

WAIVERS
Arkansas Virtual Tech Academy

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.

Waiver #1 Topic	Clock Hours
Arkansas Code Annotated	N/A
Standard for Accreditation	Standard 1-A.2
ADE Rules	N/A
Rationale for Waiver	Arkansas Virtual School Students have a flexible schedule and can access their courses at any time. The school has a system to track attendance based on engagement and completion. This mastery-based program does not require traditional Clock Hours because students can perform work on weekends and holidays in addition to traditional school days.

Waiver #2 Topic	Eye and Vision Screening
Arkansas Code Annotated	Ark. Code Ann. §§ 6-18-1501 6-18-1502
Standard for Accreditation	N/A
ADE Rules	DESE Rules Governing Eye & Vision Screening Report in Arkansas Public Schools
Rationale for Waiver	The proposed charter school is a state-wide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate. While we encourage annual screenings, the school will not be able to provide this service due to the virtual model.

Waiver #3 Topic	Financial Management – Business Manager
Arkansas Code Annotated	Ark. Code Ann. § 6-15-2302(b)
Standard for Accreditation	N/A
ADE Rules	DESE Rule Governing the Arkansas Fiscal Assessment and Accountability Program – Section 12
Rationale for Waiver	

Waiver #4 Topic	Food Services
Arkansas Code Annotated	Ark. Code Ann. §§ 6-18-705 (breakfast program) 6-20-701, et seq. (school lunch program)
Standard for Accreditation	Standard 2-D.1 and 2-D.2
ADE Rules	DESE Rules Governing Nutrition and Physical Activity and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools
Rationale for Waiver	

Waiver #5 Topic	Health Services – School Nurse
Arkansas Code Annotated	Ark. Code Ann. § 6-18-706
Standard for Accreditation	
ADE Rules	Health Services - School Nurse
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate. While we support all students seeking medical attention as necessary, the school will not be in a position to provide this service due to the virtual model.

Waiver #6 Topic	Health and Safety Services
Arkansas Code Annotated	
Standard for Accreditation	Standard 2-E.1, 2-E.2
ADE Rules	Health and Safety Services
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate. While we support health and safety, the school will not be in a position to provide this service due to the virtual model.

Waiver #7 Topic	Instructional Day (Include delay/early release of school and recess)
Arkansas Code Annotated	Ark. Code Ann. §§ 6-16-102 6-10-126
Standard for Accreditation	1-A.4.2 1-A.4.3 (Recess)
ADE Rules	Delay or early release of school due to emergency circumstances
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate. While we encourage students to take appropriate breaks throughout the day, the school will not be in a position to provide this service due to the virtual model.

Waiver #8 Topic	Leased Academic Facilities
Arkansas Code Annotated	Ark. Code Ann. § 6-21-117(2)-(5)
Standard for Accreditation	6-A.1 6-A.2
ADE Rules	Leased Academic Facilities
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate.

Waiver #9 Topic	Library Media Services
Arkansas Code Annotated	Ark. Code Ann. § 6-25-103
Standard for Accreditation	2-D.1
ADE Rules	Library Media Services - includes standard for balance of instructional materials
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate.

Waiver #10 Topic	Library Media Specialist
Arkansas Code Annotated	Ark. Code Ann. § 6-25-104
Standard for Accreditation	4-F.1 4-F.2
ADE Rules	
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate. While we support innovative media resources for students, the school will not be in a position to provide this service due to the virtual model.

Waiver #11 Topic	Maintain School Facilities
Arkansas Code Annotated	N/A
Standard for Accreditation	6-A.1
ADE Rules	Maintain School Facilities
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate.

Waiver #12 Topic	Report Cards
Arkansas Code Annotated	Ark. Code Ann. § 6-15-903(a)(2)
Standard for Accreditation	6-A.1
ADE Rules	Report Cards
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate. Report cards will be emailed to the student's home of record.

Waiver #13 Topic	School Safety Policies & Procedures
Arkansas Code Annotated	Ark. Code Ann. § 6-15-1302
Standard for Accreditation	6-A.2
ADE Rules	School Safety Policies & Procedures
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate.

Waiver #14 Topic	Teacher Excellence & Support System (TESS)
Arkansas Code Annotated	Ark. Code Ann. Â§ 6-17-2801, et seq
Standard for Accreditation	6-A.2
ADE Rules	DESE Rules Governing Educator Support and Development
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate. While we support excellence in teaching, we support and develop the educators in virtual instruction.

Waiver #15 Topic	Tornado & Earthquake Safety Drills
Arkansas Code Annotated	Ark. Code Ann. § 6-10-121
Standard for Accreditation	N/A
ADE Rules	Tornado & Earthquake Safety Drills
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate.

Waiver #16 Topic	Class Size and Teaching Load
Arkansas Code Annotated	Ark. Code Ann. § 6-17-812
Standard for Accreditation	Standard 1-A.5 (Class Size) Standard 1-A.6 (Teaching Load)
ADE Rules	DESE Rules Governing Class Size and Teaching Load
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate.

