

**Final Legal Review**

**Prepared by: Stephen M. Reynolds, Associate Legal Counsel**

**Charter School Name: Somerset Academy Arkansas**

**The charter is requesting the following waivers:**

<b>Waiver Topic</b>	<b>Statutes, Standards, Rules</b>	<b>Notes</b>
1. 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) 6-13-617 6-13-618 6-13-619(a), (c), (d)(4) 6-13-620(5) 6-13-622(b) 6-13-630 6-13-631 6-13-634 6-13-635 6-13-1303 6-14-101, et seq.  Rules Governing School Board Zones and Rezoning	I have no legal concerns.
2. Superintendent & Principal	Ark. Code Ann. §§ 6-13-109 6-17-302 6-17-427  Standard 4-B.2, 4-C.1, 4-C.2	I have no legal concerns. Please be prepared to explain this to the CAP.
3. Facilities and Flag Display	Ark. Code Ann. §§ 6-16-105 United States Flag 6-16-106 Arkansas State Flag 6-21-117(2)-(5) Leased Academic Facilities	I have no legal concerns.

	Standards for Accreditation 6-A.1 and 6-A.2	
4. Personnel Policies	<p>Ark. Code Ann. §§  6-17-2301(c)  6-17-2301(c)(1) &amp; (d)(2)  6-17-2302  6-17-2303  6-17-2304  6-17-2305  6-17-203  6-17-205  6-17-209  6-17-301  6-17-208  6-17-210  6-17-202  6-17-201(a) &amp; (c)</p> <p>Standard 3-A.2 (only to the extent that the classified salary schedule must be published on the school's website)</p> <p>Rules Governing Documents Posted to School District and Education Service Cooperative Websites – 5.01.4, 5.01.5, 6.01, 6.02 (as for these sections, only to the extent that classified &amp; administrator salary information is required to be published on the school's website)</p>	I have no legal concerns. Please be prepared to explain this to the CAP.
5. School Counselor, Student Services	<p>Ark. Code Ann. § 6-18-706</p> <p>Standard 4-E.1, 4-E.2</p>	I have no legal concerns. Please be prepared to explain this to the CAP.
6. Required Instruction K-12	Standard 1-A.1.3	I have no legal concerns. Please be prepared to explain this to the CAP.
7. Teacher Licensure	<p>Ark. Code Ann. §§  6-15-1004  6-17-309  6-17-401  6-17-418  6-17-902</p>	I have no legal concerns. Please be prepared to explain this to the CAP.

	<p>6-17-908 6-17-919</p> <p>Standard 4-D.1</p> <p>DESE Rules Governing Educator Licensure – Section 7</p>	
8. Library Media Services	<p>Ark. Code Ann. §§ 6-25-103 6-25-104</p> <p>Standard 2-D.1 Standard 4-F.1, 4-F.2</p>	I have no legal concerns. Please be prepared to explain this to the CAP.
9. Class Size & Teaching Load	<p>Ark. Code Ann. § 6-17-812</p> <p>Standard 1-A.5 (Class Size) Standard 1-A.6 (Teaching Load)</p> <p>DESE Rules Governing Class Size and Teaching Load</p>	I have no legal concerns.
10. ALE	<p>Ark. Code Ann. §§ 6-15-1005(b)(5) 6-18-503(a)(1)(C)(i) 6-48-102 6-48-103</p> <p>Standard 2-I.1</p> <p>DESE Rules Governing Student Special Needs Funding – Section 4</p>	I have no legal concerns. Please be prepared to explain how you will provide these services to students should the need arise to the CAP.
11. Report Cards	Ark. Code Ann. § 6-15-903(a)(2)	I have no legal concerns.
12. Planning Period, Duty Free Lunch Period and Non-Instructional Duties	<p>Ark. Code Ann. §§ 6-17-111 6-17-114 6-17-117</p>	I have no legal concerns. Please be prepared to explain this to the CAP.

<p>13. Gifted and Talented</p>	<p>Ark. Code Ann. §§ 6-20-2208(c)(6) 6-42-109</p> <p>Standard 2.G.1</p> <p>DESE Rules Governing Gifted and Talented Program Approval Standards</p>	<p>I have no legal concerns. Please be prepared to explain this to the CAP.</p>
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**Notes and general legal concerns:** None.