

## WAIVERS

Complete the following tables indicating all sections of Title 6 of the Arkansas Code Annotated, the Division of Elementary and Secondary Education rules, and the Standards for Accreditation of Arkansas Public Schools and School Districts from which the public charter school seeks to be exempted to meet the goals of the school.

**Please use the waiver list provided below. This list includes the appropriate waiver topic and citations to the applicable Arkansas Code Section, Rules, and Standards to fully effectuate the requested waiver.**

**Each of your waiver requests must include a rationale. Failure to provide a rationale will result in your application being marked as incomplete.**

<b>Waiver #1 Topic</b>	Transportation
<b>Arkansas Code Annotated</b>	Ark. Code Ann. §§ 6-19-101, et seq.
<b>Standard for Accreditation</b>	
<b>ADE Rules</b>	
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

<b>Waiver #2 Topic</b>	Leased Academic Facilities
<b>Arkansas Code Annotated</b>	Ark. Code Ann. § 6-21-117(2)-(5)
<b>Standard for Accreditation</b>	Standard 6-A.1, 6-A.2
<b>ADE Rules</b>	
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

<b>Waiver #3 Topic</b>	Maintain School Facilities
<b>Arkansas Code Annotated</b>	
<b>Standard for Accreditation</b>	Standard 6-A.1
<b>ADE Rules</b>	
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

<b>Waiver #4 Topic</b>	Tornado & Earthquake Safety Drills
<b>Arkansas Code Annotated</b>	Ark. Code Ann. § 6-10-121 Under Ark. Code Ann. § 6-23-401(b) this is NOT waivable unless the charter is fully virtual.
<b>Standard for Accreditation</b>	
<b>ADE Rules</b>	
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

<b>Waiver #5 Topic</b>	Body Mass Index (BMI) Assessment
<b>Arkansas Code Annotated</b>	
<b>Standard for Accreditation</b>	
<b>ADE Rules</b>	DESE Rules Governing Nutrition and Physical Activity and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools, Section 5.02.5, 12.00
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

<b>Waiver #6 Topic</b>	Eye and Vision Screening
<b>Arkansas Code Annotated</b>	Ark. Code Ann. §§ 6-18-1501 6-18-1502
<b>Standard for Accreditation</b>	
<b>ADE Rules</b>	DESE Rules Governing Eye & Vision Screening Report in Arkansas Public Schools
<b>Rationale for Waiver</b>	Unfeasible to perform for a fully virtual school.

<b>Waiver #7 Topic</b>	Flag Display
<b>Arkansas Code Annotated</b>	Ark. Code Ann. §§ 6-16-105 6-16-106
<b>Standard for Accreditation</b>	
<b>ADE Rules</b>	
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

<b>Waiver #8 Topic</b>	Food Services
<b>Arkansas Code Annotated</b>	Ark. Code Ann. §§ 6-18-705 (breakfast program) 6-20-701, et seq. (school lunch program)
<b>Standard for Accreditation</b>	Standard 3-D.1
<b>ADE Rules</b>	DESE Rules Governing Nutrition and Physical Activity and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

<b>Waiver #9 Topic</b>	Physical Education
<b>Arkansas Code Annotated</b>	Ark. Code Ann. § 6-16-132
<b>Standard for Accreditation</b>	Standards 1-A.1.1.6, 1-A.1.2.6, & 1-A.1.3.8
<b>ADE Rules</b>	DESE Rules Governing Nutrition and Physical Activity and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools – Sections 7.01, 7.01.1, 7.01.1.1, 7.01.1.2, 7.01.3, 7.09
<b>Rationale for Waiver</b>	N/A for a fully virtual charter school

