



# THE WASHINGTON STATE BOARD OF EDUCATION

*A high-quality education system that prepares all students for college, career, and life.*

<b>Title:</b>	<b>Option One BEA Waiver: Current Request from Boistfort School District</b>	
<b>As related to:</b>	<input type="checkbox"/> <b>Goal One:</b> Develop and support policies to close the achievement and opportunity gaps. <input type="checkbox"/> <b>Goal Two:</b> Develop comprehensive accountability, recognition, and supports for students, schools, and districts.	<input type="checkbox"/> <b>Goal Three:</b> Ensure that every student has the opportunity to meet career and college ready standards. <input checked="" type="checkbox"/> <b>Goal Four:</b> Provide effective oversight of the K-12 system. <input type="checkbox"/> <b>Other</b>
<b>Relevant to Board roles:</b>	<input type="checkbox"/> Policy leadership <input checked="" type="checkbox"/> System oversight <input type="checkbox"/> Advocacy	<input type="checkbox"/> Communication <input type="checkbox"/> Convening and facilitating
<b>Policy considerations / Key questions:</b>	Should each of the requests presented for waiver of the basic education requirement of a minimum 180-day school year be approved? If not, what are the reasons not to approve, based on the criteria for evaluation in board rule? And, what deficiencies are there in the applications that could be corrected for possible resubmittal of the request at a subsequent board meeting?	
<b>Relevant to business item:</b>	Approval of Option One BEA waiver for Boistfort School District	
<b>Materials included in packet:</b>	In your board packet you will find: <ul style="list-style-type: none"> <li>• A memo summarizing Boistfort School District's waiver request;</li> <li>• Boistfort School Districts' waiver application with school board resolution;</li> <li>• WACs 180-18-040 (Waivers from minimum one hundred eighty-day school year requirement) and 180-18-050 (Procedure to obtain waiver); and</li> <li>• An evaluation worksheet for the application.</li> </ul>	
<b>Synopsis:</b>	The Board has requests before it from one school district for waiver of the basic education requirement of a minimum 180-day school year established in RCW 28A.150.220. The district is Boistfort School District.  Boistfort requests waiver of three school days for the 2016-17 school year for professional development of staff and curriculum alignment to the Common Core State Standards. This is a new waiver application.	



# THE WASHINGTON STATE BOARD OF EDUCATION

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*A high-quality education system that prepares all students for college, career, and life.*

## OPTION ONE WAIVER REQUEST FROM BOISTFORT SCHOOL DISTRICT

### Policy Considerations

Does the request presented at this meeting for waiver of the minimum 180-school day requirement merit approval by the Board, based on the criteria for evaluation in WAC 180-18-040? If not, what are the reasons, with reference to the criteria in rule, for denial of the request?

If a request is not approved, what deficiencies are there in the application or required documentation that the district might correct for resubmittal at a subsequent board meeting under WAC 180-18-050(2)?

### Background: Option One Waivers

The SBE uses the term “Option One” to distinguish the 180-day waiver available to any district under RCW 28A.305.140 from the “Option Two” waiver available to a limited number of small districts for purposes of economy and efficiency under RCW 28A.305.141. RCW 28A.305.140 authorizes the Board to grant waivers from the minimum 180-day requirement of RCW 28A.150.220 (5) “on the basis that such waivers are necessary to implement a local plan to provide for all students in the district an effective education system that is designed to enhance the educational program for each student. “

WACs 180-18-040 and 180-18-050 implement this authority. WAC 180-18-040 provides that “A district desiring to improve student achievement for all students in the district or for individual schools in the district may apply to the state board of education for a waiver from the provisions of the minimum one hundred eighty school year requirement . . . while offering the equivalent in annual minimum instructional hours . . . in such grades as are conducted by the school district.” The Board may grant a waiver request for up to three school years. There is no limit on the number of waiver days that may be requested. Rules adopted in November 2012 as WAC 180-18-040(2) and (3) establish criteria to evaluate the need for a new waiver or the continuation of an existing one for additional years.

