

# SCHOOL SITE STATUTORY WAIVER/DEREGULATION APPLICATION

## for 20 21 - 20 22 school year

Tulsa Broken Arrow  
 COUNTY SCHOOL DISTRICT

701 S Main St Broken Arrow 74012  
 SCHOOL DISTRICT MAILING ADDRESS CITY ZIP CODE

Aspen Creek Elementary  
 NAME OF SITE

Bridget Powell Digitally signed by Bridget Powell Date: 2021.08.04 12:37:02 -05'00' 08/04/2021  
 PRINCIPAL SIGNATURE\* DATE

PRINCIPAL SIGNATURE\* DATE

PRINCIPAL SIGNATURE\* DATE

Janet Vinson  
 SUPERINTENDENT NAME (PLEASE PRINT)

jcvinson@baschools.org  
 SUPERINTENDENT E-MAIL ADDRESS

\_\_\_\_\_  
 SUPERINTENDENT SIGNATURE\* DATE 8.9.2021

I hereby certify that this waiver/deregulation application was approved by our local board of education at the meeting on August 9, 2021

\_\_\_\_\_  
 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.\*\*

**THE WAIVER/DEREGULATION IS REQUESTED FOR:**

One Year Only

Three Years\*

\*Please see instruction page for additional requirements for a three year request

**SDE USE ONLY**

PROJECT YEARS  
 \_\_\_\_\_ of \_\_\_\_\_

**ENROLLMENT**

\_\_\_\_\_ High School

\_\_\_\_\_ Jr./Middle High

\_\_\_\_\_ Elementary

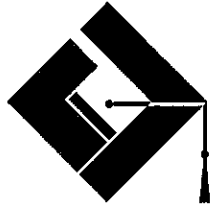
0 District Total

\_\_\_\_\_  
 DATE RECEIVED

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

OAC \_\_\_\_\_

\_\_\_\_\_  
 NAME OF WAIVER



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## 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

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

- Resignation of staff causing changes in library media service requirements after October 1.

Other waivers/deregulations such as teachers attending school to obtain library media specialist certificates, alternative school abbreviated days, and waivers of alternative school coop agreements, should all be decided and applied for by October 1st of the current school year.

*(For submission of a Statutory Waiver/Deregulation after October 1, call Accreditation, (405) 521-3335.)*

**NOTE: Beginning July 1, 2018, waivers and deregulations can be requested for three years. (Library Media Specialist Certificate Exemption must provide proof of enrollment for the applicant every year. Library Media Services must provide a schedule of operation every year.)**

If you need technical assistance, please discuss the application with the Accreditation Division, (405) 521-3335.

### 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 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 board minutes approving the teacher as an adjunct (For those teaching more than three hours per day, 270 hours per semester).
  - **For abbreviated day deregulation:** Application must include a schedule of hours of instruction and numbers of days taught per week.
  - **For library media services deregulation:** Application must include a schedule of operation for the library, hours the library is open and a list of who is scheduled to cover those hours.

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

#### **STATUTORY WAIVERS**

- 70 O.S. § 1-112 - **Saturday School**
- 70 O.S. § 6-122.3 - **Adjunct Teachers** - teaching for more than three hours a day or 270 clock hours per semester.
- 70 O.S. § 3-126 - **Library Media Specialist/waive certification 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.

**NOTE: Statute 70 O.S. § 1-111 - Two Instructional Days in a 24 Hour Period (Parent Teacher Conference) and 70 O.S. § 1-109 - Extended/Flexible Day no longer requires a statutory waiver.**

#### **DEREGULATIONS**

- 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 - **Abbreviated Day Alternative Education** - Use both citations for an alternative school to operate with abbreviated hours, less than four hours and 12 minutes of instruction per day, five days a week, or 756 hours per year.
- OAC 210:35-3-46 - **Superintendent, Elementary & Secondary Principal certificate** - serve as High School and Elementary School Principal with a school enrollment more than 500 (requires a dereg.)

**NOTE: OAC 210:35-5-42 & 210:35-9-43 - Planning Period Deregulations, no longer requires a deregulation.**

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.

- A. Reason for the Deregulation request. Please include circumstances which necessitate changing the standard of library services for your size of school, what alternative means will have to be employed if your waiver was to be denied?

Broken Arrow Public Schools is requesting a Statutory Waiver/Deregulation of OAC 210:35-5-71 Library Media Services for Aspen Creek Elementary regarding media center staffing. Due to public school funding constraints, we request to employ one full-time certified library media specialist with no assistant.

- B. List alternate strategies/plans which the 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 and any negative impact if the waiver were to be denied.

Aspen Creek Elementary strives to meet the needs of our students through a diverse set of instructional experiences. We will continue to serve our students with library media services that enhance student achievement and reading literacy. Aspen Creek will utilize our Media Specialist, Ms. Newman and a media volunteer in our media center to assist in tasks such as answering phone calls, checking books in and out, returning books to the shelves, managing the front desk, copying and sorting documents, and assisting students with basic questions. These are jobs and tasks that would otherwise have been performed by a media assistant. Should the waiver be denied, funding from various programs supporting literacy, RTI, instruction and diverse student needs would likely be pulled to fund the assistant salary. These programs are critical to ensuring student success at Aspen Creek.

- C. Has this deregulation been awarded before? If so what was the educational impact to the district: Results of the Deregulation, i.e., effect on student performance levels, impact of plan on other sites in the district. If not what do you expect?

Aspen Creek did not request deregulation due to enrollment. However, other school sites in the district were awarded deregulation. We did not have a library media assistant last year as our enrollment only required one certified media specialist. Other sites in the district do not seem to be impacted by not employing a media assistant. Our media specialist is skilled in supplementing classroom reading and literacy instruction. Library media is one of our specialty rotations. No impact on student performance is expected.

- D. Timeline: Please submit class schedule, calendars, assessment forms and other attachments as necessary.

The media center schedule will not change and students will have access to all resources as needed. The media center operation schedule for Aspen Creek Elementary is attached.

- E. Any financial impact to the District (positive or negative) for the proposed deregulation? If positive please describe where the available would be reallocated.

Past deregulation of library media services has allowed Broken Arrow Public Schools to utilize the salary of the eliminated library assistant to fund positions and instructional programs deemed more vital to student learning and achievement.

- F. Describe method of assessment or evaluation of effectiveness of the plan both for staff and students, I.E. TLE, ACT scores, graduation rates, RSA, School Report Card, etc.

The certified media specialist will continue to be evaluated utilizing the district's TLE model and will be held to a standard of effective or higher. RSA, OSTP, STAR, Literacy Now, NSGRA and formative assessment scores will be monitored to assure that student achievement levels do not suffer as a result of the deregulation.

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

# BROKEN ARROW PUBLIC SCHOOLS

*Educating Today*

*Leading Tomorrow*



August 4, 2021

Aspen Creek Elementary Media Center Specialist: Debra Newman

Aspen Creek Elementary Media Center Schedule:

|            |                                     |
|------------|-------------------------------------|
| 9:10       | Media Center Opens                  |
| 9:10-12:15 | Librarian is Available              |
| 12:15-1:05 | Office Staff/Volunteer is Available |
| 1:05-4:00  | Librarian is Available              |
| 4:00       | Media Center Closes                 |

A handwritten signature in black ink that reads "Bridget Powell". The signature is fluid and cursive, with the first name being more prominent than the last name.

Bridget Powell

Principal, Aspen Creek Elementary

Broken Arrow Public Schools

918-259-4410