OKLAHOMA STATE DEPARTMENT OF
EDUCATION

STATUTORY WAIVER/DEREGULATION APPLICATION INSTRUCTIONS

(Oklahoma Deregulation Act, 70 O.S. § 3-124, et seq.)

Accreditation Standards Division
2500 North Lincoln Boulevard, Suite 210 • Oklahoma City, Oklahoma 73105-4599

Statutory Waivers/Deregulations for the next year will be accepted from April 1 through October 15, with the following exceptions:

• Teachers giving up planning periods for school enrollment growth after October 15.
• Adjunct teachers needing to teach more than one hour per day or more than 90 hours in one semester after October 15.
• Resignation of staff causing changes in library media service requirements after October 15.

Other waivers/deregulations such as parent/teacher conferences causing 2 days instruction in one 24 hour period, teachers attending school to obtain library media specialist certificates, early release for professional development, alternative school abbreviated days, and waivers of alternative school coop agreements, should all be decided and applied for by October 15th of the current school year.
(For submission of a Statutory Waiver/Deregulation after October 15, call Accreditation.)

If you need technical assistance, please discuss the application with your Regional Accreditation Officer (RAO) or the Accreditation Division staff.

Preparing the Statutory Waiver/Deregulation

1. Submit a cover letter on school letterhead, with the superintendent's signature, with a brief explanation of the request for a statutory waiver/deregulation.

2. Complete entire cover page.
   - Original signatures of the Superintendent, Principals, Board President and notary with a stamp/seal are required.
   - Cite the statute/OAC number in Title 70 or the Oklahoma Administrative Code to be waived (See below).
   - **The questionnaire following the cover sheet must be answered in order to process the application.**
   - **For planning period deregulations**, the application packet must also include letters from the teachers affected stating that they are doing this of their own free will.
   - **For Library Media Specialist** (teacher obtaining their LMS degree & certification), the teacher affected must include a letter of their intent to obtain the degree/certificate and proof of their enrollment in classes at a qualified university/college for the area of study.
   - **For adjunct teacher waivers:** Application must include a letter from the teacher stating willingness to work more hours, and board minutes approving the teacher as an adjunct.

3. A Statutory Waiver/Deregulation can be requested for the following statutes and Oklahoma Administrative Codes:

STATUTORY WAIVERS

- 70 O.S. § 1-109 - **Extended/Flexible Day** - waive school day requirement of six hours for schools doing professional development and releasing students before the end of a six hour day.
- 70 O.S. § 1-111 - **Parent-Teacher Conference** - Count a full day of school and a six hour parent-teacher conference as two days instruction in a 24 hour period.
- 70 O.S. § 1-112 - **Saturday School**
- 70 O.S. § 1-122.3 - **Adjunct Teachers** - teaching for more than one day or 80 clock hours per semester.
- 70 O.S. § 3-126 - **Library Media Specialist/waive cerification only** - teacher attending college/university to obtain Library Media Specialist certification.
- 70 O.S. § 1210.568 - **COOP Agreement** - When a public school wants to serve fewer than 10 students in the alt ed program instead of COOPing with other districts.

DEREGULATIONS

- OAC 210:35-5-42 - **Planning Period Elementary, Middle and Junior High School** - Teacher gives up planning period to teach a class.
- OAC 210:35-9-43 - **Planning Period High School** - Teacher gives up planning period to teach a class.
- OAC 210:35-5-71 - **Library Media Services Elementary School** - School is changing the standard of library services for their size school.
- OAC 210:35-7-61 - **Library Media Services Middle School** - School is changing the standard of library services for their size school.
- OAC 210:35-9-71 - **Library Media Services Secondary School** - School is changing the standard of library services for their size school.
- OAC 210:35-29-2
  OAC 210:35-3-46 - **Abbreviated Day Alternative Education** - Use both citations for an alternative school to operate with abbreviated hours, not less than four hours and 12 minutes of instruction per day, four days a week.
- OAC 210:35-3-46 - **Superintendent, Elementary & Secondary Principal certificate** - serve as High School and Elementary School Principal.

(A certified principal is needed to serve as High School principal or vice versa, or if no certificate, allow one semester to pass the test. If test not passed, must go to State Board of Education)

In addition, the ***School District Empowerment Program***, 70 O.S. § 3-129.11, allows a local school district to request to the State Board of Education an exemption from all statutory requirements and State Board of Education rules from which charter schools are currently exempt.

SCHOOL SITE STATUTORY WAIVER/DEREGULATION APPLICATION
for 20_____ – 20_____ school year

COUNTY SCHOOL DISTRICT

SCHOOL DISTRICT MAILING ADDRESS

NAME OF SITE

PRINCIPAL SIGNATURE* DATE

PRINCIPAL SIGNATURE* DATE

PRINCIPAL SIGNATURE* DATE

SUPERINTENDENT NAME (PLEASE PRINT)

SUPERINTENDENT E-MAIL ADDRESS

SUPERINTENDENT SIGNATURE* DATE

I hereby certify that this waiver/deregulation application was approved by our local board of education at the meeting on _____ , 20_____

BOARD PRESIDENT SIGNATURE*

NOTARY SEAL ➔

NOTARY DATE

COMMISSION EXPIRATION DATE

Statute/Oklahoma Administrative Code to be Waived:
(specify statute or OAC (deregulation) number: (see instructions)

*Original signatures are required. The attached questionnaire must be answered to process.**

SDE USE ONLY

PROJECT YEARS

_____of _____

ENROLLMENT

_____ High School

_____ Jr./Middle High

_____ Elementary

_____ **District Total**

DATE RECEIVED

70 O.S. _____

OAC _____

A. Reason for the waiver/deregulation request (be specific).

B. List alternate strategies/plans which the district/site proposes, and how this plan will best serve the students of your district, i.e., a description of the educational benefits to the students and learning achievement.

C. Educational impact to the district: Results of the Statutory Waiver/Deregulation, i.e., effect on student performance levels, impact of plan on other sites in the district.

D. Timeline: (Please submit class schedule, calendars, assessment forms and other attachments as necessary. A waiver/deregulation can only be granted for a one school year period)
NOTE: A School District Empowerment Waiver can be for up to 3 years.

E. Any financial impact to the District (positive or negative) for the proposed waiver/deregulation.

F. Describe method of assessment or evaluation of effectiveness of the plan.

** You will be contacted if more information is needed to process this request.