

POST CAP - LEGAL REVIEW

Charter School Name: eStem Public Charter School

THE CHARTER WISHES TO CONTINUE THE FOLLOWING WAIVERS:

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Alternative Learning Environment	Ark. Code Ann. §§ 6-15-1005(b)(5) 6-18-503(a)(1)(C)(i) 6-48-102 6-48-103 DESE Rules Governing Student Special Needs Funding – Section 4 Standard 2-I.1	No concerns.
2. Arkansas History	Ark. Code Ann. § 6-16-124(a)(2) Standard 1-A.1.2.8	No concerns.
3. Board of Directors	Ark. Code Ann. §§ 6-13-619(d) 6-13-630 6-14-101, et seq. 6-13-608 6-13-619(c) 6-13-616(a) 6-13-634 6-13-611	No concerns.
4. Class Size & Teaching Load	Standards 1-A.5, 1-A.6 DESE Rules Governing Class Size & Teaching Load	No concerns.
5. Clock Hours	Standard 1-A.2	No concerns.
6. Comprehensive School Counseling Program & School Counselor	Ark. Code Ann. § 6-18-2003(a)(2)(A) Standards 4-E.1	No concerns.
7. Curriculum – Visual Arts or Music	Ark. Code Ann. § 6-16-130 Standards 1-A.1.1.5, 1-A.1.2.5, 1-A.1.3.6	No concerns.

	DESE Rules Governing Visual Art & Music Instruction	
8. Financial Management – Business Manager	Ark. Code Ann. § 6-15-2302 Standard 3-A.5 DESE Rule Governing the Arkansas Fiscal Assessment and Accountability Program – Section 12	No concerns.
9. Gifted & Talented	Ark. Code Ann. §§ 6-20-2208(c)(6) 6-42-109 Standard 2-G.1 DESE Rules Governing Gifted & Talented Program Approval Standards	No concerns.
10. Leased Academic Facilities	Ark. Code Ann. §§ 6-20-1407	No concerns.
11. Library Media Services & Library Media Specialist	Ark. Code Ann. §§ 6-25-103 6-25-104 Standards 2-D.1, 4-F.1, 4-F.2	No concerns.
12. Personnel Policies – Classified Employees	Ark. Code Ann. §§ 6-17-2301(c) 6-17-2303	No concerns.
13. Personnel Policies – Committee on Personnel Policies	Ark. Code Ann. § 6-17-203	No concerns.
14. Personnel Policies – Daily Planning Period	Ark. Code Ann. § 6-17-114	No concerns.
15. Personnel Policies – Requirements	Ark. Code Ann. §§ 6-17-201 6-17-204 6-17-205 6-17-206 6-17-208	No concerns.

16. Personnel Policies – Employment of Licensed Personnel	Ark. Code Ann. §§ 6-17-301(a) & (b)	No concerns.
17. Classified Employee Minimum Salary	Ark. Code Ann. § 6-17-2403	No concerns.
18. Personnel Policies – Non-Instructional Duties	Ark. Code Ann. § 6-17-117	No concerns.
19. Personnel Policies – Public School Employees’ Fair Hearing Act	Ark. Code Ann. § 6-17-1701, et seq.	No concerns.
20. Personnel Policies – Teacher Fair Dismissal Act	Ark. Code Ann. § 6-17-1501, et seq.	No concerns.
21. Physical Education -	Ark. Code Ann. § 6-16-132 Standards 1-A.1.1.6, 1-A.1.2.6 DESE Rules Governing Nutrition and Physical Activity Standards and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools - Sections 7.01.1, 7.01.2, 7.09 and 7.10	No concerns.
22. Principal	Ark. Code Ann. § 6-17-302 Standard 4-C.2	No concerns.
23. Salaries and Compensation -	Ark. Code Ann. §§ 6-17-807 6-17-902 6-17-908 6-17-919 6-11-129 DESE Rules Governing Documents Posted to School District and Education Service Cooperative Websites Sections 5.01.4 & 6.01	No concerns.
24. School Calendar - School Start Date	Ark. Code Ann. § 6-10-106	No concerns.
25. Superintendent	Ark. Code Ann. §§ 6-13-109	No concerns.

	6-17-427 Standards 4-B.1, 4-B.2 DESE Rules Governing the Superintendent Mentoring Program	
26. Teacher Licensure	Ark. Code Ann. §§ 6-15-1004 6-17-309 6-17-401 6-17-418 Standard 4-D.1 DESE Rules Governing Educator Licensure – Section 7	No concerns.
27. Attendance (DLP waiver)	Ark. Code Ann. § 6-18-213(a)(2)	Approved for Three Years Only
28. Class Size & Teaching Load (DLP waiver) –	Ark. Code Ann. § 6-17-812 Standards 1-A.5, 1-A.6 DESE Rules Governing Class Size & Teaching Load	Approved for Three Years Only
29. Six-Hour Instructional Day (DLP waiver) –	Ark. Code Ann. §§ 6-16-102 6-10-126 Standard 1-A.4.2	Approved for Three Years Only
30. Clock Hours (DLP waiver)	Standard 1-A.2	Approved for Three Years Only
31. Recess (DLP waiver)	Ark. Code Ann. § 6-16-102(a)(5) DESE Rules Governing Nutrition and Physical Activity Standards – Section 7.11	Approved for Three Years Only

THE CHARTER WISHES TO RESCIND THE FOLLOWING WAIVERS:

1. Eye and Vision Screening	DESE Rules Governing Eye and Vision Screening Reports	No concerns.
2. Health & Wellness Plan	Standard 1-B.3	No concerns.

	DESE Rules Governing Nutrition & Physical Activity Standards	
3. Health & Safety Services	Standards 2-E.1, 2-E.2	No concerns.
4. Report Cards	Ark. Code Ann. § 6-15-902	No concerns.
5. Student Discipline Procedures	DESE Rule – Guidelines for the Development, Review, and Revision of School District Student Discipline and School Safety Policies	No concerns.
6. Professional Development	Standard 4-G.1	No concerns.