

STATE BOARD OF EDUCATION

Action Items

October 19, 2004

SUBJECT: Consideration of Request for Waivers by Volusia County School Board

PROPOSED BOARD ACTION

To deny the request for waiver of Section 1001.452, F.S., requiring that formal elections be held for teachers and support staff to serve on the School Advisory Council.

To deny the request for waiver of Section 1001.452, F.S., and School Board Policy 809 III(B) requiring formal elections for parent participation on the School Advisory Council (SAC).

To deny the request for waiver of Section 1001.452, F.S., which defines a quorum as the majority of the School Advisory Council (SAC) membership.

To deny the request for waiver of Section 1008.36, F.S., regarding use of Florida School Recognition Program funds.

AUTHORITY FOR STATE BOARD ACTION

Section 1003.62, Florida Statutes – Academic Performance Based Charter School Districts.

BACKGROUND INFORMATION

On July 11, 2000, the Volusia County School District entered into a contractual agreement with the State Board of Education (Cabinet) to become a charter school district. The contract became effective as of July 1, 2000 through June 30, 2003. On October 8, 2002, the Volusia County Charter District was formally granted approval by the State Board of Education (Cabinet) on their request for a five-year extension on the contract effective as of July 1, 2003 through June 30, 2008.

The Volusia County Charter District has requested numerous waivers on behalf of individual schools since the inception of the charter district program. In the past year, the Department of Education received requests for waivers for 21 schools within the district. The majority of these requests do not require State Board of Education action as they were already addressed in contract language or were deemed a local control issue. The remaining six requests for waivers do require State Board action.

Section 1003.62(2)(a), Florida Statutes, Academic performance-based charter school districts, 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..." Additionally, section 1003.62(2)(a)1-9, Florida Statutes, includes a listing of statutes that may not be waived.

Supporting Documentation Included:

State Board of Education Waiver Action List

Section 1003.62, Florida Statutes; Academic Performance-based Charter Districts

Section 1008.36, Florida Statutes; Florida School Recognition Program

Facilitators/Presenters: Jim Warford, Chancellor K-12