

Hearing Notice



Division of Elementary and Secondary Education

Transforming Arkansas to lead the nation in student-focused education

Jacob Oliva
Secretary

June 12, 2023

Dr. Ivy Pfeffer
Deputy
Commissioner

Ashley Camp

Marc Sherrell, Superintendent
Des Arc School District
sherrellm@desarcschools.org

Stacy Smith
Deputy
Commissioner

Donnie Boothe, Superintendent
Hazen School District
dboothe@hazen.k12.ar.us

Re: Appeal Under the Public School Choice Act – Isaiah Camp

**State Board of
Education**

Everyone:

Ouida Newton
Poyen
Chair

This letter is to notify you that the Arkansas State Board of Education is scheduled to hear the above-referenced appeal(s) on **Thursday, July 13, 2023**. The action item is set for **9:00 a.m. in the Auditorium of the Arch Ford Education Building, Four Capitol Mall, Little Rock, Arkansas 72201**. Any additional materials any party chooses to submit should be provided to my office **no later than 12:00 noon on Friday, July 7, 2023**.

Dr. Sarah Moore
Stuttgart
Vice Chair

The Arkansas State Board of Education has requested the parent, the non-resident district, and the resident district attend this meeting and be available for questions.

Dr. Fitz Hill
Little Rock

The above-referenced appeal(s) will be conducted pursuant to the legal authority and jurisdiction vested in the State Board by the Public School Choice Act and the Division of Elementary and Secondary Education Rules Governing the Public School Choice Act. You may find copies of these references on the DESE website at <https://dese.ade.arkansas.gov/Offices/legal/school-choice>.

Kathy McFetridge
Springdale

Steve Sutton
Marion

Thank you in advance for your cooperation in this matter. Please do not hesitate to contact the Arkansas Department of Education's Legal Services Division at (501) 683-0087 should you require additional information.

Adrienne Woods
Rogers

Sincerely,

Randy Henderson
Blytheville

/s/Shastady Wagner

Lisa Hunter
White Hall

Shastady Wagner
Attorney Supervisor
Division of Elementary and Secondary Education
shastady.wagner@ade.arkansas.gov

Jeff Wood
Little Rock

Appeal Packet

May 30, 2023


Dear Arkansas State Board of Education, writing you in regards to letter we received from the Des Arc public schools. I disagree with the decision they made. They rejected my son, for the following reason, I believe they can hire more staff or a extra aide, they did not give me a reason why they couldn't get another aide, are they can except him and send him to the sunshine school, they have already sent five kids to the sunshine school in Searcy, I don't believe this is not a good enough reason for their decision.. Why can't they just add another aide...

RECEIVED
LEGAL SERVICES

JUN 02 2023

DEPARTMENT OF EDUCATION
CENTRAL ADMINISTRATION

Ashley
Camp



SCHOOL BOARD

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President
Charlie Brown
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Secretary
Johnny Reidhar
Billy Hinson
Drew Widener
TJ English

Des Arc Public Schools

Marc Sherrell: SUPERINTENDENT
600 Main Street
Des Arc, Arkansas 72040
PHONE: 870-256-4164
FAX: 870-256-3701

Billy Paschal Jr.
High School Principal
Phone: 870-256-4166

Cheryl Holland
Elementary Principal
Phone: 870-256-4776

May 15, 2023

Dear Mrs. Camp,
I am sorry, but the application you submitted for Isaiah Camp has been rejected by the Des Arc School District for the following reason(s).

Your child's resident district has declared itself exempt from the provisions of the School Choice Law due to it being under an enforceable desegregation order.

Your child does not meet the openings identified for the coming school-year identified in the Board of Directors Resolution adopted on insert date.

The specific reason for rejection is that acceptance would cause the district to have to add:

Staff (The district would have to hire an extra aide or be responsible for sending the student to the Sunshine School)

Teachers

classroom(s)

the insert the name of the program, class, grade level, or school building's capacity

As noted in your original application, you have ten (10) days from receipt of this notice in which to submit a written appeal of this decision to the State Board of Education.

Respectfully,

Dr. Marc Sherrell
Superintendent
Des Arc Schools

District Response

From: [Marc Sherrell](#)
To: [Shastady Wagner \(ADE\)](#)
Subject: Re: School Choice Appeal - Camp Family
Date: Wednesday, June 14, 2023 3:35:45 PM

Caution: This is an external email and may contain a suspicious subject or content. Please take care when clicking links or opening attachments. When in doubt, contact [ADE IT Services](#).

