



MPAAA FALL 2024 CONFERENCE

MICHIGAN
Department of **Education**

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MICHIGAN DEPARTMENT OF EDUCATION WAIVERS

Presenters
Jessica Beagle, Brian Ciloski,
Steve Nemeckay, and Chad Urchike

MICHIGAN
Department of **Education**

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Agenda

- Alternative Education/Innovative Programs Waivers
- Travel Time Waiver
- Forgiven Time Waiver
- Labor Day Waiver
- Common Calendar Waiver
- Schools of Choice Waiver
- Alternate Count Day Waiver
- Question and Answer



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Alternative Education/Innovative Programs Waivers

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ALTERNATIVE EDUCATION/INNOVATIVE PROGRAMS WAIVERS

State School Aid Act Section 101(9)

- “the superintendent may waive for a district the minimum number of hours and days of pupil instruction”

Waives 1098 minimum hours (878.4 minimum)

Waives 180 minimum days requirement (146 minimum)

Can apply to LEA or PSA programs

50% attendance – only applies to districts that do not have K-12 programming

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ALTERNATIVE EDUCATION/INNOVATIVE PROGRAMS WAIVERS

WHAT'S ON THE APPLICATION?

Hours and/or Days Reduction Request

Program Description: include innovative ideas, how the waiver will enhance the education of students, and improve student proficiency

What diagnostic tools are being used to help determine student needs?

What academic supports are in place for students?

Description of an area of focus for upcoming school year

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ALTERNATIVE EDUCATION/INNOVATIVE PROGRAMS WAIVERS

WHAT'S ON THE APPLICATION?

Pupil accounting calendar must be included with application

Data points for previous three years:

Math & ELA proficiency

Graduation rate

Attendance rate

Percent chronically absent

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ALTERNATIVE EDUCATION/INNOVATIVE PROGRAMS WAIVERS

Application window opens end of March and closes mid-June

Applications are submitted via online form

Year-End Report due mid-June

All materials available at www.Michigan.gov/alted

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Travel Time Waiver



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TRAVEL TIME WAIVER

- Students in grades 9-12 enrolled in a cooperative education program or a special education pupil
- 3 hours per week allowed without a waiver (36 minutes per day)
- A waiver can be requested for additional travel time if the need can be documented
- Travel time must be the only reason the student cannot meet the 1,098-hour requirement
 - *There should be no gaps of time in the student's schedule*
- Part-time students are not eligible for travel time
- Waiver requests are only accepted online:
<https://fs10.formsite.com/SASF/form1/index.html>

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TRAVEL TIME WAIVER

Review the Calendar:

- Ensure 180 days are scheduled.

Calculate Clock Hours:

- Verify the accuracy of clock hours.
- Ensure passing time is counted where applicable.
- Calculate the total number of instructional hours.
- Determine the need for additional travel time.

Travel Time Verification:

- Ensure 36 minutes per travel day are accounted for.

Check for Schedule Gaps:

- Ensure there are no gaps in the student's schedules.

Map Review:

- Confirm actual travel time using a map.

TRAVEL TIME WAIVER REQUEST DOCUMENTATION

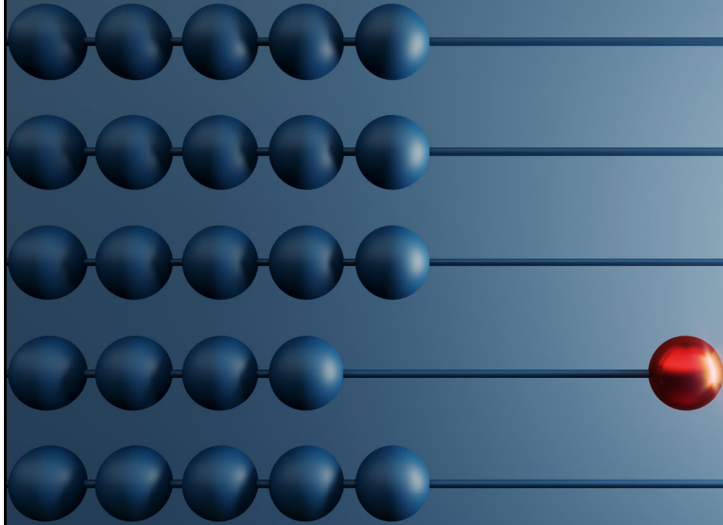
2018-2019 Scheduled DAYS of Instruction Form - Grades K-12 & Special Education COUNTY DATE: Wed., Dec. 3, 2018 and Wed., Feb. 13, 2019

Student Name: Community Schools, District: District 15, Building: High School, Grade: 10-12

