

**Haas Hall Academy**  
**2021 Renewal Application**

*Legal comments are below, separated by waiver. For each comment, please provide a response. The attorney will review your comments once you resubmit the legal review. Any legal concerns that are not addressed by your responses must be discussed in front of the Charter Authorizing Panel during your hearing. If you have any questions about the legal review, please contact Whitney James at (501) 683-1876.*

**General Legal Concerns**

1. Please list your waiver topics followed by the appropriate statutes, standards, and rules. The waiver topic will not necessarily be the name of the statute, standard, or rule.
2. Please make sure you are citing the correct and current statutes, standards, and rules.
3. For teacher licensure, you will need a waiver of Section 7 of the DESE Rules Governing Educator Licensure.
4. If you intend to waive food services, you will need to cite standards and rules as well as provide rationale. How will you provide food to your students? If you receive child nutrition funding or want to continue receiving this funding, please contact the DESE Child Nutrition Unit to discuss.

**Waivers**

1. **Uniform Dates for Beginning and End of School Year** (Continue)

Ark. Code Ann. § 6-10-106(a)

Legal Comments: None.

2. **Qualified Teachers in Every Classroom** (Continue)

Subchapter 10: Arkansas Public Education 6-15-1004, **et seq.**

Standard 4-D.1

DESE Rule, Section 7

Legal Comments: To clarify, are you asking for a waiver of 6-15-1004 and not the entire subchapter? Please review additional statutes that address teacher licensure. You will also need to list the appropriate section of the DESE Rules. Please see general legal concerns.

3. **Committee for Each School District** (Continue)

Subchapter 2: Personnel Policies 6-17-203

Legal Comments: None.

4. **Public School Principals – Qualifications and Responsibilities** (Continue)

Subchapter 3: General Provisions 6-17-302(a)

Standard 4-C.2

**DESE Rule Section 7**

Legal Comments: It is unclear which rules you are citing. If you intended to cite the DESE Rules Governing Educator Licensure, it is not necessary to cite those rules for this waiver request.

5. **Teacher’s License Requirement** (Continue)

Subchapter 4: Certification Generally 6-17-401

Legal Comments: None.

6. **Arkansas History Requirement** (Continue)

Ark. Code Ann. § 6-17-418 – Teacher Certification

Legal Comments: None.

7. **Warrants Void Without Valid Certificate and Contract** (Continue)

Subchapter 9: The Arkansas Teachers’ Salary Law, § 6-17-919

Legal Comments: None.

8. **Examination of Teachers’ Contracts** (Continue)

**Ark. Code Ann. § 6-17-920**

Legal Comments: This code section has been repealed.

9. **Minimum Base Salary – Master’s Degree** (Continue)

**Subchapter 10: Minimum Salaries for Teachers, § 6-17-1001**

Legal Comments: This subchapter has been repealed.

10. **6-17-1502 through 6-17-1510 Education** (Continue)

Subchapter 15: Teacher Fair Dismissal Act

Legal Comments: None.

11. **6-17-1702 through 6-17-1705** (Continue)

Subchapter 17: Public School Employee Fair Hearing Act

Legal Comments: None.

12. **Written Student Discipline Policies Required** (Continue)

Subchapter 5: Discipline, § 6-18-503

Legal Comments: None.

13. **School Discipline Act** (Continue)

Ark. Code Ann. § 6-18-505

Legal Comments: This statute has been repealed.

14. **Teacher Education and Licensure** (Continue)

Ark. Code Ann. § 6-17-401

Rule 2-4.01

Legal Comments: Please confirm which set of rules you are citing. You requested a waiver of 6-17-401 above (see waiver #5).

15. **Certified Staff Salary Schedule** (Continue)

Ark. Code Ann. § 6-17-2403

Legal Comments: None.

16. **Teacher Evaluations** (Continue)

ADE Rule 6.01 – 6.05.1

ADE Rule 7.01 – 7.03

Ark. Code Ann. § 6-17-2805

Legal Comments: Please confirm which rules you are asking to waive. If you are

asking for a waiver of TESS, please confirm that you have spoken with DESE Public School Accountability about this request.

17. **Gifted and Talented Services** (Continue)

**Standard 2-G**

Legal Comments: The correct citation to the standard is 2-G.1. If you are asking for a GT waiver, you will also need to cite rules and code sections. Your rationale does not support the waiver request.

18. **Standard 1-A Curriculum and Instruction** (Continue)

Standard 1-A.1.2.7

Standard 1-A.1.3.9

Legal Comment: None.

19. **Length of Director's Terms** (Continue)

Ark. Code Ann. § 6-13-608

Legal Comments: None.

20. **Vacancies Generally** (Continue)

Ark. Code Ann. § 6-13-611

Legal Comments: None.

21. **Election by Zone and At-Large** (Continue)

Ark. Code Ann. § 6-13-630

Legal Comments: None.

22. **Meetings** (Continue)

Ark. Code Ann. § 6-13-619

Legal Comments: None.

23. **Applicability of General Election Laws** (Continue)

Ark. Code Ann. § 6-14-101, et seq.

Legal Comments: None.

24. **Definition of a Teacher** (Continue)

Ark. Code Ann. § 6-17-902

Legal Comments: None.

25. **Public School Principals – Qualifications and Responsibilities** (Continue)

Standard 4-C

Legal Comments: Are you asking for a waiver of Standard 4-C.1 or 4-C.2? You asked for a waiver of 4-C.2 in a previous request.

26. **Certification Waiver** (Continue)

Ark. Code Ann. § 6-17-309

Legal Comments: None.

27. **Teacher’s Salary Fund** (Continue)

Ark. Code Ann. § 6-17-908

Legal Comments: Application does not contain explanation of why the school needs to continue this waiver.