WAC 180-18-050 specifies the procedures a district must follow in requesting a waiver. In addition to the waiver application, the district must submit:

- A resolution adopted by the school board stating how the waiver will improve student achievement and attesting that the district will meet the minimum instructional hours requirement for basic education under the waiver plan;
- A proposed school calendar under the waiver plan; and
- A summary of the collective bargaining agreement with the local education association providing certain information specified in the rule.

## Summary of Current Option One Waiver Request

**Boistfort School District** requests waiver of three school days for the 2016-17 school year for professional development of staff and curriculum alignment to the Common Core State Standards. The district states that it is one of the only districts to have zero professional development days. “We adopted a new math and reading curriculum in August of 2016 and have NO time to align it and work with trainers in implementation of the curriculum with fidelity.”

Boistfort reports that they recently adopted Houghton-Mifflin curriculum materials in August 2016 and received the materials in September 2016. The waiver request is intended to offer time to align instruction with the curriculum materials and the Common Core State Standards. Boistfort states that it has a coach in math and in reading who works with staff to provide effective instruction and identify areas of strengths and weakness for individual students. The application notes the use of assessment results to monitor progress of students who are testing at a level below grade level.

Boistfort does not have a Collective Bargaining Agreement and is in the process of developing a school improvement plan for the 2016-17 school year. Superintendent Criss did provide a copy of the 2015-16 School Improvement Plan that can be found [here](#). As noted by Superintendent Criss in supplemental material, the district does not have a website.

Boistfort states that they are a small K-8 district that works with the community. The May 2016 student count was 91 students. Parents are concerned with the number of early release days. The school board is aware of the professional development needs of staff and Boistfort suggests three full professional development days with this waiver.

Boistfort will comply with and exceed minimum instructional hour requirements with the waiver. Boistfort currently has thirteen half-days. No half-days will be reduced as a result of the waiver. The district does not have teacher work days over and above the 180 school days.

Boistfort describes three goals that the waiver days support:

- Math goal – 3<sup>rd</sup> through 8<sup>th</sup> grade Smarter Balanced scores will improve by 35%.
- Reading goal – Student test scores (DIBELS, STAR, SBAC) will improve.
- Prevention/remediation goal – Students not performing at grade level will be progress monitored and will close the gap between their instructional level and their grade level.

Boistfort provided the following specific detail about the activities that it has planned for the waiver days:

- The morning of each waiver day will consist of four hours of English Language Arts training, curriculum alignment, and ongoing evaluation of the newly adopted Houghton Mifflin Curriculum Journeys and Collections. “Non-negotiable” lessons aligned with the Common Core will be identified, pacing guides will be developed, and student assessments will be examined as

a group. Staff will also discuss the effectiveness of the program, the alignment to Common Core, and interim assessments. The reading coach will work with the staff during this ELA training.

- The afternoon of each waiver day will consist of three hours of math professional development for implementation and ongoing evaluation of the new JUMP MATH curriculum. Pacing guides will be developed and student assessments will be examined as a group. Staff will also discuss the effectiveness of the program, the alignment to Common Core, and interim assessments. The volunteer math coach will work with the staff during this math training.
- The waiver days will take place during each of the first three quarters of the year. The ELA and math pacing guides will be created for each quarter and the prior quarter’s pacing guide will be revisited. The pacing guide for the fourth quarter will be developed in June.

The application did not include a calendar, only an instructional hour calculation, so staff have requested a copy of the calendar. Also, staff had follow-up questions about the district’s description of its improvement goals in the waiver application.

**Summary Table**

School District	Number of Waiver Days Requested	Number of School Years Requested	Purpose of Waiver Request	School Days	Additional Work Days Without Students	New or Renewal Request
Boistfort	3	1	Professional development and curriculum alignment	177	0	N

**Action**

The Board will consider whether to approve the request for an Option One waiver as presented in the district application and summarized in this memo.

