

**ARKANSAS VIRTUAL ACADEMY  
AN OPEN-ENROLLMENT CHARTER SCHOOL  
WAIVERS**

<b>District LEA:</b>	60-43-700	<b>Elementary School LEA:</b>	60-43-701
<b>City:</b>	Little Rock	<b>Middle School LEA:</b>	60-43-702
<b>Opening Date:</b>	Fall 2007	<b>High School LEA:</b>	60-43-703
<b>Grades Approved:</b>	K-8	<b>Expiration Date:</b>	6/30/2015
<b>CAP:</b>	3000	<b>Grades Served 2013-14:</b>	K-10

**Waivers from Title 6 of the Arkansas Code Annotated (Education Code)**

6-5-405(b)(1)	Pertaining to the requirement for superintendents and assistant superintendents to have professional development on applying for state-supported student financial assistance for higher education
6-10-106	School year dates
6-10-110	School fire marshal program
6-10-121	Tornado safety drills
6-10-122	Automated external defibrillators required
6-10-123	School-based automated external defibrillator and cardiopulmonary resuscitation programs
6-13-109	School superintendent
6-13-608	Length of directors' terms
6-13-611	Vacancies generally
6-13-615	Election—Single member zones
6-13-616	Director eligibility
6-13-619	Monthly meetings
6-13-619(a)(1)(A)	Requiring monthly board meetings
6-13-619(c)(1)(A)	Requiring a board member to be physically present at a meeting to be counted for purposes of a quorum or to vote
6-13-620	Powers and duties
6-13-630	Election by zone and at large
6-13-631	Effect of minority population on election
6-13-634	School district board of directors—Size
6-14-101 et seq.	School Elections
6-15-903(a)(2)	Requiring report cards to be mailed, given to a parent at a Conference, or sent home with the student
6-15-1004	Qualified teachers in every public school classroom
6-15-1005	Safe, equitable, and accountable public schools (to allow the employment of non-certified administrators)
6-15-1005(b)(5)	Pertaining to alternative learning environments
6-15-1302	Emergency plan for war or terrorist attack
6-16-102	School day hours (students will have an average of not less than 30 hours per week)
6-16-108	Daily recitation of the Pledge of Allegiance
6-17-201 et seq.	Requirements—Written personnel policies—Teacher salary schedule
6-17-203	Committees on personnel policies—Members
6-17-302	Principals—Responsibilities
6-17-309	Certification to teach grade or subject matter—Exceptions—Waivers
6-17-401	Teacher licensure requirement
6-17-427	Superintendent license—Superintendent mentoring program required
6-17-902	Definition (definition of a teacher as licensed)
6-17-908	Teachers' salary fund—Authorized disbursements

6-17-1001	Minimum Base Salary
6-17-1501 et seq.	Teacher Fair Dismissal Act
6-17-1701 et seq.	Public School Employee Fair Hearing Act
6-17-2301 et seq.	Classified School Employee Personnel Policy Law
6-17-2403	Minimum teacher compensation schedule
6-18-209(b)	Adoption of student attendance policy—Effect of excessive absences
6-18-210	Definition of planned instructional time
6-18-213	Attendance records and reports generally
6-18-503	Written student discipline policies required
6-18-503(a)(1)(c)(i)	Pertaining to alternative learning environments
6-18-511	Removal of student from classroom by teacher
6-18-705	School breakfast program
6-18-706	School nurses—Nurse-to-student ratio
6-18-1001 et seq.	Public School Student Services Act
6-18-1005(a)(6)	Health services (requiring individual health care plans for certain students and trained and licensed personnel to perform medical tasks at school)
6-20-2208(c)(6)	Monitoring of expenditures (gifted and talented)
6-21-304	Purchases
6-21-406	Adoption, sale, or exchange of instructional materials
6-21-413	Textbook selection committee
6-21-806	Academic Facilities Master Plan Program-School Districts
6-25-101 et seq.	Public School Library and Media Technology Act
6-25-103-106	Requiring a library media program
6-25-104	Library media specialist—Qualifications
6-42-101 et seq.	General Provisions (gifted and talented)
6-48-101 et seq.	Alternative Learning Environments

