

**JANET BARRESI**  
STATE SUPERINTENDENT OF PUBLIC INSTRUCTION  
STATE OF OKLAHOMA

**MEMORANDUM**

**TO:** The Honorable Members of the State Board of Education  
**FROM:** Janet Barresi  
**DATE:** February 23, 2012  
**SUBJECT:** Statutory Waiver to Allow Two School Days in a 24-Hour Period

The following school is requesting a statutory waiver of 70 O.S. § 1-111 for the 2011-2012 school year; whereby, they can count a full day of school and six (6) hours of parent-teacher conferences as two school days. Approval is recommended.

<b>District</b>	<b>County</b>	<b>Duration of Waiver (Years)</b>
<b>For the School Year 2011-2012</b>		
Mill Creek Public Schools	Johnston (2)*	5
<b>For the School Year 2012-2013</b>		
Porter Consolidated Schools	Wagoner (1)*	4

\* The number in the County category represents the Congressional District.  
See the attached map.

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Attachments

## Section 12. School Day - Six Hours - Exceptions.

A. Except as otherwise provided for by law, a school day shall consist of not less than six (6) hours devoted to school activities. A district board of education may elect to extend the length of one (1) or more school days to more than six (6) hours and reduce the number of school days as long as the total amount of classroom instruction time is not less than one thousand eighty (1,080) hours per year as required pursuant to Section 1-109 of this title.

B. A school day for nursery, early childhood education, kindergarten, and alternative education programs shall be as otherwise defined by law or as defined by the State Board of Education. Not more than one (1) school day shall be counted for attendance purposes in any twenty-four-hour period.

C. Students absent from school in which they are regularly enrolled may be considered as being in attendance if the reason for such absence is to participate in scheduled school activities under the direction and supervision of a regular member of the faculty or to participate in an online course approved by the district board of education. The State Board of Education shall adopt rules to provide for the implementation of online courses which shall include, but not be limited to, provisions addressing the following:

1. Criteria for student admissions eligibility;
2. A student admission process administered through the district of residence, which provides the ability for the student to enroll in individual courses;
3. An electronic student transfer system which does not require the student desiring to transfer to another district for enrollment in an online course to personally appear in the district to which the transfer is sought;
4. A process by which students are not denied the opportunity to enroll in educationally appropriate courses by school districts;
5. Creation of a system which provides ongoing enrollment access for students throughout the school year;
6. A grace period of fifteen (15) calendar days from the first day of an online course for student withdrawal from an online course without academic penalty;
7. Establishment of an Individualized Learning Plan (ILP) for each student;
8. Mastery of competencies for course completion rather than Carnegie units;
9. Student participation in extracurricular activities in the district of residence;
10. Parent authorization for release of state test results to online course providers, on a form developed by the State Department of Education;
11. Student participation in assessments administered pursuant to Section 1210.508 of this title at a school in the district of residence;
12. Provision for ongoing weekly telephonic communication between teacher and student, and monthly telephonic communication between teacher and parent; and
13. A review process to identify and certify online course providers and a uniform payment processing system.