If you have questions regarding this memo, please contact Parker Teed at [parker.teed@k12.wa.us](mailto:parker.teed@k12.wa.us)



# THE WASHINGTON STATE BOARD OF EDUCATION

Governance | Accountability | Achievement | Oversight | Career & College Readiness

## Application for Waiver under RCW 28A.305.140 from the 180-Day School Year Requirement of the Basic Education Program Requirements

The State Board of Education's authority to grant waivers from basic education program requirements is RCW 28A.305.140 and RCW 28A.655.180(1). The rules that govern requests for waivers from the minimum 180-day school year requirement are WAC 180-18-040 and WAC 180-18-050.

### Instructions:

#### Form and Schedule

School districts requesting a waiver must use the SBE Waiver Application Form. The application form and all supporting documents must be received by the SBE at least **forty (40)** calendar days prior to the SBE meeting at which consideration of the waiver request will occur. The Board's meeting schedule is posted on its website at <http://www.sbe.wa.gov>. It may also be obtained by calling 360.725.6029.

#### Application Contents:

The application form must include, at a minimum, the following items:

1. A proposed school calendar for each of the years for which the waiver is requested.
2. A summary of the collective bargaining agreement with the local education association providing the information specified in WAC 180-18-050(1).
3. A resolution adopted and signed by the district board of directors requesting the waiver. The resolution must identify:
  - The basic education program requirement for which the waiver is requested.
  - The school year(s) for which the waiver is requested.
  - The number of days in each school year for which the waiver is requested.
  - Information on how the waiver will support improving student achievement.
  - A statement attesting that if the waiver is granted, the district will meet the minimum instructional hour offerings for basic education in grades one through twelve per RCW 28A.150.220(2)(a).

Applications for new waivers require completion of Sections A and C of the application form.  
Applications for renewal of current waivers require completion of Sections A, B, and C.

#### Submission Process:

Submit the completed application with the local board resolution and supporting documents (preferably via e-mail) to:

Parker Teed  
Washington State Board of Education  
P.O. Box 47206  
Olympia, WA 98504-7206  
360-725-6047  
[parker.teed@k12.wa.us](mailto:parker.teed@k12.wa.us)

The SBE will provide written confirmation (via e-mail) of receipt of the application materials.

Boistfort School District No. 234

Board Resolution

Resolution No. 16/17-01

(180-Day School Year Waiver)

A RESOLUTION of the Board of Directors of Boistfort School District No. 234, Lewis County, Curtis, Washington to request a waiver for the 2016-17 academic years from the 180-day school year requirement (RCW 28A.150.220) from the State Board of Education pursuant to RCW 28A.305.140, as provided for in WAC 180-18-030, WAC 180-18-040, and WAC 180-40-050:

WHEREAS the Boistfort Public School seeks a three (3) day waiver for the 180-day calendar for our K-8 school within the District for the purpose of implementing a Common Core aligned curriculum in Reading (English/Language Arts) and Mathematics;

WHEREAS the total impact on program hours is a total of 18 hours. All students in the Boistfort School District will still receive 1,029.5 total hours of instruction; 29.5 hours over the required minimum of 1,000 instructional hours;

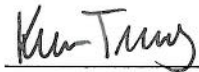
WHEREAS the staff, administrators and School Board have determined that there are no designated days for staff to work on curriculum alignment;

WHEREAS the Boistfort School District believe that the three days for professional development and Common Core alignment will create a more productive teaching and learning environment;

WHEREAS the State Board of Education has recognized the importance of and has established waivers for restructuring purposes to permit schools to have schedules and programs that provide an effective educational system for all students.

NOW THEREFORE BE IT RESOLVED that the Boistfort School District Board of Directors requests that 3-days from the 180-day school year requirement be waived for the 2016-17 school year to permit staff to have three full-day professional development days for Common Core alignment and that students are not required to attend school on those days; and that the District will comply with the 1,000 hour annual average requirement for instructional hours; and

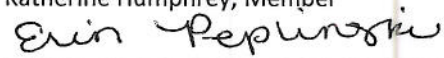
Adopted this 19<sup>th</sup> day of September, 2016.



