

New Mexico

Public Education Department

REVISED: 02.12.2022

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| **CHARTER SCHOOL** |

**Waiver rEQUEST**

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| **Instructions**: Please complete this form electronically from the superintendent, charter school administrator, or designee. Email to: [Waivers.PED@state.nm.us](mailto:Waivers.PED@state.nm.us) in Word document format.  **Note**: The response boxes expand automatically as you add text. | | | | |
| District/Charter School: | | | | |
| Superintendent or Charter School Administrator: | | | | |
| Mailing Address: | | | State: NM | Zip Code: |
| Phone: | Fax: | Email: | | |
| Date or Submission: | |  | | |

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| Secondary Contact: | | | | |
| Mailing Address: | | | State: NM | Zip Code: |
| Phone: | Fax: | Email: | | |

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| Does local school board policy require board approval prior to this request? | Yes | No |
| If yes, has board approval been obtained? | Yes | No |
| Date of board/governing council approval: |  | |

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| **If Requesting Multiple Waivers, Use a Separate Form for Each: *Select one only*** | | | |
|  | Driver Education |  | Purchase of Instructional Material |
|  | Evaluation Standards for School Personnel |  | School Principal Duties |
|  | Graduation Requirements |  | Staffing Patterns |
|  | Individual Class Load |  | Subject Areas |
|  | Length of School Day |  | Teaching Load |

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| **Applicable Statute and/or State Rule** |
| [22-8B-5. Charter schools; status; local school board authority.   (Effective July 1, 2007.)](http://www.conwaygreene.com/nmsu/lpext.dll?f=FifLink&t=document-frame.htm&l=query&iid=17417b2f.4546cb5b.0.0&q=%5BGroup%20%2722-8B-5-future%27%5D)  A.     The local school board may waive only locally imposed school district requirements for locally chartered charter schools.  B.     A state-chartered charter school is exempt from school district requirements.  A state-chartered charter school is responsible for developing its own written policies and procedures in accordance with this section.  C.     The department shall waive requirements or rules and provisions of the Public School Code [[22-1-1](http://www.conwaygreene.com/nmsu/lpext.dll?f=FifLink&t=document-frame.htm&l=query&iid=17417b2f.4546cb5b.0.0&q=%5BGroup%20%2722-1-1%27%5D) NMSA 1978] pertaining to individual class load, teaching load, length of the school day, staffing patterns, subject areas, purchase of instructional material, evaluation standards for school personnel, school principal duties and driver education.  The department may waive requirements or rules and provisions of the Public School Code pertaining to graduation requirements.  Any waivers granted pursuant to this section shall be for the term of the charter granted but may be suspended or revoked earlier by the department. |

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| **Applicable District or Charter School Policy**  **Instructions**: Provide specific local policy here. |
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| **Rationale for Request:**  **Instructions**: Explain what the charter school wants to do and how a waiver will be of assistance. Include how the waiver’s overall intent fits into school and district policy. Identify any supporting documentation on file. |
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| **FOR PED INTERNAL ONLY** | |
| Reviewed by | Date: |
| **Rationale for Approval** | |
| Concur with staff recommendations for approval  Kurt Steinhaus, Ed.D.  Secretary of Education | Date |
| **Rationale for Non-Approval** | |
| Concur with staff recommendations for non-approval  Kurt Steinhaus, Ed.D.  Secretary of Education | Date |
| Returned to charter school by: | Date |

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