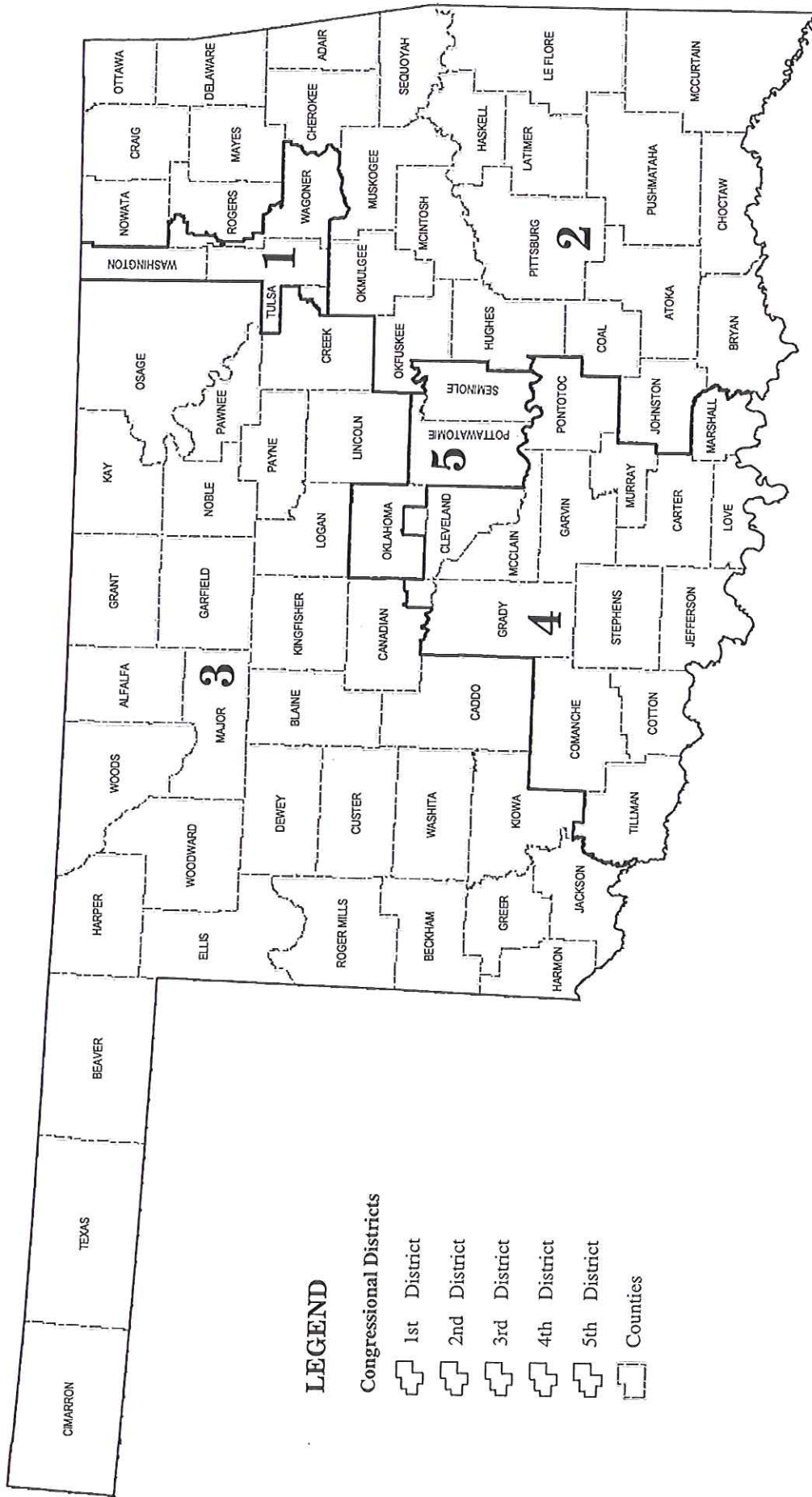
D. Each district board of education shall adopt policies and procedures that conform to rules for online courses as adopted by the State Board. Such policies shall include criteria for approval of the course, the appropriateness of the course for a particular student, authorization for full-time students to enroll in online courses, and establishing fees or charges. No district shall be liable for payment of any fees or charges for any online course for a student who has not complied with the district's policies and procedures. School districts shall not deny students the opportunity to enroll in educationally appropriate courses and shall provide an admissions process which includes input from the student, the parent or guardian of the student, and school faculty.

E. Districts shall require students enrolled in online courses to participate in the Oklahoma School Testing Program Act. Students participating in online courses from a remote site will be responsible for providing their own equipment and Internet access, unless the district chooses to provide the equipment. Credit may not be granted for such courses except upon approval of the State Board of Education and the district board of education.

F. The school day for kindergarten may consist of six (6) hours devoted to school activities.  
(70-1-111)

Note: Amended by SB 2319, Sec. 1 of the 2010 Reg. Sess.