Waiver #17 Topic	Curriculum - CPR
Arkansas Code Annotated	Ark. Code Ann. Â§ 6-16-143
Standard for Accreditation	1-C.2.5
ADE Rules	DESE Rules Governing Class Size and Teaching Load
Rationale for Waiver	The proposed charter school is a statewide virtual school whereby students receive 100% instruction remotely. Therefore, this provision is not applicable to school operations, and a waiver is appropriate.

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

<p><u>178 Instructional Days</u> <u>= standard only</u></p> <p>Standard 1-A.4.1</p>	<p><u>Acquisition of Commodities</u></p> <p>Ark. Code Ann. § 6-21-303</p>	<p><u>Adopt School Calendar</u></p> <p>Ark. Code Ann. § 6-10-106</p>	<p><u>Alternative Learning Environment (ALE)</u></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><u>Arkansas History</u></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><u>Attendance</u></p> <p>Ark. Code Ann. § 6-18-213(a)(2)</p>	<p><u>Board of Directors</u></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><u>Body Mass Index (BMI) Assessment</u></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><u>Class Size & Teaching Load</u></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><u>Classified Employee Minimum Salary</u></p> <p>Ark. Code Ann. §§ 6-17-2201, et seq. 6-17-2403</p>

<u>Clock Hours</u>	<u>Comprehensive School Counseling Program & School Counselor</u>	<u>Credit for College Courses</u>	<u>Curriculum – Advanced Placement Courses</u>	<u>Curriculum – Career & Technical Education</u>
Standard 1-A.2	Ark. Code Ann. §§ 6-18- 2002(2)(A) 6-18-2003(a)(2)(A) Standard 4-E.1, 4-E.2	Ark. Code Ann. § 6-18- 223	Ark. Code Ann. §§ 6-16- 1203(a) 6-16-1204(a), (c), and (d)	Standard 1-A.1.2.7 (5-8) 1-A.1.3.9 (9-12)

			DESE Rules Governing Grading and Course Credit – Sections 4-1.00 & 6.00 Standard 1-A.1.3-10	
<u>Curriculum – Concurrent Credit</u> Ark. Code Ann. §§ 6-16-1203(b) 6-16-1204(b) and (e) DESE Rules Governing Grading and Course Credit – Sections 5.00	<u>Curriculum – CPR</u> 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.	<u>Curriculum – Fine Arts</u> Standard 1-A.1.1.5 (K-4) 1-A.1.2.5 (5-8) 1-A.1.3.6 (9-12)	<u>Curriculum – Foreign Language 9-12</u> Standard 1-A.1.3.5	<u>Curriculum – Visual Art or Music</u> Ark. Code Ann. §§ 6-16-130(a) – elementary 6-16-130(b) – grades 7-8 and some 6 th grade DESE Rules Governing Visual Art and Music Standard 1-A.1.1.5, 1-A.1.2.5, & 1-A.1.3.6
<u>Eye and Vision Screening</u> Ark. Code Ann. §§ 6-18-1501 6-18-1502 DESE Rules Governing Eye & Vision Screening Report in Arkansas Public Schools	<u>Financial Management – Business Manager</u> Ark. Code Ann. § 6-15-2302(b) DESE Rule Governing the Arkansas Fiscal Assessment and Accountability Program – Section 12	<u>Flag Display</u> Ark. Code Ann. §§ 6-16-105 6-16-106	<u>Flexible Schedule</u> Ark. Code Ann. § 6-16-102, except (a)(5)	<u>Food Services</u> 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

<u>Gifted and Talented</u>	<u>Grading Scale</u>	<u>Health Services – School Nurse</u>	<u>Health and Safety Services</u>	<u>Instructional Day (includes delay/early release of school and recess)</u>
<p>Ark. Code Ann. §§ 6-20- 2208(c)(6) 6-42-109</p> <p>DESE Rules Governing Gifted and Talented Program Approval Standards</p> <p>Standard 2-G.1</p>	<p>Ark. Code Ann. § 6-15- 902(a)</p> <p>DESE Rules Governing Grading and Course Credit – Section 2-2.01</p>	<p>Ark. Code Ann. § 6-18- 706</p>	<p>Standard 2-E.1, 2-E.2</p>	<p>Ark. Code Ann. §§ 6-16-102 6-10-126 – Delay or early release of school due to emergency circumstances</p> <p>Standards 1- A.4.2 1-A.4.3 (Recess)</p>