**Waivers from Arkansas Department of Education Rules Governing Standards for Accreditation of Arkansas Public Schools and Districts**

9.03.1.2	The Smart Core curriculum contained within 38 units that must be taught each year (to allow the full 38 to be available and taught by the senior year for students entering as 9 <sup>th</sup> or 10 <sup>th</sup> grade students in 2014-2015)
9.03.2.7	Grades K-4 Practical Living Skills/Career Exploration
9.03.3.9	Grades 5-8 Career and Technical Education
9.03.4	Grades 9-12 (courses to be taught, requiring the 38 units of credit) (to allow the full 38 to be available and taught by the senior year for students entering as 9 <sup>th</sup> or 10 <sup>th</sup> grade students in 2014-2015)
10.01.4	Planned instructional time
10.02	Class Size and Teaching Load
10.02.5	Requiring that teachers in Grades 7-12 not be assigned more than 150 students and classes should not exceed 30 students except for exceptional cases or courses that lend themselves to large group instruction (student load not to exceed 60 to 1; K sessions not to exceed 20 students; grades 1-8 sessions not to exceed 25 students; to allow an average of 180 students per teacher in grades 9-12)
10.04	Discipline
10.05	Extracurricular Activities
10.06	Requirements for Participation in Extracurricular Activities
10.07	Homework and Independent Study Skills
12.02	Grading
15.01	School District Superintendent
15.02	Principals
15.03	Licensure and Renewal
16.01	Guidance and Counseling

16.02	Media Services
16.03	Health and Safety Services
18	Gifted and Talented Education
19	Supplementary Educational Opportunities
19.03	Pertaining to alternative learning environments

**Waivers from Other Rules:**

- Certified staff salary scale
- Expenditure requirements
- Junior Fire Marshall Program
- Purchasing of instructional materials
- ADE Rules Governing Waivers for Substitute Teachers
- ADE Rules Governing Parental Notification of an Assignment of a Non-Licensed Teacher to Teach a Class for More than Thirty (30) Consecutive Days and for Granting Waivers
- ADE Rules Governing School-Based Automated External Defibrillator (AED) Devices and Cardiopulmonary Resuscitation (CPR) Programs in Arkansas Public Schools
- ADE Rules Governing Distance Learning
- ADE Rules Governing Uniform Grading Scales for Public Secondary Schools and for Optional Use in Public Elementary Schools
- ADE Rules Governing the Superintendent Mentoring Program
- Section 4 of the ADE Rules Governing the Distribution of Student Special Needs Funding and the Determination of Allowable Expenditures of those Funds (Pertaining to alternative learning environments)
- ADE Rules Governing Public School Student Services
- ADE Rules for Gifted and Talented Program Approval Standards
- ADE Rules Governing Nutrition and Physical Activity Standards and Body Mass Index for Age Assessment Protocols in Arkansas Public Schools
- ADE Rules Governing Education Licensure
- Section 1-7 of ADE Rules Governing School District Requirements for Personnel Policies, Salary Schedules, Minimum Salaries, and Documents Posted to District Websites (not a waiver of website posting requirements)
- ADE Rules Governing Mandatory Attendance Requirements for Students in Grades Nine through Twelve
- Guidelines for the Development, Review and Revision of School District Discipline and School Safety Policies

**Regardless of any waivers granted, every charter school must always abide by the following requirements:**

- All standardized assessments required by the state must be administered solely by licensed personnel, as required by ADE Rules Governing the Arkansas Comprehensive Testing Assessment and Accountability Program, Sections 5.02.4 and 5.03.2. Violations of ADE assessment procedures are subject to sanctions by the State Board, including without limitation sanctions pursuant to Ark. Code Ann. §§ 6-15-438 and 6-23-105.
- All teachers and school personnel, whether licensed or unlicensed, must submit to the criminal background and central registry checks required by law.
- Any teacher, whether licensed or unlicensed, who teaches a core academic subject area must meet the requirements of the ADE Rules Governing Highly Qualified Teachers Pursuant to the No Child Left Behind Act of 2001. Core academic subject areas are defined by federal law to include English Language Arts, Reading, Mathematics, Science, Foreign Languages, Social Studies, Music, and Art.