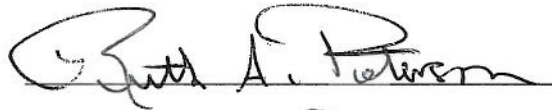
Kristy Tracy, Chair



Katherine Humphrey, Member



Erin Peplinski, Member

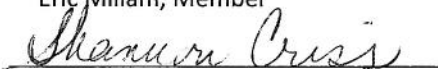


Ruth Peterson, Member



Eric Millam, Member

ATTEST:



Shannon Criss, Superintendent

Secretary, Board of Directors

Boistfort School District No. 234

**Part A: For all new and renewal applications:**

The spaces provided below each question for answers will expand as you enter or paste text.

School District Information	
District	Boistfort School District #234
Superintendent	Shannon Criss
County	Lewis
Phone	360-245-3343
Mailing Address	983 Boistfort Road Curtis, WA 98533
Contact Person Information	
Name	Shannon Criss
Title	Superintendent
Phone	360-245-3343
Email	scriss@boistfort.k12..wa.us
Application type:	
New Application or Renewal Application	New
Is the request for all schools in the district?	
Yes or No	Yes
If no, then which schools or grades is the request for?	
How many days are requested to be waived, and for which school years?	
Number of Days	3
School Years	2016-2017
Will the waiver days result in a school calendar with fewer half-days?	
Number of half-days reduced or avoided through the proposed waiver plan	No
Remaining number of half days in calendar	13
Will the district be able to meet the minimum instructional hour offering required by RCW 28A.150.220(2) for each of the school years for which the waiver is requested?	
Yes or No	Yes

On the questions below please provide as much detail as you think will be helpful to the Board. Any attachments should be numbered to indicate the question(s) to which the documents apply.



The format for responses can vary to accommodate the information being provided (e.g., narrative, tabular, spreadsheet).

1. What are the purposes and goals of the proposed waiver plan?

Boistfort School District is one of the only districts to have ZERO professional development days. We do not have a collective bargaining agreement and do not have the time, nor the funds, to support optional days for our staff. We adopted a new math and reading curriculum in August of 2016 and have NO time for teachers to align it and work with trainers in implementation of the curriculum with fidelity.

The purpose of the three release days is to allow staff to work collaboratively with a math and reading professional development trainer in the effective implementation of our reading and math curriculum; our goal continues to be increased student achievement.

2. Explain how the waiver plan is aligned with school improvement plans under WAC 180-16-200 and any district improvement plan. Please include electronic links to school and/or district improvement plans and to any other materials that may help the SBE review the improvement plans. (Do not mail or fax hard copies.)

The waiver is directly in line with school improvement plans. As is evidenced by the school improvement plan – reading and mathematics student improvement are our primary goals. Student achievement is attainable when there is strong professional development and training in the use of data for instructional purposes. Boistfort School District does NOT have a website or and electronic link to our school/district improvement plans.

MATH GOAL – 3<sup>rd</sup> through 8<sup>th</sup> grade SBAC scores will improve by 35%

READING GOAL – Student test scores (DIBELS, STAR, SBAC) will improve.

PREVENTION/REMEDIATION GOAL – Students NOT performing at grade level will be progress monitored and will close the gap between their instructional level and their grade level.

3. Name and explain specific, measurable and attainable goals of the waiver for student achievement. Please provide specific data, in table or narrative form, to support your response.

MATH – By the end of the 2016-17 school year 90% of the students in kindergarten through eighth grade will have improved their mathematics instructional level by at least one year as measured through STAR Mathematics assessments. Baseline data will be collected during Fall STAR testing (September 2016) and progress monitoring will occur a minimum of three times throughout the year. Students who are one or more grade levels below their grade level will be progress monitored on a monthly basis. Students in grades 3 through 8 will increase their SBAC scores from the baseline score established during the 2015-16 school year to at least one grade level higher in Mathematics.

To accomplish this goals: During each “Learning Improvement Day” teachers will work with the district mathematics coach, Debbie Lane, to align curriculum to the Common Core, identify areas of strength and weakness in individual students, and plan for remediation using the purchased instructional materials as well as on-line resources.

