Agenda Request Form

Meeting Date	Agenda Item Number
July 16, 2020	A-1

Title

Adoption of Strategic Waiver School System (SWSS) Contract Amendment Resolution

Requested Action

School Board Consideration of Superintendent's Recommendation for Adoption of Strategic Waiver School System (SWSS) Contract Amendment Resolution

Summary Explanation and Background

In recognition of the fact that SY2020-21 will bring its own challenges as CCSD prepares for students to return to full instruction (both digitally and in-person), and with the understanding that CCSD may need to access waivers that were not previously included in its Strategic Waiver School System (SWSS) contract in 2015, the Georgia Department of Education (GaDOE) has developed a streamlined SWSS amendment resolution process to assist school districts with requesting potential GaDOE identified waivers not previously included in their SWSS contract.

Under O.C.G.A. § 20-2-80 and SBOE Rule 160-5-1-.33, CCSD is seeking flexibility for all of its schools from the State statutes and associated State Board Rules as reflected in the attached resolution to amend its SWSS contract.

Priority Area

Organizational and Operational Effectiveness

Financial Impact

N/A

Exhibits: (List)

1) SWSS Contract Amendment Resolution; 2) SWSS Exhibit B Flexibility Components

Source of Additional Information

Dr. Brian V. Hightower, Superintendent of Schools	770.479.1871
Dr. Debra Murdock, Chief Operating Officer	770.479.1871
Mike McGowan, Chief of Staff	770.479.1871

A RESOLUTION
TO AMEND THE STRATEGIC WAIVER SCHOOL SYSTEM (SWSS) CONTRACT WITH THE GEORGIA STATE BOARD OF EDUCATION
Cherokee County

WHEREAS, the Board of Education (the "Local Board") of Cherokee County has previously entered into contract with the Georgia Board of Education (the "State Board") dated on or about August 2015, for the operation of the School System as a Strategic Waiver School System for the purpose of increasing student achievement; and

WHEREAS, the aforementioned parties sought to maximize academic and financial accountability

NOW THEREFORE, the parties hereto mutally agree that:

Exhibit B of the SWSS contract shall be revised to add the following waivers (place an "X" by the additional waivers and identify the purpose for the waivers):

ACADEMIC PROGRAM FLEXIBILITY		
General and career education programs	§20-2-151	
Driver education courses	§20-2-151.2	
Early Intervention program	§20-2-153	
Remedial education program	§20-2-154	
Alternative education program	§20-2-154.1	
School climate management program	§20-2-155	
Limited English proficient program	§20-2-156	
Organization of Schools; Middle School Programs; Schedule	§20-2-290	
Competencies and Core Curriculum, Online Learning	§20-2-140.1	
	§20-2-142	
Promotion & Retention	§20-2-283	
Graduation Requirements for the purpose of substitution of equivalent or higher level requirements which will assist students in acquiring the knowledge and skills necessary to be successful as they continue their education at the postsecondary level and/or enter the workforce	160-4-2-.48	
	160-4-2-.47	
Health & Physical Education Program except as prohibited by O.C.G.A. §20-2-82(e)	160-4-2-.12	x
School Attendance, Compulsory Attendance as it relates to the attendance protocol	§20-2-690.2	
Educational Program for Gifted Students	160-4-2-.38	
Awarding Credit for the purpose of substitution of equivalent or higher level requirements which will assist students in acquiring the knowledge and skills necessary to be successful as they continue their education at the postsecondary level and/or enter the workforce	160-5-1-.15	x
Statewide Passing Score	160-4-2-.13(2)(a)	x
	160-4-2-.13(2)(c)	x
Public School Choice	§20-2-2131	
School Councils	§20-2-85	
	§20-2-86	x
Instruction in social graces and etiquette may be waived	§20-2-187(b)	
HUMAN RESOURCES FLEXIBILITY		
Class-size and Reporting requirements	§20-2-182	
Personnel Required	160-5-1-.22	
Employment, Conditions of Employment as it relates to Duty Free Lunch	§20-2-218	