## Waiver Topic Names with Arkansas Code Annotated, Standards, and DESE Rules (when applicable)

<p><b><u>178 Instructional Days – standard only</u></b></p> <p>Standard 1-A.4.1</p>	<p><b><u>Acquisition of Commodities</u></b></p> <p>Ark. Code Ann. § 6-21-303</p>	<p><b><u>Adopt School Calendar</u></b></p> <p>Ark. Code Ann. § 6-10-106</p>	<p><b><u>Alternative Learning Environment (ALE)</u></b></p> <p>Ark. Code Ann. §§ 6-15-1005(b)(5) 6-18-503(a)(1)(C)(i) 6-48-102 6-48-103</p> <p>DESE Rules Governing Student Special Needs Funding – Section 4</p> <p>Standard 2-I.1</p>	<p><b><u>Arkansas History</u></b></p> <p>Ark. Code Ann. §§ 6-16-124(a)(2) 6-17-418 6-17-703</p> <p>Standard 1-A.1.2.8</p>
<p><b><u>Attendance</u></b></p> <p>Ark. Code Ann. § 6-18-213(a)(2)</p>	<p><b><u>Board of Directors</u></b></p> <p>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)(1)(A), (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.</p>	<p><b><u>Body Mass Index (BMI) Assessment</u></b></p> <p>DESE Rules Governing Nutrition and Physical Activity and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools, Section 5.02.5, 12.00</p>	<p><b><u>Class Size &amp; Teaching Load</u></b></p> <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>	<p><b><u>Classified Employee Minimum Salary</u></b></p> <p>Ark. Code Ann. §§ 6-17-2201, et seq. 6-17-2403</p>
<p><b><u>Clock Hours</u></b></p> <p>Standard 1-A.2</p>	<p><b><u>Comprehensive School Counseling Program &amp; School Counselor</u></b></p> <p>Ark. Code Ann. §§ 6-18-2002(2)(A) 6-18-2003(a)(2)(A) Standard 4-E.1, 4-E.2</p>	<p><b><u>Credit for College Courses</u></b></p> <p>Ark. Code Ann. § 6-18-223</p>	<p><b><u>Curriculum – Advanced Placement Courses</u></b></p> <p>Ark. Code Ann. §§ 6-16-1203(a) 6-16-1204(a), (c), and (d)</p>	<p><b><u>Curriculum – Career &amp; Technical Education</u></b></p> <p>Standard 1-A.1.2.7 (5-8) 1-A.1.3.9 (9-12)</p>

			DESE Rules Governing Grading and Course Credit – Sections 4-1.00 & 6.00  Standard 1-A.1.3-10	
<b><u>Curriculum – Concurrent Credit</u></b>  Ark. Code Ann. §§ 6-16-1203(b) 6-16-1204(b) and (e)  DESE Rules Governing Grading and Course Credit – Sections 5.00	<b><u>Curriculum – CPR</u></b>  Ark. Code Ann. § 6-16-143  Standard 1-C.2.5  Under Ark. Code Ann. § 6-23-401(b) this is NOT waivable unless the charter is fully virtual.	<b><u>Curriculum – Fine Arts</u></b>  Standard 1-A.1.1.5 (K-4) 1-A.1.2.5 (5-8) 1-A.1.3.6 (9-12)	<b><u>Curriculum – Foreign Language 9-12</u></b>  Standard 1-A.1.3.5	<b><u>Curriculum – Visual Art or Music</u></b>  Ark. Code Ann. §§ 6-16-130(a) – elementary 6-16-130(b) – grades 7-8 and some 6 <sup>th</sup> grade  DESE Rules Governing Visual Art and Music  Standard 1-A.1.1.5, 1-A.1.2.5, & 1-A.1.3.6
<b><u>Eye and Vision Screening</u></b>  Ark. Code Ann. §§ 6-18-1501 6-18-1502  DESE Rules Governing Eye & Vision Screening Report in Arkansas Public Schools	<b><u>Financial Management – Business Manager</u></b>  Ark. Code Ann. § 6-15-2302(b)  DESE Rule Governing the Arkansas Fiscal Assessment and Accountability Program – Section 12	<b><u>Flag Display</u></b>  Ark. Code Ann. §§ 6-16-105 6-16-106	<b><u>Flexible Schedule</u></b>  Ark. Code Ann. § 6-16-102, except (a)(5)	<b><u>Food Services</u></b>  Ark. Code Ann. §§ 6-18-705 (breakfast program) 6-20-701, et seq. (school lunch program)  DESE Rules Governing Nutrition and Physical Activity and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools  Standard 3-D.1
<b><u>Gifted and Talented</u></b>  Ark. Code Ann. §§ 6-20-2208(c)(6) 6-42-109  DESE Rules Governing Gifted and Talented Program Approval Standards  Standard 2-G.1	<b><u>Grading Scale</u></b>  Ark. Code Ann. § 6-15-902(a)  DESE Rules Governing Grading and Course Credit – Section 2-2.01	<b><u>Health Services – School Nurse</u></b>  Ark. Code Ann. § 6-18-706	<b><u>Health and Safety Services</u></b>  Standard 2-E.1, 2-E.2	<b><u>Instructional Day (includes delay/early release of school and recess)</u></b>  Ark. Code Ann. §§ 6-16-102 6-10-126 – Delay or early release of school due to emergency circumstances  Standards 1-A.4.2 1-A.4.3 (Recess)

