

**2013-2014 Waivers of State Board of Education Policies and Regulations, Superintendent's Interpretations and State Statutes and Legislative Rules**

**June 2014  
(Information)**

West Virginia Code §18-5A-3. *Authority and procedures for local school improvement councils to request waivers of certain rules, policies and interpretations* states:

“The state board shall submit a report to the legislative oversight commission on education accountability and the governor each year summarizing the proposed alternatives received, approved or rejected, continued or revoked during the preceding school year and the results and findings of the evaluations. The report shall specifically identify all policy, rule, and interpretation waiver requests including those requests made to county boards by local school improvement councils received during the preceding year and the disposition of each.”

The following chart provides information on 82 waiver requests received by the West Virginia Board of Education and the disposition of each request; 80 were approved and two (2) denied. Of the 80 requests that were approved, 37 were first time requests and 43 were for requests to continue existing waivers. Forty of the 55 county school systems requested at least one waiver of WVBE policy. Specific policies requested for waiver were: 18 for WVBE Policy 2445.44: *Rules for Granting Exemptions to the Legal Requirements for the Adoption & Utilization of Textbook Programs*; 61 for WVBE Policy 2510: *Assuring Quality of Education: Regulations for Education Programs*; one (1) for WVBE Policy 2515: *Uniform Grading*; one (1) WVBE Policy 4321.1: *Standards for School Nutrition*; and, one for WVBE Policy 5000: *Procedures for Designated Hiring and Transfer of School Personnel*

**Waivers\*\* – June 2013-June 2014**

Month	# of Waivers			Policies					Counties
	New	Continuing	Denied	2510	2445.44	2515	4321.1	5000	
June 2013	5	28	1	30	3	1	--	--	Cabell, Wayne, Hardy, McDowell, Pocahontas, Mingo, Ohio, Nicholas, Berkeley, Boone, Hampshire, Harrison, Kanawha, Marion, Marshall, Mason, Preston, Randolph, RESA 6, Ritchie, Tyler, Webster, Wood, WVDE
July	4	0	1	5					Grant, Logan, Jefferson, Barbour
August	2	1	0	3					Nicholas, Wayne, Calhoun
September	2	2	0	4					Kanawha, Monroe, Lincoln, Mineral
October	2	3	0	5					Boone, Kanawha, Braxton, Gilmer, Wetzel
November	3	3	0	4	1		1		Hancock, Harrison, Wetzel, Jackson, Marshall
December	1	0	0	1					Pleasants
January 2014	1	0	0	1					McDowell
February	0	1	0	1					Lincoln
March	0	0	0						
April	2	2	0	3				1	Berkeley, Nicholas, Kanawha
May	0	0	0						
June 2014	14	3	0	3	14				Cabell, Clay, Gilmer, Marion, Preston, Raleigh, Wayne, Kanawha, Nicholas, Summers, Wetzel, Jefferson, Ohio, Hancock, WVDE
<b>Totals</b>	<b>37</b>	<b>43</b>	<b>2</b>	<b>61</b>	<b>18</b>	<b>1</b>	<b>1</b>	<b>1</b>	<b>40 of 55 counties requested waivers of WVBE policies</b>

\*\*Total of 82 waiver requests; 80 (98%) were approved