READING – By the end of the 2016-17 school year 90% of the students in kindergarten through eighth grade will have improved their reading instructional level by at least one year as measured through STAR Reading assessment, DIBELS assessments. Baseline data will be collected during Fall STAR testing (September 2016) and progress monitoring will occur a



minimum of three times throughout the year. Students who are one or more grade levels below their grade level will be progress monitored on a monthly basis. Students in grades 3 through 8 will increase their SBAC scores from the baseline score established during the 2015-16 school year to at least one grade level higher in English/Language Arts.

To accomplish this goals: During each “Learning Improvement Day” teachers will work with the a reading coach to align curriculum to the Common Core, identify areas of strength and weakness in individual students, and plan for remediation using the purchased instructional materials as well as on-line resources.

4. Describe in detail the specific activities that will be undertaken on the proposed waiver days. Please provide explanation (and evidence if available) on how these activities are likely to result in attainment of the stated goals for student achievement.

WAIVER DAY 1 (12/2/2016)– 8:00 – 12:00 - English/Language Arts training and curriculum alignment with all staff grades K-8 in implementation and ongoing evaluation of newly adopted Houghton Mifflin Curriculum Journey’s and Collections. Pacing guides for first quarter established and “non-negotiable” lessons aligned with the Common Core will be identified. We received the ELA curriculum materials on September 12, 2016 and staff have had little to no time (other than after school staff meeting time) to receive the critical professional development needed to implement the program with fidelity.

WAIVER DAY 1 – 12:30 – 3:30 – Math professional development for the implementation and ongoing evaluation of new JUMP MATH curriculum. We have had a math coach volunteering in our building on Fridays. This math expert has been working with staff on effective mathematics instruction and implementation of strategies. Staff will use this time to discuss the effectiveness of the program, alignment to the Common Core, first quarter pacing and interim assessments.

WAIVER DAY 2 (02/17/2017)– 8:00 – 12:00 - English/Language Arts continued ongoing evaluation of newly adopted Houghton Mifflin Curriculum Journey’s and Collections. Pacing guides revisited for fidelity for first quarter and second quarter guides created along with “non-negotiable” lessons aligned with the Common Core. Student assessments will be evaluated as a group and areas of focus determined.

WAIVER DAY 2 – 12:30 – 3:30 – Math professional development for the implementation and ongoing evaluation of new JUMP MATH curriculum. We have had a math coach volunteering in our building on Fridays. This math expert has been working with staff on effective mathematics instruction and implementation of strategies. Staff will use this time to discuss the effectiveness of the program, alignment to the Common Core and interim assessments. Pacing guides revisited for fidelity for first quarter and second quarter guides created along with “non-negotiable” lessons aligned with the Common Core. Student assessments will be evaluated as a group and areas of focus determined.

WAIVER DAY 3 – 8:00 – 12:00 (04/21/2017) - English/Language Arts continued ongoing evaluation of newly adopted Houghton Mifflin Curriculum Journey’s and Collections. Pacing guides revisited for fidelity for second quarter and third quarter guides created along with “non-negotiable” lessons aligned with the Common Core. Student assessments will be evaluated as a group and areas of focus determined. Fourth quarter guides will be created in June.

WAIVER DAY 3 – 12:30 – 3:30 – Math professional development for the implementation and ongoing evaluation of new JUMP MATH curriculum. We have had a math coach volunteering in our building on Fridays. This math expert has been working with staff on effective mathematics instruction and implementation of strategies. Staff will use this time to discuss the effectiveness of the program, alignment to the Common Core and interim assessments. Pacing guides revisited for fidelity for second quarter and third quarter guides created along with “non-negotiable” lessons aligned with the Common Core. Student assessments will be evaluated as a group and areas of focus determined. Fourth quarter guides will be created in June.