# OKLAHOMA CONGRESSIONAL DISTRICTS 2002 - 2010 ELECTIONS



## LEGEND

### Congressional Districts

- 1st District
- 2nd District
- 3rd District
- 4th District
- 5th District
- Counties



0 25 50 Miles

OKLAHOMA HOUSE OF REPRESENTATIVES, GIS OFFICE

OKLAHOMA STATE DEPARTMENT OF EDUCATION

ACCREDITATION DIVISION  
2500 North Lincoln Boulevard, Suite 210  
Oklahoma City, Oklahoma 73105-4599  
(405) 521-3333

SCHOOL SITE STATUTORY WAIVER/EXEMPTION APPLICATION  
FOR 2011 - 2012 SCHOOL YEAR

Name of Site(s): Mill Creek Public School

Name of School District: Mill Creek

Signature of Principal(s): \*[Signature] Date 8-15-11

\_\_\_\_\_ Date \_\_\_\_\_

\_\_\_\_\_ Date \_\_\_\_\_

Signature of Superintendent: \*[Signature]

County Name: Johnston

<b>SDE USE ONLY</b>	
PROJECT YEARS	
<u>5</u>	of <u>5</u>
ENROLLMENT	
High School	<u>45</u>
Jr./Middle High	<u>0</u>
Elementary	<u>100</u>
District Total	<u>145</u>
Date Received	_____
70 O.S.	_____

I hereby certify that this deregulation application was approved by our local board of education at the meeting on August 15, 2011.

[Signature]  
Signature of Board President\*

Notary: [Signature]  
 RHONDA ADUDELL  
 Johnston County  
 Notary Public In and for  
 State of Oklahoma  
 Comm. # 07009088 Exp. 09/19/11

Date: 08/15/11 My Commission Expires: 09/19/11

1. **Statement of the Statute to be Waived:** (specify statutory citation)  
 70 O.S. 1-111--- This waiver would allow Mill Creek Public Schools to count a full day of school and six hours of parent-teacher conferences as two school days within a twenty-four hour period.

A. A description of the educational benefits to be derived (i.e., describe specific benefits to learning/achievement).

This waiver would be a benefit for our parents which in turn will help our students. Our parents are able to attend the conferences better at night. We have learned that our attendance and participation rates are much better in the evenings. Having a higher participation rate will make sure our parents are involved more with their children and their education.

B. A definition of the standards of the plan (i.e., alternate strategies proposed).

The conferences would be help from 3:00 - 9:00 P.M.

C. Development of definitive work products, such as site improvement plans and progress reports (i.e., describe the expected student performance levels to be demonstrated or results of the Statutory Waiver).

The performance levels are expected to increase due to more parental involvement. Also I anticipate attendance to improve as a result of better communication.

D. Demonstration of collaboration of teachers, administrators, higher education representatives, students, parents/families, and the community.

All teachers and administrators will be on hand to visit one on one with each parent about their child/children. This will allow us the opportunity to come together as a team and use a team approach to improve the learning environment.

E. Development and the use of an assessment mechanism to determine progress in meeting the goals and objectives of the plan (i.e., method of evaluation).

Teachers will keep progress notes and reports documenting the items discussed with the parents. Each student will be evaluated and observed on a regular basis. The teacher and the parents will have good communication and track the progress of the student to make sure all goals are being met.

F. Development of an in-service training plan to be provided to personnel at the site who will participate in the projects.

Administration will discuss with the teachers during in-service the importance of constant communication with parents. The school will make sure all parents are notified of the parent teacher conference dates and times via the school web site, and our parent notification system.

G. Report on the results of the plan to the State Board of Education and provision of appropriate technical assistance to other school districts and the State Department of Education as required (i.e., describe how you will report to the State Board of Education annually).

The waiver is always put in my end of the year accreditation book. The RAO officer checks my folder every year. I will also send a report that describes the benefit of the waiver to the SDE.

H. Explanation of how the plan will affect other schools, programs or sites in the district.

This waiver will be in effect for both the elementary and the high school sites of our district. Each student is expected to benefit in the same way.

I. Period of public review on the proposed plan.

We will discuss the waiver at the end of the school year to see if the benefits were good enough to plan for the same waiver the next school year. If so the waiver request will be put before the board for approval again the next year.

J. Notification and comments from the district bargaining agent, or if no bargaining agent exists, the teachers directly affected.

Teachers will have a chance to comment on the successes or dislikes of the parent teacher conferences set up in this manner. This will be conducted at the end of the year during in-service meetings or at any time the teacher sees it necessary to comment to administration on the outcomes.