We are basing our denial for Isaiah Camp based on the following rule regarding school choice:

2-1.03 These rules do not require a school district to add teachers, staff, or classrooms, or in any way to exceed the requirements and standards established by existing law.

If we accept this student, as stated in their appeal, they want us to send them to the Sunshine school in Searcy or hire an extra aide. This is an expense to our school of \$24,000 a year per student for the Sunshine School or the cost of a personal aide. The Sunshine school is not even part of our district. The family is basically asking us to accept the student because their home school does not send students to the Sunshine school. If the student did not go to Sunshine, we would still have the expense of hiring a personal aide for the student. This has all originated from the fact that Hazen will not send students to the Sunshine school because of the expense. At Des Arc, we will send up to four or five but we have already reached that number. At this point, we do not feel that we can afford the cost associated with accepting this student.

Thank you,
Dr. Sherrell

On Mon, Jun 12, 2023 at 11:06 AM Shastady Wagner (ADE)
<Shastady.Wagner@ade.arkansas.gov> wrote:

Good Morning Superintendents,

Please find attached a school choice appeal filed with the Division of Elementary and Secondary Education by the Camp family. The family appeals the decision of the Des Arc School District. The DESE Rules Governing Public School Choice state that the nonresident and resident districts may file any response to an appeal within ten (10) days, not including weekends or legal holidays, of receipt of the appeal. I have attached a copy of the rules for your review. You may send responses directly to me.

All parties will receive a formal hearing notice detailing the date, time, and location of the hearing before the State Board of Education, but this appeal will be heard at the July State Board meeting. Thank you for your attention to this matter.

Respectfully,

Shastady Wagner

Attorney Supervisor

Arkansas Department of Education

4 Capitol Mall, Rm. 302A

Little Rock, AR 72201

(501)682-1958

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Dr. Marc Sherrell
Superintendent
Des Arc Public Schools
600 Main St.
Des Arc, AR. 72040

Property of Des Arc Public School

This message (and any associated files) may contain confidential and/or privileged information. If you are not the intended recipient or authorized to receive this for the intended recipient, you must not use, copy, disclose or take any action based on this message or any information herein. If you have received this message in error, please advise the sender immediately by sending a reply e-mail and delete this message. Thank you for your cooperation.

This amount would be per student

1st Year Aide	\$16,020.00	Salary
	993.24	SSA
	232.29	Med
	2,403.00	TR
	3,300.00	Insur
	49.92	FICA
	<hr/>	
	\$22,998.45	