5. What state or local assessments or metrics will be used to collect evidence of the degree to which the goals of the waiver are attained?  
 State Assessments – Smarter Balanced Assessments, interim assessments.  
 Local Assessments – DIBELS Assessments, STAR Reading and Math Assessments, Curriculum Assessments (HMCO and Jump First) and classroom based assessments.
6. Waiver requests may be for up to three school years. If the request is for multiple years, how will activities conducted under the waiver in the subsequent years be connected to those in the first year? We are requesting a waiver for this school year only and will evaluate the effectiveness of the implementation and plan for future professional development work.
7. Describe in detail the participation of administrators, teachers, other district staff, parents, and the community in the development of the waiver.  
 Boistfort is a very small school district and we work together to determine what is in the best interest of the students. Parents are concerned with the number of early release days, not fully understanding the professional development needs of our teachers. Our school board is aware of this and understands the needs of staff. To balance this we are suggesting three full-day professional development opportunities.
8. Provide information about the collective bargaining agreement (CBA) with the local education association, stating the number of professional development days, full instruction days, late-start and early-release days, parent-teacher conferences, and the amount of other non-instruction days. Please also provide a link to the district's CBA or e-mail it with the application materials. Do not send a hard copy of the CBA.
9. Please provide the number of days per year for the following categories:

Student instructional days (as requested in application)	177
Waiver days (as requested in application)	3
Additional teacher work days without students	0
Total	180

10. If the district has teacher work days over and above the 180 school days (as identified in row three of the table), please provide the following information about the days: In columns 3 – 5, describe the specific activities being directed by checking those that apply. NOT APPLICABLE

Day	Percent of teachers required to participate	District directed activities	School directed activities	Teacher directed activities

1				
2				
3				
4				
5				
6				
7				
Check those that apply				

11. If the district has teacher work days over and above the 180 school days (row three of table in item 9 above), please also explain the rationale for the additional need of waiver days.  
NOT APPLICABLE

*New 180 Day Applications- Stop here and skip to Section C, "Last Steps".*



# BOISTFORT SCHOOL DISTRICT #234

*"Learn, Perform, Excel for a Better Tomorrow"*

983 BOISTFORT ROAD, CURTIS, WA 98538

360-245-3343 FAX: 360-245-3451



## REVISED Instructional Hours

*with waiver days*

### Boistfort School District #234

#### 2016-17 School Year

Total number of instructional school days	177
Number of FULL school days (8:00 – 2:30) 164 x 6	984 hours
Number of EARLY RELEASE school days(8:00–11:55)13x3.5	<u>45.5 hours</u>
<b>TOTAL INSTRUCTIONAL HOURS</b>	<b>1,029.5 hours</b>

**BOISTFORT SCHOOL DISTRICT IS AN EQUAL OPPORTUNITY EMPLOYER**

Boistfort School District #234 complies with all federal rules and regulations and does not discriminate in any programs or activities on the basis of race, color, national origin, gender, sexual orientation, gender expression or identity, creed, religion, age, veteran or military status, disability, or the use of a trained guide dog or service animal and provides equal access to the Boy Scouts and other designated youth groups. This holds true for all district employment and opportunities. People of disability that may need to request reasonable accommodation in the hiring process and for inquiries regarding compliance procedures regarding employees should contact Superintendent Shannon Criss at 983 Boistfort Road, Curtis, WA 98538 (360) 245-3343.

November 2016



# BOISTFORT SCHOOL DISTRICT #234

*"Learn, Perform, Excel for a Better Tomorrow"*

983 BOISTFORT ROAD, CURTIS, WA 98538

360-245-3343 FAX: 360-245-3451



September 23, 2016

Jack Archer  
Washington State Board of Education  
PO Box 47206  
Olympia, WA 98504-7206

Mr. Archer,

Attached is our 180-day Waiver Request. I have included all of the required documents; with clarification. Boistfort School District is a very small, rural school district. We do not have a collective bargaining agreement and we do not have a website. Question #2 asks for electronic links to our school and/or district improvement plans. It further states to NOT mail or send hard copies. Since we do not have a website this is not possible to do. I did reference the school improvement plan in the context of my response.

We appreciate your time and consideration of our application.