K. All comments, recommendations and objections made by the bargaining agent and others to the local board of education shall be forwarded to the State Board of Education for consideration prior to review of the plan.

I will see that all recommendations are forwarded in a timely manner.

L. Timeline for implementing the Statutory Waiver, specifying the period requested.

I am requesting this waiver for the 2011/2012 school year. The first conference will be in October.



OKLAHOMA STATE DEPARTMENT OF EDUCATION

STATUTORY WAIVER/EXEMPTION APPLICATION INSTRUCTIONS  
(Oklahoma Deregulation Act, 70 O.S. § 3-124, et seq.)  
(Please submit an original and two copies)

1. If you need technical assistance, please discuss the application with your Regional Accreditation Officer (RAO) or the Accreditation Division staff at the State Department of Education who will provide any technical assistance necessary to complete the application.
2. A Statutory Waiver can be requested for any law except matters regarding: bilingual and special education programs, health and safety provisions, school finance, State Aid, pupil formula weights, teacher salary and teacher retirement, the Oklahoma School Testing Program, the Oklahoma Educational Indicators Program and the teacher preparation, examination, licensure, certification, residency and professional development system. (70 O.S. § 3-126, 3-127)
3. Submit a cover letter , with the superintendent's signature, explaining your request for a statutory waiver.
4. Complete entire cover page. Original signatures are required. Cite the entire statute to be waived. Use additional pages if necessary. Every section must be answered in order to process the application.
5. On an additional sheet, provide the Education Improvement Plan required by title 70 O.S. § 3-126, 3-127.

This plan must include the following:

- A. A description of the educational benefits to be derived (i.e., describe specific benefits to learning/achievement);
- B. A definition of the standards of the plan (i.e., alternate strategies proposed);
- C. Development of definitive work products, such as site improvement plans and progress reports (i.e., describe the expected student performance levels to be demonstrated or results of the Statutory Waiver);
- D. Demonstration of collaboration of teachers, administrators, higher education representatives, students, parents/families, and the community;
- E. Development and the use of an assessment mechanism to determine progress in meeting the goals and objectives of the plan (i.e., method of evaluation);
- F. Development of an in-service training plan to be provided to personnel at the site who will participate in the projects;
- G. Report on the results of the plan to the State Board of Education and provision of appropriate technical assistance to other school districts and the State Department of Education as required (i.e., describe how you will report to the State Board of Education annually);
- H. Explanation of how the plan will affect other schools, programs or sites in the district;
- I. Period of public review on the proposed plan;
- J. Notification and comments from the district bargaining agent, or if no bargaining agent exists, the teachers directly affected;
- K. All comments, recommendations and objections made by the bargaining agent and others to the local board of education shall be forwarded to the State Board of Education for consideration prior to review of the plan;
- L. Timeline for implementing the Statutory Waiver, specifying the period requested.

OKLAHOMA STATE DEPARTMENT OF EDUCATION

ACCREDITATION DIVISION  
2500 North Lincoln Boulevard, Suite 210  
Oklahoma City, Oklahoma 73105-4599  
(405) 521-3333

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ACCREDITATION

STATE DEPT. OF EDUCATION

SCHOOL SITE STATUTORY WAIVER/EXEMPTION APPLICATION  
FOR 20<sup>12</sup> - 20<sup>13</sup> SCHOOL YEAR

Name of Site(s): PORTER HIGH SCHOOL 720  
PORTER ELEMENTARY 105

Name of School District: PORTER CONSOLIDATED SCHOOLS

Signature of Principal(s): \* Larry Shach Date 1-9-12

Rick Cottle Date 1-9-12

Date \_\_\_\_\_

Signature of Superintendent: \* Mark Fenton

County Name: WAGONER

**SDE USE ONLY**

PROJECT YEARS

4 of 4

**ENROLLMENT**

High School 152

Jr./Middle High 0

Elementary 422

District Total 574

Date Received \_\_\_\_\_

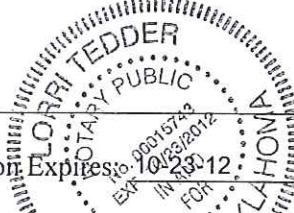
70 O.S. \_\_\_\_\_

I hereby certify that this deregulation application was approved by our  
local board of education at the meeting on JANUARY 9TH, 20 12.