If we had to hire two aides
it would cost the district \$45,996.90

Sunshine School \$12,000 / kid
per semester

If we sent two students to Sunshine School
it would cost the school \$48,000

\$24,000 - annually

Des Arc School District Non-Certified Personnel Salary Schedule 2023-2024

Step	Years of Experience	Classified Personnel 12 Months	220 Day Custodial Worker	Aides-Yearly	Bus Driver	183 Day Food Service Manager	183 Day Cafeteria Service Worker	Nurse-LPN	Nurse - RN	Tech Aide	Facilities/Transportation Director
1	0	24,308.00	21,120.00	16,020.00	11,000.00	19,032.00	14,274.00	23,212.00	31,328.00	20,449.00	\$36,922.00
2	1	24,691.00	21,204.00	16,345.00	11,250.00	19,106.00	14,333.00	23,646.00	31,578.00	20,938.00	\$37,422.00
3	2	25,094.00	21,415.00	16,670.00	11,500.00	19,281.00	14,476.00	24,082.00	31,828.00	21,428.00	\$41,922.00
4	3	25,494.00	21,609.00	17,037.00	11,750.00	19,442.00	14,607.00	24,516.00	32,078.00	21,918.00	\$42,422.00
5	4	25,860.00	21,803.00	17,641.00	12,000.00	19,603.00	14,738.00	24,952.00	32,328.00	22,407.00	\$42,922.00
6	5	26,263.00	22,014.00	18,203.00	12,250.00	19,779.00	14,881.00	25,386.00	32,578.00	22,896.00	\$43,422.00
7	6	26,680.00	22,190.00	18,781.00	12,500.00	19,926.00	15,000.00	25,821.00	32,828.00	23,385.00	\$43,922.00
8	7	27,046.00	22,524.00	19,363.00	12,750.00	20,204.00	15,226.00	26,256.00	33,078.00	23,875.00	\$44,422.00
9	8	27,448.00	22,753.00	19,945.00	13,000.00	20,394.00	15,380.00	26,691.00	33,328.00	24,364.00	\$44,922.00
10	9	27,814.00	23,052.00	20,532.00	13,250.00	20,643.00	15,582.00	27,126.00	33,578.00	24,853.00	\$45,422.00
11	10	28,214.00	23,246.00	21,114.00	13,500.00	20,804.00	15,713.00	27,561.00	33,828.00	25,342.00	\$45,922.00
12	11	29,001.00	23,545.00	21,697.00	13,750.00	21,053.00	15,916.00	27,995.00	34,078.00	25,832.00	\$46,422.00
13	12	29,402.00	23,862.00	22,280.00	14,000.00	21,316.00	16,130.00	28,431.00	34,328.00	26,321.00	\$46,922.00
14	13	29,804.00	24,073.00	22,864.00	14,250.00	21,492.00	16,272.00	28,865.00	34,578.00	26,810.00	\$47,422.00
15	14	30,206.00	24,355.00	23,446.00	14,500.00	21,726.00	16,463.00	29,301.00	34,828.00	27,299.00	\$47,922.00
16	15	30,608.00	24,654.00	23,881.00	14,750.00	21,975.00	16,665.00	29,735.00	35,078.00	27,788.00	\$48,422.00
17	16	31,091.00	24,971.00	24,315.00							
18	17	31,573.00	25,252.00	24,751.00							
19	18	32,057.00	25,552.00	25,185.00							
20	19	32,539.00	25,851.00	25,621.00							
21	20	33,022.00	26,167.00	26,055.00							
22	21	33,505.00	26,431.00	26,491.00							
23	22	33,988.00	26,731.00	26,925.00							
24	23	34,471.00	27,048.00	27,360.00							
25	24	34,952.00	27,329.00	27,795.00							
26	25	35,436.00	27,628.00	28,230.00							
27	26	35,919.00	27,928.00	28,665.00							
28	27	36,402.00	28,227.00	29,100.00							
29	28	36,884.00	28,526.00	29,535.00							
30	29	37,367.00	28,825.00	29,969.00							

002	Cafeteria Supervisor/Maintenance Director/	\$11.00 Hourly	
004	Supt. Secretary/Bookkeeper/Network Administrator	\$11.00 Hourly	
006	Facilities-Transportation Director	\$15.00 Hourly	
	District Treasurer		
	Eschool Coordinator		
		\$2,000/year	
	*The above pay stipend has the option of receiving half of their pay at the end of the first semester and half at the end of the second semester OR all at the end of the second semester.		
	Hourly classified workers above \$11.00 per hour during 2022-2023 school year will receive \$1/hour raise on next step of the 2022-2023 schedule for the 2023-2024 school year (1 employee).		
			Adopted 04/24/2023

Code	Description	Multiplier
		Dollar
002	Cafeteria Supervisor/Maintenance Director/	1.4230
004	Supt. Secretary/Bookkeeper/Network Administrator	1.4490
006	Facilities-Transportation Director	1.8000

President's Signature _____

Date _____

(File tuition agreement in quadruplicate)

TUITION AGREEMENT

The DES ARC SCHOOL DISTRICT (Resident District) of WHITE County hereby agrees to pay to The Sunshine School, Inc. (Servicing District) of White County tuition in the amount of: **\$13,400.00** (transported) or **\$12,000.00 (non-transported)** per pupil for providing educational services to its students in K-12 (grades) during 2022-2023.

CONDITIONS:

Sunshine School shall bill the district each semester including a district student list. Sunshine School shall provide monthly attendance to the district. Sunshine School shall notify the district when students exit the program.

*The specifics of the agreement should be given here i.e., whether payment is per enrollment, ADA or ADM, for the current or previous year; how payment is to made (annually, semi-annually, monthly, etc.); who pays transportation and /or another costs; are attendance records to furnished; and other pertinent information.

RESIDENT DISTRICT

SERVICING DISTRICT

[Signature]
(Signature, President of Board)

[Signature]
(Signature, President of Board)

[Signature]
(Signature, Superintendent)

[Signature]
(Signature, Superintendent)

ADDRESS

ADDRESS

600 Main Street
Des Arc, AR 72040

P.O. Box 831
Searcy, Arkansas 72145

Approved: _____

Date: _____

Public School District or approved Special Education School. "District" may include "Educational Cooperatives" established pursuant to Ark. Code Ann. 6-13-902

Send all copies to the Department of Education, Local Fiscal Services, #4 Capitol Mall, Room 105-C, Little Rock, Arkansas 72201-1013
01/03/08