

North Valley Academy Charter School 2016 - 2021 Contract

Exhibit 2: Waivers

<u>Section 4.01(f)(i)</u> Automatic Waivers that the Charter intends to utilize, and the alternative provisions that the School will use instead of the waiver provision	<u>Waiver</u>	<u>Alternative Proposed</u>
	Individual Class Load	The School has the discretion to determine individual class loads, in order to accommodate student and teacher circumstances and create a positive learning environment.
	Teaching Load	The School may have any number of students in any grade, provided that the total enrollment does not exceed the approved cap on the enrollment.
	Length of School Day and School year	The school may adjust its daily schedule of classes, school year, and hours of operation to best meet the needs of it students and staff, provided that the minimum school requirements are met as permitted by law.
	Staffing Pattern	
	Subject Area	
	Purchase of Instructional Materials	NVA utilizes this waiver because the school's curriculum requires materials acquired from sources that may not be on the NMPED instructional materials list
	Evaluation standards for School personnel	NVA will utilize this waiver from the NMPED standard teacher/ principal/ head administrator evaluation system to the extent that the department grants charter schools flexibility in this area.
	School Principal duties	<p>NVA utilizes this waiver to allow the school's principal to serve in capacities that might fall outside that of a typical principal.</p> <p>The Charter Schools Act provides that a charter school top executive is referred to as a "head administrator". NMSA 1978, 22-8B-10(A). The NMPED regulation defines "head administrator" as "the duly licensed school administrator who is the chief executive officer of the charter school," and "chief executive officer" means the person with duties similar to that of a superintendent as set forth in 22-5-14 NMSA 1978, 6.80.4.7. Thus, the duties of a charter school administrator include: carrying out educational policy and rules of the governing body, administering and supervising the school, making all employment decisions, preparing and overseeing the school budget, and such other</p>

		<p>functions as required by law.</p> <p>The responsibilities of a charter school head administrator include, but may differ from a school district building “principal”, as defined in NMSA 1978, 22-10A-18. Thus, NVA’s head administrator will have assignments and duties that differ from the statutory definition of a “principal”</p>
	Driver education	Not offered.
<p><u>Section 4.01(f)(ii)</u> Discretionary Waivers that the Charter proposes, and the rationale for these waivers (i.e. flexibility to modify number of students per grade while keeping within total cap)</p>	<p><i>Waiver</i></p>	<p><i>Rationale for Request</i></p>