

Initial Legal Review

Charter School Name: The Academies at New Port High School

General Legal Concerns:

Has the Newport School Board approved the decision to seek this district conversion charter?

WAIVER TOPIC	STATUTES, STANDARDS, RULES	NOTES
1. Flexible Schedule	Ark. Code Ann. § 6-16-102	Be prepared to provide additional rationale to the CAP.
2. Teacher Licensure	Ark. Code Ann. §§ 6-15-1004 6-17-309 6-17-401, et seq 6-17-902 6-17-919 Standard 4-D.1 4-E.1 4-F.1 Educator Licensure	You cannot have a waiver of 6-17-401 et seq. To fully effectuate this waiver you need 6-17-401 and 6-17-418 only. Do you also need a waiver of 6-17-908? Standard 4-E.1 applies to school counselors. From your application it appears you have counselors in your district, so I do not think you need this waiver. Standard 4-F.1 applies to library media specialist so it needs to be removed from your licensure request. The correct name of the rules is “DESE Rules Governing Educator Licensure.” You must also narrow this request to Section 7 of the rules. Be prepared to provide additional rationale to the CAP.
3. Gifted and Talented	Ark. Code Ann. §§ 6-20-2208(c)(6) 6-42-109 Standard 2-G.1 Gifted and Talented Program Approval Standards	According to your application, it appears you fully comply with this requirement now. Do you need this waiver? The correct title of the rules is “DESE Rules Governing Gifted and Talented Program Approval Standards.”

4. Library Media Specialist	Ark. Code Ann. §§ 6-25-103 6-25-104 Standard 4-F.1 4-F.2 2-D.1	According to your application, you have a librarian and a media center, so I am unsure why you believe you need this waiver.
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