<p><b><u>Instructional Materials</u></b></p> <p>Ark. Code Ann. § 6-21-413</p> <p>DESE Rules Governing Instructional Materials – Sections 5.01, 5.01.2</p>	<p><b><u>Leased Academic Facilities</u></b></p> <p>Ark. Code Ann. § 6-21-117(2)-(5)</p> <p>Standard 6-A.1, 6-A.2</p>	<p><b><u>Library Media Services – includes standard for balance of instructional materials</u></b></p> <p>Ark. Code Ann. § 6-25-103</p> <p>Standard 2-D.1</p>	<p><b><u>Library Media Specialist</u></b></p> <p>Ark. Code Ann. § 6-25-104</p> <p>Standard 4-F.1, 4-F.2</p>	<p><b><u>Maintain School Facilities</u></b></p> <p>Standard 6-A.1</p>
<p><b><u>Parent &amp; Family Engagement Plan</u></b></p> <p>Ark. Code Ann. § 6-15-1701, et seq.</p> <p>DESE Rules Governing Parental Involvement Plans and Family and Community Engagement</p> <p>Standard 5-A.1</p>	<p><b><u>Period of Silence</u></b></p> <p>Ark. Code Ann. § 6-10-115</p>	<p><b><u>Personnel Policies – Classified Employees Personnel Policies</u></b></p> <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</p>	<p><b><u>Personnel Policies – Committee on Personnel Policies</u></b></p> <p>Ark. Code Ann. §§ 6-17-203 6-17-205 6-17-209</p>	<p><b><u>Personnel Policies – Daily Planning Period</u></b></p> <p>Ark. Code Ann. § 6-17-114</p>
<p><b><u>Personnel Policies – Duty-Free Lunch Period</u></b></p> <p>Ark. Code Ann. § 6-17-111</p>	<p><b><u>Personnel Policies – Employment of Licensed Personnel</u></b></p> <p>Ark. Code Ann. § 6-17-301</p>	<p><b><u>Personnel Policies – Grievance Procedure</u></b></p> <p>Ark. Code Ann. §§ 6-17-208 6-17-210</p>	<p><b><u>Personnel Policies – Non-instructional Duties</u></b></p> <p>Ark. Code Ann. § 6-17-117</p>	<p><b><u>Personnel Policies – Personnel Policies Incorporated into Teacher Contracts</u></b></p> <p>Ark. Code Ann. § 6-17-204</p>
<p><b><u>Personnel Policies – Public School Employees’ Fair Hearing Act</u></b></p> <p>Ark. Code Ann. §§ 6-17-1701, et seq.</p>	<p><b><u>Personnel Policies – Requirements</u></b></p> <p>Ark. Code Ann. § 6-17-201(a) &amp; (c)</p>	<p><b><u>Personnel Policies – Right to Join Professional Organization</u></b></p> <p>Ark. Code Ann. § 6-17-202</p>	<p><b><u>Personnel Policies – School Employees’ Minimum Sick Leave</u></b></p> <p>Ark. Code Ann. §§ 6-17-1301, et seq.</p>	<p><b><u>Personnel Policies – Teachers’ Minimum Sick Leave</u></b></p> <p>Ark. Code Ann. §§ 6-17-1201, et seq.</p>
<p><b><u>Personnel Policies – Teachers’ Fair Dismissal Act</u></b></p> <p>Ark. Code Ann. §§ 6-17-1501, et seq.</p>	<p><b><u>Personnel Policies – Teacher Excellence and Support System (TESS)</u></b></p> <p>Ark. Code Ann. §§ 6-17-2801, et seq.</p> <p>DESE Rules Governing Educator Support and Development</p>	<p><b><u>Personnel Policies – Use of Personal Leave</u></b></p> <p>Ark. Code Ann. § 6-17-211</p>	<p><b><u>Personnel Policies – Website Requirements</u></b></p> <p>Ark. Code Ann. § 6-11-129</p> <p>DESE Rules Governing Documents Posted to School District and Education Service Cooperative Websites – Sections 5&amp;6</p>	<p><b><u>Physical Education</u></b></p> <p>Ark. Code Ann. § 6-16-132</p> <p>DESE Rules Governing Nutrition and Physical Activity and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools – Sections 7.01, 7.01.1, 7.01.1.1, 7.01.1.2, 7.01.3, 7.09</p> <p>Standards 1-A.1.1.6, 1-A.1.2.6, &amp; 1-A.1.3.8</p>

