

Initial Legal Review

Charter School Name: Academies of West Memphis

THE CHARTER IS REQUESTING THAT THE FOLLOWING WAIVERS CONTINUE:

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Attendance – Continue	A.C.A. §§ 6-18-213(f)(2)	I have no legal concerns. However, this waiver would also allow the charter to collect ADM funding for students that they aren't providing services for. If the charter plans to pursue this waiver, it should be prepared for questions about this waiver from the CAP.
2. Class Size	Ark. Code Ann. § 6-17-812 Standard: 1-A.5	To fully effectuate this waiver, you will need to add the DESE Rules Governing Class Size and Teaching Load.
3. Teaching Load	Standard: 1-A.6	To fully effectuate this waiver, you will need to add the DESE Rules Governing Class Size and Teaching Load.
4. Credit Hours	Standard: 1-A.2	This waiver topic should be Clock Hours, not Credit Hours. Please be prepared to explain this to the CAP.
5. Curriculum	Standard: 1-A.1.3.1	This is a graduation requirement – you can't waive the 38. This waiver is for the 6 required units of ELA. Additionally, there is a course approval process where you can embed courses into other courses with approval from the department. This process makes the waiver unnecessary.
6. Flexible Schedule	Ark. Code Ann. § 6-16-102, except (a)(5).	To fully effectuate this waiver, you will need to add another request – waiver topic should be Instructional Day, the law is the SFA 1-A.4.2.

7. Teacher Licensure	Ark. Code Ann. §§ 6-15-1004 Ark. Code Ann. §§ 6-17-309 Ark. Code Ann. §§ 6-17-401 Ark. Code Ann. §§ 6-17-418 Ark. Code Ann. §§ 6-17-902 Ark. Code Ann. §§ 6-17-908 Ark. Code Ann. §§ 6-17-919	To fully effectuate this waiver, you will need to add Section 7 of the DESE Rules Governing Educator Licensure and Standard for Accreditation 4-D.1
----------------------	---	---

THE CHARTER IS REQUESTING TO RESCIND THE FOLLOWING WAIVERS:

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Curriculum	Standard: 1-A.1.3.7	This Standard requires four units of social studies to be offered. I have no legal concerns.
2. Principal	Standard 4-C.1 Ark. Code Ann. § 6-17-302	Are you also rescinding the waiver for Standard 4-C.2? If not, please be prepared to explain this to the CAP.

THE CHARTER IS NOT REQUESTING TO ADD ANY NEW WAIVERS.

The following are current waivers that the charter holds that are **not listed** on the application:

Mandatory Attendance Requirements for Students in Grades Nine through Twelve (rule repealed)

Board of Directors – A.C.A §§ 6-13-609 (law repealed)

Salaries – Teacher Definition – A.C.A §§ 6-17-902

Salaries – Warrants Void Without Valid License and Contract – A.C.A §§ 6-17-919

Library Media Specialist Program – A.C.A. §§ 6-25-103

Library Media Specialist Licensure – A.C.A. §§ 6-25-104; Standard 4-F.1

Monitoring Procedures to Ensure Curriculum Alignment – Standard 1-A.3

Instructional Day – 1-A.4.2

Comprehensive School Counseling Plan – Standard 2-C.1; 2-C.2

Superintendent Licensure – Standard 4-B.2

Principal Licensure – Standard 4-C.2

Teacher Licensure – Standard 4-D.1 (need to add to effectuate TL waiver)

School Counselor Licensure – Standard 4-E.1

School Counselor Ratio – Standard 4-E.2

Library Media Specialist Ratio – Standard 4-F.2