<u>Instructional Materials</u> Ark. Code Ann. § 6-21-413 DESE Rules Governing Instructional Materials – Sections 5.01, 5.01.2	<u>Leased Academic Facilities</u> Ark. Code Ann. § 6-21-117(2)-(5) Standard 6-A.1, 6-A.2	<u>Library Media Services – includes standard for balance of instructional materials</u> Ark. Code Ann. § 6-25-103 Standard 2-D.1	<u>Library Media Specialist</u> Ark. Code Ann. § 6-25-104 Standard 4-F.1, 4-F.2	<u>Maintain School Facilities</u> Standard 6-A.1
<u>Parent & Family Engagement Plan</u> Ark. Code Ann. § 6-15-1701, et seq. DESE Rules Governing Parental Involvement Plans and Family and Community Engagement Standard 5-A.1	<u>Period of Silence</u> Ark. Code Ann. § 6-10-115	<u>Personnel Policies – Classified Employees Personnel Policies</u> Ark. Code Ann. §§ 6-17-2301(c) 6-17-2301(c)(1) & (d)(2) 6-17-2302 6-17-2303 6-17-2304 6-17-2305	<u>Personnel Policies – Committee on Personnel Policies</u> Ark. Code Ann. §§ 6-17-203 6-17-205 6-17-209	<u>Personnel Policies – Daily Planning Period</u> Ark. Code Ann. § 6-17-114
<u>Personnel Policies – Duty- Free Lunch Period</u> Ark. Code Ann. § 6-17-111	<u>Personnel Policies – Employment of Licensed Personnel</u> Ark. Code Ann. § 6-17-301	<u>Personnel Policies – Grievance Procedure</u> Ark. Code Ann. §§ 6-17-208 6-17-210	<u>Personnel Policies – Non- instructional Duties</u> Ark. Code Ann. § 6-17-117	<u>Personnel Policies – Personnel Policies Incorporated into Teacher Contracts</u> Ark. Code Ann. § 6-17-204

<u>Personnel Policies – Public School Employees’ Fair Hearing Act</u> Ark. Code Ann. §§ 6-17-1701, et seq.	<u>Personnel Policies – Requirements</u> Ark. Code Ann. § 6-17- 201(a) & (c)	<u>Personnel Policies – Right to Join Professional Organization</u> Ark. Code Ann. § 6-17- 202	<u>Personnel Policies – School Employees’ Minimum Sick Leave</u> Ark. Code Ann. §§ 6-17-1301, et seq.	<u>Personnel Policies – Teachers’ Minimum Sick Leave</u> Ark. Code Ann. §§ 6-17-1201, et seq.
<u>Personnel Policies – Teachers’ Fair Dismissal Act</u> Ark. Code Ann. §§ 6-17-1501, et seq.	<u>Personnel Policies – Teacher Excellence and Support System (TESS)</u> Ark. Code Ann. §§ 6-17-2801, et seq. DESE Rules Governing Educator Support and Development	<u>Personnel Policies – Use of Personal Leave</u> Ark. Code Ann. § 6-17- 211	<u>Personnel Policies – Website Requirements</u> Ark. Code Ann. § 6-11- 129 DESE Rules Governing Documents Posted to School District and Education Service Cooperative Websites – Sections 5&6	<u>Physical Education</u> Ark. Code Ann. § 6-16- 132 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 Standards 1- A.1.1.6, 1- A.1.2.6, & 1- A.1.3.8

<u>Pledge of Allegiance</u> Ark. Code Ann. § 6-16-108	<u>Principal</u> Ark. Code Ann. § 6-17-302 Standards 4-C.1, 4-C.2	<u>Professional Development</u> Ark. Code Ann. §§ 6-17-703 6-17-704 6-17-705 DESE Rules Governing Professional Development Standard 4-G.1	<u>Report Cards</u> Ark. Code Ann. § 6-15-903(a)(2)	<u>Required Instruction K-4</u> Standard 1-A.1.1
<u>Required Instruction n 5-8</u> Standard 1-A.1.2	<u>Required Instruction n 9-12</u> Standard 1-A.1.3	<u>Salaries and Compensation</u> Ark. Code Ann. §§ 6-17-807 6-17-812 6-17-908 6-17-2401 et seq. 6-21-303(b)	<u>School Calendar – School Start Date</u> Ark. Code Ann. § 6-10-106	<u>School Counselor</u> Standard 4-E.1 & 4-E.2
<u>School Property and Supplies – Rules</u> Ark. Code Ann. § 6-21-303(b)	<u>School Safety Policies & Procedures</u> Standard 6-A.2	<u>Statewide Assessment System</u> Ark. Code Ann. § 6-15-2907 Under Ark. Code Ann. § 6- 23-401(b) this is NOT waivable.	<u>Written Student Discipline Procedures</u> Ark. Code Ann. 6-18-503(b)(2) DESE Rules Governing Student Discipline and School Safety, 4.11	<u>Superintendent</u> Ark. Code Ann. §§ 6-13-109 6-17-427 DESE Rules Governing the Superintendent Mentoring Program Standard 4-B.1, 4-B.2

<u>Teacher Excellence & Support System (TESS)</u> Ark. Code Ann. §§ 6-17-2801, et seq. DESE Rules Governing Educator Support and Development	<u>Teacher Licensure</u> Ark. Code Ann. §§ 6-15-1004 6-17-309 6-17-401 6-17-418 6-17-902 6-17-908 6-17-919 DESE Rules Governing Educator Licensure – Section 7 Standard 4-D.1	<u>Teachers’ Salaries – 12- mo. Contract for Vocational Agri Teachers</u> Ark. Code Ann. § 6-17- 802	<u>Tornado & Earthquake Safety Drills</u> Ark. Code Ann. § 6-10- 121 Under Ark. Code Ann. § 6- 23-401(b) this is NOT waivable unless the charter is fully virtual.	<u>Transportation</u> Ark. Code Ann. §§ 6-19-101, et seq.
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