<p><b><u>Pledge of Allegiance</u></b></p> <p>Ark. Code Ann. § 6-16-108</p>	<p><b><u>Principal</u></b></p> <p>Ark. Code Ann. § 6-17-302</p> <p>Standards 4-C.1, 4-C.2</p>	<p><b><u>Professional Development</u></b></p> <p>Ark. Code Ann. §§ 6-17-703 6-17-704 6-17-705</p> <p>DESE Rules Governing Professional Development</p> <p>Standard 4-G.1</p>	<p><b><u>Report Cards</u></b></p> <p>Ark. Code Ann. § 6-15-903(a)(2)</p>	<p><b><u>Required Instruction</u></b> <b><u>K-4</u></b></p> <p>Standard 1-A.1.1</p>
<p><b><u>Required Instruction</u></b> <b><u>5-8</u></b></p> <p>Standard 1-A.1.2</p>	<p><b><u>Required Instruction</u></b> <b><u>9-12</u></b></p> <p>Standard 1-A.1.3</p>	<p><b><u>Salaries and Compensation</u></b></p> <p>Ark. Code Ann. §§ 6-17-807 6-17-812 6-17-908 6-17-2401 et seq. 6-21-303(b)</p>	<p><b><u>School Calendar – School</u></b> <b><u>Start Date</u></b></p> <p>Ark. Code Ann. § 6-10-106</p>	<p><b><u>School Counselor</u></b></p> <p>Standard 4-E.1 &amp; 4-E.2</p>
<p><b><u>School Property and</u></b> <b><u>Supplies – Rules</u></b></p> <p>Ark. Code Ann. § 6-21-303(b)</p>	<p><b><u>School Safety</u></b> <b><u>Policies &amp; Procedures</u></b></p> <p>Standard 6-A.2</p>	<p><b><u>Statewide Assessment</u></b> <b><u>System</u></b></p> <p>Ark. Code Ann. § 6-15-2907</p> <p>Under Ark. Code Ann. § 6-23-401(b) this is NOT waivable.</p>	<p><b><u>Written Student Discipline</u></b> <b><u>Procedures</u></b></p> <p>Ark. Code Ann. 6-18-503(b)(2)</p> <p>DESE Rules Governing Student Discipline and School Safety, 4.11</p>	<p><b><u>Superintendent</u></b></p> <p>Ark. Code Ann. §§ 6-13-109 6-17-427</p> <p>DESE Rules Governing the Superintendent Mentoring Program</p> <p>Standard 4-B.1, 4-B.2</p>
<p><b><u>Teacher Excellence &amp;</u></b> <b><u>Support System (TESS)</u></b></p> <p>Ark. Code Ann. §§ 6-17-2801, et seq.</p> <p>DESE Rules Governing Educator Support and Development</p>	<p><b><u>Teacher Licensure</u></b></p> <p>Ark. Code Ann. §§ 6-15-1004 6-17-309 6-17-401 6-17-418 6-17-902 6-17-908 6-17-919</p> <p>DESE Rules Governing Educator Licensure – Section 7</p> <p>Standard 4-D.1</p>	<p><b><u>Teachers’ Salaries –</u></b> <b><u>12-mo. Contract for</u></b> <b><u>Vocational Agri Teachers</u></b></p> <p>Ark. Code Ann. § 6-17-802</p>	<p><b><u>Tornado &amp; Earthquake</u></b> <b><u>Safety Drills</u></b></p> <p>Ark. Code Ann. § 6-10-121</p> <p>Under Ark. Code Ann. § 6-23-401(b) this is NOT waivable unless the charter is fully virtual.</p>	<p><b><u>Transportation</u></b></p> <p>Ark. Code Ann. §§ 6-19-101, et seq.</p>