

STATE BOARD OF EDUCATION

February 17, 2004

SUBJECT: Request for Waivers of State Statutes and State Board of Education Rules – Palm Beach County Charter District

PROPOSED BOARD ACTION

Approve request for waiver of:

Section 1003.436(2), Florida Statutes – Definition of Credit, to authorize the district to require students to pass each semester of a full-year course in order to receive a full credit.

Modify request for waiver of:

Section 1006.28(3)(b), Florida Statutes – Money Collected for Lost or Damaged Instructional Materials, to authorize the district to recover 100% of the cost of lost or damaged books that have been in school use for one or two years.

AUTHORITY FOR STATE BOARD ACTION

Section 1003.62, Florida Statutes – Academic performance-based charter school districts.

BACKGROUND INFORMATION

Section 1003.62, Florida Statutes, authorizes the State Board of Education to enter into a performance contract with district school boards for the purpose of establishing them as academic performance-based charter school districts. Section 1003.62(2)(a), Florida Statutes, provides for the exemption of certain State Board of Education rules and statutes for charter districts if, "...the State Board of Education determines such an exemption will assist the district in maintaining or improving its high-performing status..." Section 1003.62(2)(a)1-9, Florida Statutes, includes a listing of statutes that may not be waived.

Palm Beach County's Charter School District Proposal was approved by the State Board of Education on January 21, 2003. The district has submitted requests for waivers from the following statutes:

- Section 1003.436(2), Florida Statutes – Definition of Credit
- Section 1006.28(3)(b), Florida Statutes – Money Collected for Lost or Damaged Instructional Materials

SUPPORTING DOCUMENTATION INCLUDED

- Section 1003.62, Florida Statutes, Academic performance-based charter school districts.
- School District of Palm Beach County's Charter School District Proposal Waiver Justifications and copies of applicable statutes or rules.

FACILITATOR / PRESENTER