28. **Nutrition and Physical Activity Standards** (Continue)

DESE Rule 12.00

DESE Rule 5.00

Legal Comments: Please confirm that you are asking for waivers of these sections of the DESE Rules Governing Nutrition and Physical Activity Standards. Please provide a rationale for your request.

29. **Curriculum and Instruction** (Continue)

Standard 1-A.1.3

Legal Comments: This is a request for a waiver of the required 38. Please provide additional rationale at the CAP meeting to support this request.

30. **Principals and Other Building and District Administrators**(Continue)

Standard 4-C.2

Legal Comments: This is a duplicative waiver request.

31. **Student Support Services** (Continue)

Standard 2-D Media Center for Student Support

Legal Comments: The appropriate standard is 2-D.1.

32. **Health and Safety Services** (Continue)

Standard 2-E Health and Safety Services

Legal Comments: Please clarify which standards you are asking to waive. Depending on what you are asking to waive, you will need to cite additional code sections and rules.

33. **Gifted and Talented Education** (Continue)

Standard 2-G

Legal Comments: This is a duplicative waiver request.

34. **Transportation and Food Services** (Continue)

Standard 6-A.1

Standard 6-A.2

Legal Comments: These standards do not apply to food services. You will need waivers of additional code sections regarding transportation.

35. **Specific Time Frame for Citations or Probations** (Continue)

Standard 8.00

Legal Comments: Please list the waiver topic along with citations to the appropriate, current statutes, rules, and standards.

36. **Uniform Dates for Beginning and End of Each School Year** (Continue)

Ark. Code Ann. § 6-10-106

Legal Comments: This is a duplicative waiver request.

37. **Qualifications of Directors** (Continue)

A.C.A. § 6-13-616(a)

Legal Comments: None.

38. **School District Board of Directors – Size** (Continue)

A.C.A. § 6-13-634

Legal Comments: None.

39. **District Boundaries** (Continue)

A.C.A. § 6-17-908

Legal Comments: You requested a waiver of this code section in a previous waiver request.

40. **Qualified Teachers in Every Classroom** (Continue)

A.C.A. § 6-15-1004

Legal Comments: You requested a waiver of this code section in a previous waiver request.

41. **Arkansas History as a Dedicated Course** (Continue)

Ark. Code Ann. § 6-16-124

Legal Comments: Do you need a waiver of 6-17-418 and 6-17-703?

42. **School Day** (Continue)

Ark. Code Ann. §§

6-16-102

6-10-126

Legal Comments: None.

43. **Certified Staff Salary Schedule** (Continue)

A.C.A. § 6-17-201(b)(1)(2); 6-17-201(c); 6-20-319(4)(b)

Legal Comments: Ark. Code Ann. § 6-20-319 has been repealed.

44. **Committee for Each School District** (Continue)

A.C.A. § 6-17-203

Legal Comments: This is a duplicative waiver request.

45. **Employment of Licensed Personnel** (Continue)

A.C.A. § 6-17-301

Legal Comments: Please confirm that you are only seeking waivers of 6-17-301(a) – (b). Subsection (c) addresses suspension/revocation of license.

46. **Minimum Teacher Compensation Schedule** (Continue)

Ark. Code Ann. §§

6-17-2403

6-17-2401, et seq.

Legal Comments: 6-17-2403 is also a duplicative request. The request for 6-17-2401, et seq. would include a waiver of 6-17-2403.

47. **Alternative Pay Programs** (Continue)

Ark. Code Ann. § 6-17-119

Legal Comments: None.

48. **Rules Governing Arkansas Alternative Pay Programs** (Continue)

Ark. Code Ann. § 6-17-119

Legal Comments: This is a duplicative request.

49. **Credit for College Courses** (Continue)

A.C.A. § 6-18-223

Legal Comments: None.



50. **Rules Governing Concurrent College and High School Credit** (Continue)

Ark. Code Ann. § 6-18-223

Legal Comments: You would need a waiver of only subsection (a) of this statute. Please review the DESE Rules Governing Grading and Course Credit and cite the appropriate sections.

51. **Alternative Learning Environment** (Continue)

Standard 2-I

Legal Comments: Please provide an explanation for continuing the waiver. Please cite the appropriate statutes, rules, and standards needed to effectuate this waiver request.

52. **Alternative Learning Environment** (Continue)

Standard 2-I

Legal Comments: See legal comments for Waiver #51.

53. **1-A Curriculum and Instruction** (Continue)

Standard 1-A.1.2.9

Legal Comments: Your rationale does not support the waiver request. Based on the rationale, the standard allows you to accomplish your goal.

54. **Supplemental Educational Opportunities – Summer School** (Continue)

Standard 2-1.I

Legal Comments: None.

55. **Public School Library and Technology Act** (Continue)

Ark. Code Ann. §§

6-25-103

6-25-104

Legal Comments: Please review the current standards for accreditation and add appropriate citations.

56. **Uniform Dates for Beginning and End of Each School Year** (Continue)

Ark. Code Ann. § 6-10-106

Legal Comments: This is a duplicative request.

57. **Personnel** (Continue)

Standard 4: Human Capital

Standard 4-B.1

Standard 4-C.2

Standard 4-D.1

Legal Comments: Are you also asking for a superintendent licensure waiver? If so, please cite the correct standard. Do you also need a waiver of the Rules Governing the Superintendent Mentoring Program? Please review additional statutes regarding superintendents.

58. **Support Services** (Continue)

Standard 2-C

Standard 2-D.1

Legal Comments: Are you asking for a waiver of 2-C.1? Your rationale does not support your request. If you are asking for school counselor licensure waiver, you will need to provide additional citations.