

Community Relations

WAIVERS

The Governing Board, acting on its own behalf or for an authorized council of the district, may request that the State Board of Education grant waivers of certain sections of the Education Code or the California Code of Regulations, Title 5. The administration, staff, and advisory committees and councils of the district may recommend areas in which the Board should seek waivers because the district may be unable to offer the best possible educational program to its students due to provisions of these codes.

The Superintendent or designee shall consult with any advisory committees or councils which might be affected by a waiver request.

The exclusive employee representative shall participate in the development of all general waiver requests. The Board shall hold a public hearing on all general waiver requests. (Education Code 33050)

(cf. 9320 – Meetings and Notices)

Legal Reference:

EDUCATION CODE

- 5000-5033 Governing board elections
- 8750-8754 Grants for conservation education
- 10400-14407 Cooperative improvement programs
- 17047.5 Facilities used by special education students
- 17291 Portable school buildings
- 33050-33053 General waiver authority
- 37202 Equity length of time
- 41000-41360 School finance
- 41381 Minimum school day
- 41600-41854 Computation of allowances
- 41920-42842 Budget requirements; local taxation by school districts
- 44520-44534 New programs for careers
- 44666-44669 School-Based Management and Advanced Career Opportunities
- 44681-44689 Administrator Training and Evaluation
- 45108.7 Maximum number of senior management positions
- 48660-48666 Community day schools
- 48800 Attendance at community college
- 49550-49560 Meals for needy students
- 51224.5 Algebra instruction
- 51745.6 Charter school independent study ratio
- 51870-51874 Educational technology

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WAIVERS (continued)

52053-52055.55 Immediate Intervention for Underperforming Schools Program
52055.600-52055.662 High Priority Schools Grant Program
52122.6-52122.8 Class size reduction – impacted school sites
52160-52178 Bilingual-Bicultural Education Act of 1976
52180-52186 Bilingual teacher waiver
52200-52212 Gifted and Talented Pupils Program
52340-52346 Career Guidance Centers
52850-52863 School-Based Coordinated Program
54000-54061 Disadvantaged Youth Program
54100-54145 Miller-Unruh Basic Reading Program
54407 Waiver for compensatory education programs
56000-56885 Special education programs
58407 Waiver related to individualized instruction program
58900-58928 Restructuring demonstration programs
60119 Public hearing on sufficiency of instructional materials
60422 Instructional materials funding realignment program
CODE OF REGULATIONS, TITLE 5
1032 Academic Performance Index
3100 Resource specialist caseload waivers
3945 Cooperative programs
9531 Instructional materials funding
11960 Charter school attendance
11963.4 Charter school percentage funding
13017 Waivers
13044 Waivers
UNITED STATES CODE, TITLE 20
14000-1482 Individuals with Disabilities in Education Act

Management Resources:

WEB SITES

California Department of Education, Waiver Office: <http://www.cde.ca.gov/re/lr/wr>
Commission on Teacher Credentialing: <http://www.ctc.ca.gov>