Respectfully submitted,

Shannon Criss  
Superintendent

**BOISTFORT SCHOOL DISTRICT IS AN EQUAL OPPORTUNITY EMPLOYER**

Boistfort School District #234 complies with all federal rules and regulations and does not discriminate in any programs or activities on the basis of race, color, national origin, gender, sexual orientation, gender expression or identity, creed, religion, age, veteran or military status, disability, or the use of a trained guide dog or service animal and provides equal access to the Boy Scouts and other designated youth groups. This holds true for all district employment and opportunities. People of disability that may need to request reasonable accommodation in the hiring process and for inquiries regarding compliance procedures regarding employees should contact Superintendent Shannon Criss at 983 Boistfort Road, Curtis, WA 98538 (360) 245-3343.

## Option One Waiver Application Worksheet

**District:** Boistfort  
**Date:** 11/10/2016

**Days requested:** 3  
**Years requested:** 1  
**New or Renewal:** N

WAC 180-18-040 (2)	(a) Resolution attests that if waiver is approved, district will meet the instructional hour requirement in each year of waiver.	(b) Purpose and goals of waiver plan are closely aligned with school/district improvement plans.	(c) Explains goals of the waiver related to student achievement that are specific, measurable and attainable.	(d) States clear and specific activities to be undertaken that are based in evidence and likely to lead to attainment of stated goals.	(e) Specifies at least one state or local assessment or metric that will be used to show the degree to which the goals were attained.	(f) Describes in detail participation of teachers, other staff, parents and community in development of the plan.
Satisfies criterion Y/N						
Comments						



## **WAC 180-18-040**

### **Waivers from minimum one hundred eighty-day school year requirement.**

(1) A district desiring to improve student achievement by enhancing the educational program for all students in the district or for individual schools in the district may apply to the state board of education for a waiver from the provisions of the minimum one hundred eighty-day school year requirement pursuant to RCW [28A.305.140](#) and WAC [180-16-215](#) while offering the equivalent in annual minimum instructional hours as prescribed in RCW [28A.150.220](#) in such grades as are conducted by such school district. The state board of education may grant said waiver requests for up to three school years.

(2) The state board of education, pursuant to RCW [28A.305.140\(2\)](#), shall evaluate the need for a waiver based on whether:

(a) The resolution by the board of directors of the requesting district attests that if the waiver is approved, the district will meet the required annual instructional hour offerings under RCW [28A.150.220\(2\)](#) in each of the school years for which the waiver is requested;

(b) The purpose and goals of the district's waiver plan are closely aligned with school improvement plans under WAC [180-16-220](#) and any district improvement plan;

(c) The plan explains goals of the waiver related to student achievement that are specific, measurable, and attainable;

(d) The plan states clear and specific activities to be undertaken that are based in evidence and likely to lead to attainment of the stated goals;

(e) The plan specifies at least one state or locally determined assessment or metric that will be used to collect evidence to show the degree to which the goals were attained;

(f) The plan describes in detail the participation of administrators, teachers, other district staff, parents, and the community in the development of the plan.

(3) In addition to the requirements of subsection (2) of this section, the state board of education shall evaluate requests for a waiver that would represent the continuation of an existing waiver for additional years based on the following:

(a) The degree to which the prior waiver plan's goals were met, based on the assessments or metrics specified in the prior plan;

(b) The effectiveness of the implemented activities in achieving the goals of the plan for student achievement;

(c) Any proposed changes in the plan to achieve the stated goals;

(d) The likelihood that approval of the request would result in advancement of the goals;

(e) Support by administrators, teachers, other district staff, parents, and the community for continuation of the waiver.

[Statutory Authority: RCW [28A.305.140\(2\)](#) and [28A.305.141\(3\)](#). WSR 12-24-049, § 180-18-040, filed 11/30/12, effective 12/31/12. Statutory Authority: Chapter [28A.305](#) RCW, RCW [28A.150.220](#), [28A.230.090](#), [28A.310.020](#), [28A.210.160](#), and [28A.195.040](#). WSR 10-23-104, § 180-18-040, filed 11/16/10, effective 12/17/10. Statutory Authority: RCW [28A.305.140](#) and [28A.655.180](#). WSR 10-10-007, § 180-18-040, filed 4/22/10, effective 5/23/10. Statutory Authority: RCW [28A.150.220\(4\)](#), [28A.305.140](#), [28A.305.130\(6\)](#), [28A.655.180](#). WSR 07-20-030, § 180-18-040, filed 9/24/07, effective 10/25/07. Statutory Authority: Chapter [28A.630](#) RCW and 1995 c 208. WSR 95-20-054, § 180-18-040, filed 10/2/95, effective 11/2/95.]