Brenda Livesay  
Signature of Board President\*

Notary: Lorri Tedder

Date: 1-9-12 My Commission Expires: 10-23-12



1. **Statement of the Statute to be Waived** (specify statutory citation)

...Except for schools operating under an extended day schedule as provided for in Section 1-109 of this title, not more than one (1) school day shall be counted for attendance purposes in any twenty-four period (70-1-111).

\*Original signatures are required.

A. A description of the educational benefits to be derived (i.e., describe specific benefits to learning/achievement).

Allows more parents the opportunity to attend parent/teacher conferences from 3:00 to 9:00 p.m. and will result in a higher parent participation rate.

Better and more efficient communication between the school and parents.

B. A definition of the standards of the plan (i.e., alternate strategies proposed).

Two parent/teacher conference days are being requested from 3:00 to 9:00 p.m. during the middle of each semester grading period after a full day taught.

Better and more efficient communication between the school and parents.

C. Development of definitive work products, such as site improvement plans and progress reports (i.e., describe the expected student performance levels to be demonstrated or results of the Statutory Waiver).

Higher percent of parent participation at parent/teacher conference.

Decrease in number of discipline referrals to the office.

Higher CRT and EOY scores.

D. Demonstration of collaboration of teachers, administrators, higher education representatives, students, parents/families, and the community.

The faculty, staff and administration collaborated a plan for the 2012-2013 school calendar to obtain more parental involvement and communication between parents, teachers and administration.

E. Development and the use of an assessment mechanism to determine progress in meeting the goals and objectives of the plan (i.e., method of evaluation).

Higher percentage of parents attending parent/teacher conference.

Teachers will keep a ledger of parent/guardian attendance for records. This information will be used to enhance dates of schedules for future parent/teacher conferences.

F. Development of an in-service training plan to be provided to personnel at the site who will participate in the projects.

A training session for personnel will be provided to enhance better communication skills.

Teachers will give parents in-service on how to access student information systems.

G. Report on the results of the plan to the State Board of Education and provision of appropriate technical assistance to other school districts and the State Department of Education as required (i.e., describe how you will report to the State Board of Education annually).

Parent participation results will be documented by site principals, and can be disseminated to the community and the State Board of Education upon request.

H. Explanation of how the plan will affect other schools, programs or sites in the district.

More time during the evening hour will allow parents with children at different sites to discuss the progress of their children with their teachers.

I. Period of public review on the proposed plan.

Community planning calendar meetings.

Regular scheduled board meeting for January 9th, 2012.

J. Notification and comments from the district bargaining agent, or if no bargaining agent exists, the teachers directly affected.

Teachers were on the committee on the development and selection of the calendar and parent/teacher dates.

K. All comments, recommendations and objections made by the bargaining agent and others to the local board of education shall be forwarded to the State Board of Education for consideration prior to review of the plan.

There were no objections to the plan.

L. Timeline for implementing the Statutory Waiver, specifying the period requested.

Requesting approval for one school calendar year.

# PORTER CONSOLIDATED SCHOOLS

P.O. Box 120 ~ PORTER, OKLAHOMA 74454

Telephone 918-483-2401 Fax 918-483-2310  
Superintendent: Mark Fenton E-mail: mfenton@porter.k12.ok.us

RECEIVED  
ACCREDITATION  
JAN 13 2012  
STATE DEPT. OF EDUCATION

January 11, 2012

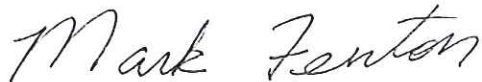
Sharon Lease  
Oklahoma State Dept. of Education  
2500 North Lincoln Blvd.  
Oklahoma City, OK 73105

Dear Ms. Lease,

Porter Consolidated School is asking for a statutory waiver for the 2012-2013 school year. We are requesting two (2) parent/teacher conference days. The request specifically is to count two (2) days in a twenty-four (24) hour period. We are hoping that this will continue to increase the participation at our parent/teacher conferences.

If you have any questions, please contact me at (918) 483-2401.

Sincerely,



Mark Fenton  
Superintendent  
Porter Consolidated Schools