Salary Schedule Requirements	§20-2-212	
Certification Requirements	§20-2-108	
	§20-2-200	
School Day and Year for Students and Employees	§20-2-151	
	§20-2-160(a)	
	§20-2-168(c)	
Instructional Extension	§20-2-184.1	
Use of Guidance Counselor	160-4-8-.05	x
Media Programs	160-4-4-.01	x
Fair Dismissal Act	§20-2-940	
	§20-2-941	
	§20-2-942	
	§20-2-943	
	§20-2-944	
	§20-2-945	
	§20-2-946	
	§20-2-947	
	§20-2-948	
Professional Learning	§20-2-86	
	§20-2-167	
	§20-2-182(h)	
	§20-2-204	
	§20-2-217	
Multi-year Contracts	§20-2-211	x
School Bus Drivers	160-5-3-.08	
Substitute Teachers requirements (to the extent it allows for the employment of teachers certified by another state)	§20-2-216	x
FINANCIAL FLEXIBILITY		
Direct Classroom Expenditure Control	§20-2-171	
Scheduling for Instruction/Program Enrollment & Appropriations (except to the extent it relates to funding)	§20-2-160	
QBE Financing except to the extent it relates to funding	§20-2-161	
Categorical Allotment requirements, Article 6 of Chapter 2 of Title 20	§20-2-167	
	§20-2-183	
	§20-2-184	
	§20-2-185	
	§20-2-186	
Common Minimum Facility Requirements to the extent that square footage requirements are not waived in situations where the health and safety of students is jeopardized and only after consultation with Georgia Department of Education Director of Facilities Services, and to the extent that the waiver does not affect state capital outlay funding determinations	§20-2-260	x
Direct Classroom Expenditures & Expenditure Controls - except as prohibited by GA Con. And provided funds are used exclusively for educational purposes	§20-2-411	

State Funded K-8 Subjects and 9-12 Course for Students Entering 9th Grade in 2008 and Subsequent Years (except as it relates to funding)	§20-2-142	
	§20-2-151	
	§20-2-160	

Except as amended herein, all other terms and conditions of the SWSS contract, and subsequent amendments to the SWSS contract, if any, shall remain in full force and effect.

Approved by the Cherokee Board of Education on Thursday, July 16, 2020.

Chair, Cherokee County Board of Education

Superintendent, Cherokee County School District

EXHIBIT B: FLEXIBILITY COMPONENTS OF CONTRACT FOR CCSD

Under O.C.G.A. § 20-2-80 and SBOE Rule 160-5-1-.33, Cherokee County School District is seeking flexibility for all of its schools from the following State statutes and associated State Board Rules in exchange for greater accountability, recognizing the seven-year SWSS partnership contract allows for flexibility between the Cherokee County Board of Education and the Georgia State Board of Education.

CHALLENGE #1 (FINANCIAL STABILITY) DESCRIPTORS	O.C.G.A. §	SBOE RULE
Class-Size and Reporting Requirements	20-2-182	
Direct Classroom Expenditures and Expenditure Controls	20-2-171	
Scheduling for Instruction/Program Enrollment and Appropriation except to the extent it relates to funding	20-2-160	
QBE Financing except to the extent it relates to funding	20-2-161	
Education Program for Gifted Students		160-4-2-.38

CHALLENGE #2 (QUALITY, RIGOROUS INSTRUCTION) DESCRIPTORS	O.C.G.A. §	SBOE RULE
Personnel Required		160-5-1-.22
Educational Programs	20-2-151 20-2-151.2 20-2-153 20-2-154 20-2-154.1 20-2-155 20-2-156	
Organization of Schools; Middle School Programs; Schedule	20-2-290	
Competencies and Core Curriculum; Prescribed Courses as it relates to sequencing of curriculum	20-2-142	
Promotion and Retention	20-2-283	
Graduation Requirements for the purpose of substitution of equivalent or higher level requirements which will assist students in acquiring the knowledge and skills necessary to be successful as they continue their education at the post-secondary level and/or enter the workforce		160-4-2-.48
School Day and Year for Students and Employees	20-2-160(a) 20-2-168(c)	

EXHIBIT B: FLEXIBILITY COMPONENTS OF CONTRACT FOR CCSD

CHALLENGE #3 (HIGHLY-QUALIFIED STAFF) DESCRIPTORS	O.C.G.A. §	SBOE RULE
Salary Schedule Requirements	20-2-212	
Certification Requirements	20-2-108 20-2-200 20-2-201 20-2-204	
CHALLENGE #4 (STUDENT SUPPORT) DESCRIPTORS	**O.C.G.A. §**	**SBOE RULE**
Categorical Allotment Requirements, Article 6 of Chapter 2 of Title 20	20-2-167 20-2-183 20-2-184 20-2-185 20-2-186	
Employment Conditions of Employment as it relates to duty-free lunch	20-2-218	
School Attendance, Compulsory Attendance as it relates to the attendance protocol	20-2-690.2	
CHALLENGE #5 (CHOICE-BASED INSTRUCTIONAL PROGRAMS) DESCRIPTORS	**O.C.G.A. §**	**SBOE RULE**
Public School Choice	20-2-2131	
Note: Challenge #5 would also utilize waivers of additional, previously-requested flexibility from State statutes (as contained above in Challenges #1-#4)		

Note: CCSD recognizes it is not legally authorized under O.C.G.A. § 20-2-82 to seek waivers from the State Board of Education for statutes, rules and court orders related to matters involving civil rights, insurance, protection of students, unlawful conduct and reporting requirements.