## **WAC 180-18-050**

### **Procedure to obtain waiver.**

(1) State board of education approval of district waiver requests pursuant to WAC [180-18-030](#) and [180-18-040](#) shall occur at a state board meeting prior to implementation. A district's waiver application shall include, at a minimum, a resolution adopted by the district board of directors, an application form, a proposed school calendar, and a summary of the collective bargaining agreement with the local education association stating the number of professional development days, full instruction days, late-start and early-release days, and the amount of other noninstruction time. The resolution shall identify the basic education requirement for which the waiver is requested and include information on how the waiver will support improving student achievement. The resolution must include a statement attesting that the district will meet the minimum instructional hours requirement of RCW [28A.150.220\(2\)](#) under the waiver plan. The resolution shall be accompanied by information detailed in the guidelines and application form available on the state board of education's web site.

(2) The application for a waiver and all supporting documentation must be received by the state board of education at least forty days prior to the state board of education meeting where consideration of the waiver shall occur. The state board of education shall review all applications and supporting documentation to insure the accuracy of the information. In the event that deficiencies are noted in the application or documentation, districts will have the opportunity to make corrections and to seek state board approval at a subsequent meeting.

(3) Under this section, a district seeking to obtain a waiver of no more than five days from the provisions of the minimum one hundred eighty-day school year requirement pursuant to RCW [28A.305.140](#) solely for the purpose of conducting parent-teacher conferences shall provide notification of the district request to the state board of education at least thirty days prior to implementation of the plan. A request for more than five days must be presented to the state board under subsection (1) of this section for approval. The notice shall provide information and documentation as directed by the state board. The information and documentation shall include, at a minimum:

(a) An adopted resolution by the school district board of directors which shall state, at a minimum, the number of school days and school years for which the waiver is requested, and attest that the district will meet the minimum instructional hours requirement of RCW [28A.150.220\(2\)](#) under the waiver plan.

(b) A detailed explanation of how the parent-teacher conferences to be conducted under the waiver plan will be used to improve student achievement;

(c) The district's reasons for electing to conduct parent-teacher conferences through full days rather than partial days;

(d) The number of partial days that will be reduced as a result of implementing the waiver plan;

(e) A description of participation by administrators, teachers, other staff and parents in the development of the waiver request;

(f) An electronic link to the collective bargaining agreement with the local education association.

Within thirty days of receipt of the notification, the state board will, on a determination that the required information and documentation have been submitted, notify the requesting district that the requirements of this section have been met and a waiver has been granted.

[Statutory Authority: RCW [28A.305.140](#)(2) and [28A.305.141](#)(3). WSR 12-24-049, § 180-18-050, filed 11/30/12, effective 12/31/12. Statutory Authority: Chapter [28A.305](#) RCW, RCW [28A.150.220](#), [28A.230.090](#), [28A.310.020](#), [28A.210.160](#), and [28A.195.040](#). WSR 10-23-104, § 180-18-050, filed 11/16/10, effective 12/17/10. Statutory Authority: RCW [28A.305.140](#) and [28A.655.180](#). WSR 10-10-007, § 180-18-050, filed 4/22/10, effective 5/23/10. Statutory Authority: RCW [28A.150.220](#)(4), [28A.305.140](#), [28A.305.130](#)(6), [28A.655.180](#). WSR 07-20-030, § 180-18-050, filed 9/24/07, effective 10/25/07. Statutory Authority: RCW [28A.150.220](#)(4), [28A.305.140](#), and [28A.305.130](#)(6). WSR 04-04-093, § 180-18-050, filed 2/3/04, effective 3/5/04. Statutory Authority: Chapter [28A.630](#) RCW and 1995 c 208. WSR 95-20-054, § 180-18-050, filed 10/2/95, effective 11/2/95.]