charter Name: Friendship Aspire Academies of Arkansas

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

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Alternative Learning Environment - CONTINUE	Ark. Code Ann. §§ 6-15-1005(b)(5) 6-18-503(a)(1)(C)(i) 6-48-102-103 Standard 2-I.1 DESE Rules Governing Student Special Needs Funding, Section 4.01.1	Please provide additional rationale in your final application.
2. Board of Directors - CONTINUE	Ark. Code Ann. §§ 6-13-611(b) 6-13-612(c) 6-13-615 6-13-616(a) 6-13-619(c)(1)(A) & (d) 6-13-621 6-13-629 6-13-630 6-13-631 6-13-634 6-13-635 6-14-101, et seq. ADE Proposed Rules Governing Reimbursement by School Districts for Election Expenses	Please consider providing additional rationale regarding this waiver request. Not all statutes listed address board elections. Waivers of 6-13-629 are not commonly granted.
3. Class Size & Teaching Load - CONTINUE	Ark. Code Ann. § 6-17-812 Standard 1-A.5 DESE Rules Governing Class Size & Teaching Load	Class size and teaching load are now two separate standards so you would need to add 1-A.6 to effectuate the waiver. Please be prepared to provide additional rationale at the CAP meeting.

<p>4. Superintendent</p>	<p>Ark. Code Ann. §§ 6-13-109 - CONTINUE 6-17-427 - RESCIND</p> <p>Standards 4-B.1 & 4-B.2 - CONTINUE</p> <p>DESE Rules Governing the Superintendent Mentoring Program - RESCIND</p>	<p>If your charter is seeking flexibility for hiring purposes, would you ensure that a new superintendent completes the mentoring program?</p>
<p>5. Principal</p>	<p>Ark. Code Ann. § 6-17-302 - CONTINUE</p> <p>Standards 4-C.1 - RESCIND 4-C.2 - CONTINUE</p>	<p>Please provide rationale for your request to rescind the waiver of 4-C.1.</p>
<p>6. Gifted & Talented - CONTINUE</p>	<p>Ark. Code Ann. §§ 6-20-2208(c)(6) 6-42-109 Standard 2-G.1</p> <p>DESE Rules Governing Gifted & Talented Program Approval Standards</p>	<p>In your final application, please provide additional rationale for your waiver request. How will the needs of students be met?</p>
<p>7. Grading Scale - CONTINUE</p>	<p>Ark. Code Ann. §§ 6-15-902(a) 6-15-902(c)(2)</p>	<p>Please provide additional rationale for your request for a waiver of 6-15-902. Typically, a waiver of the entire code section is requested.</p> <p>Please provide the appropriate citation to the DESE Rules.</p>
<p>8. Library Media Services & Library Media Specialist - CONTINUE</p>	<p>Ark. Code Ann. §§ 6-25-103 6-25-104</p> <p>Standards 4-F.1, 4-F.2</p>	<p>Please provide additional rationale in your final application for the waiver request.</p> <p>How are the library media standards taught?</p>
<p>9. Personnel Policies – Daily Planning Period - CONTINUE</p>	<p>Ark. Code Ann. § 6-17-114</p>	<p>No concerns.</p>

10. Personnel Policies – Classified Personnel Policies - CONTINUE	Ark. Code Ann. §§ 6-17-2301, et seq.	No concerns.
11. Classified Employee Minimum Salary – CONTINUE	Ark. Code Ann. § 6-17-2403	Please provide additional rationale in your final application.
12. Personnel Policies – Committee on Personnel Policies - CONTINUE	Ark. Code Ann. §§ 6-17-203 6-17-205	No concerns.
13. Personnel Policies – Personnel Policies Incorporated into Teacher Contracts - CONTINUE	Ark. Code Ann. § 6-17-204	No concerns.
14. Personnel Policies – Public School Employees’ Fair Hearing Act - CONTINUE	Ark. Code Ann. §§ 6-17-1701, et seq.	Please provide additional rationale in your final application.
15. Personnel Policies – Requirements - CONTINUE	Ark. Code Ann. §§ 6-17-201, et seq.	This request is duplicative, in part. Do the previous waiver requests include the statutes you wish to waive?
16. Personnel Policies – Teacher Fair Dismissal Act - CONTINUE	Ark. Code Ann. §§ 6-17-1501, et seq.	Please provide additional rationale in your final application.
17. Personnel Policies – Website Requirements - CONTINUE	Arkansas Division of Elementary and Secondary Education Rules Governing Documents Posted to School District and Education Service Cooperative Websites – Sections 4-9 – 5.01.4 and 6.01 only.	Are you requesting to narrow your request to only 5.01.4 and 6.01 of the rules? If so, please clarify in your final application.
18. Salaries & Compensation – CONTINUE	Ark. Code Ann. § 6-17-807	Please provide additional rationale in your final application.
19. Classified Employee Minimum Salary - CONTINUE	Ark. Code Ann. § 6-17-2203	Please provide additional rationale in your final application.
20. Teacher Licensure - CONTINUE	Ark. Code Ann. §§ 6-15-1004 6-17-309	Please confirm that your teachers meet AQT in core subject areas.

	6-17-401 6-17-902 6-17-919 Standard 4-D.1 DESE Rules Governing Educator Licensure	
21. School Calendar – School Start Date - CONTINUE	Ark. Code Ann. § 6-10-106	Please be prepared to provide additional rationale at the CAP meeting.
22. School Counselor - CONTINUE	Standards 4-E.1, 4-E.2	To effectuate the waiver, you would also need to cite Ark. Code Ann. 6-18-2003(2)(A) to effectuate waiver. Do you also need a waiver of 2-C.1?
23. School Safety Policies & Procedures – RESCIND	Standard 6-A.2	No concerns.
24. Clock Hours - CONTINUE	Ark. Code Ann. § 6-15-216 Standard 1-A.2.	6-15-216 is a “may” statute. Is there a particular section of the statute that you wish to waive?
25. Health & Safety Services	Standards 2-E.1 - CONTINUE 2-E.2 – RESCIND	No concerns.
26. Health Services - School Nurse - CONTINUE	Ark. Code Ann. § 6-18-706	No concerns.
27. Student Services - RESCIND	DESE Rules Governing Public School Student Services – Section 3.01.6	No concerns. Rules have been repealed.

CHARTER WISHES TO ADD THE FOLLOWING NEW WAIVERS:

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Board of Directors	Ark. Code Ann. §§ 6-13-608 6-13-611 6-13-620(5)(A)(ii)(b) 6-13-624 6-13-628	No concerns.
2. Superintendent	Ark. Code Ann. § 6-13-608 6-13-611 6-13-620(5)(A)(ii)(b) 6-13-624	This is duplicative of previous request.

	6-13-628	
3. Class Size & Teaching Load	Standard 1-A.5	This is duplicative of request to continue the waiver of 1-A.5. You would need to add standard 1-A.6 to effectuate the class size and teaching load waiver.