Instructional Hours: 180, Days: 180, Minutes: 10800

Day	Start	End	Instructional	Travel	Other
8/27	8:00	3:00	180	0	0
8/28	8:00	3:00	180	0	0
8/29	8:00	3:00	180	0	0
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3/31	8:00	3:00	180	0	0
4/1	8:00	3:0			

FORGIVEN TIME WAIVER



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FORGIVEN TIME WAIVER

- First 6 days or the equivalent number of hours (automatic)
- "...conditions not within the control of school authorities..."
 - i.e., severe storms, fires, epidemics, utility power unavailability, water or sewer failure, or unsafe health conditions, funerals, bomb threats, threats of violence, etc.
- Districts determine if their situation fits the requirements
- Can use any of the first six days that remain at the end of the year for attendance days

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FORGIVEN TIME WAIVER

- For days cancelled beyond the first 6 days
 - Requires State Superintendent approval
 - Up to 3 additional days or the equivalent number of additional hours
 - "...conditions not within the control of school authorities..."
- Waiver requests are only accepted online:
<https://fs10.formsite.com/SASF/form9/index.html>
- Additional forgiven time is not approved in advance of the need
- Additional forgiven time is not approved for days where attendance falls below the requirement
- Additional forgiven time is not approved for sporting events

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FORGIVEN TIME WAIVER

Matrix Review:

- Ensure that 180 days and 1098 hours are scheduled.
- Review the number of days and hours canceled.
- Assess whether delays (e.g., due to fog or weather) justify the need for additional forgiven time.

Cancellation List Review:

- Verify dates to ensure no duplications.
- Check the type of day scheduled.
- Confirm that the reasons for cancellation meet the "conditions outside the control of school authorities" as prescribed by Section 101.

Calendar Review:

- Ensure that 180 days are scheduled, including countable PD and 15 virtual days under Section 21f.

Clock Hours Review:

- Confirm that 1098 hours are scheduled, unless a waiver applies.

Rationale Review:

- Ensure the rationale is substantive and specific.
- Note that simply stating "there's not enough time left in the school year to reschedule" is insufficient.

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LABOR DAY WAIVERS

No mandated deadline for waiver submission

- We recommend no later than April/May

Joint public hearing must take place before approval

Approvals granted for three years

Can't be in session on the Friday before Labor Day

ISDs, LEAs, and PSAs may submit applications

ISDs may apply for district wide waiver

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LABOR DAY WAIVERS

Joint public hearing with MDE

- We will attend through a conference call

District provides public notice (Open Meetings Act)

- Posted no less than 18 hours prior to hearing

Doesn't need to be held jointly with board meeting

Board members not required to attend

Must allow time for public comment

District representative must be present to provide information and answer questions

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LABOR DAY WAIVERS

ISDs may apply for a district wide waiver

- MDE recommends this approach

ISDs can include multiple criteria in application

ISD determines which LEAs/PSAs participate under the waiver

- LEAs/PSAs are not required to participate
- LEAs/PSAs can still apply for their own waiver

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LABOR DAY WAIVERS

Three ways to qualify for a Labor Day waiver

Calendar Coterminous with College/University

- Early Middle College

Length of Summer Break

- Balanced Calendar

Summer Learning Program

- Free summer program offered to all students

Please use the online application

- <https://fs10.formsite.com/SASF/form5/index.html>

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LABOR DAY WAIVERS

Calendar Coterminous with College/University

District offers an Early Middle College program

EMC must be approved by Career & Tech Ed Office

Expected to show growth in student participation

Must be advertised to all students and families

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LABOR DAY WAIVERS

Length of Summer Break

District offers a balanced or year round calendar

Summer break must be six weeks or less

Districts applying for a waiver for the first time may transition to a six-week break over the initial three year approval period

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LABOR DAY WAIVERS

Summer Learning Program

District offers extended learning options during summer break

- Advertised to all students
- Free of charge for all students
- Must shorten the summer break to 6 weeks or less

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Common Calendar Waiver

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COMMON CALENDAR WAIVER

Statutory Requirement - MCL 380.1284a.

ISDs and constituent districts agree on a 5-year calendar.

Must have the same spring and winter breaks.

Start and end dates do not matter.

Common calendar posted on the ISD website.

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COMMON CALENDAR WAIVER

Follows the requirements of 1284 and 1284b.

- 1284:
 - Meet requirements defined in Section 101.
 - Certify by August 1 the number of hours provided.
 - Strikes and teacher conferences do not count.
 - State Supt sets admin rules.
- 1284b:
 - Does not begin before Labor Day.
 - Labor Day waiver.
 - No instruction on the Friday before.
 - PD prior to Labor Day is OK.

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COMMON CALENDAR WAIVER

There are three exceptions:

1. Temporary exemption if CBA effective before 10/01/2007 until expiration.
2. Year-round or IB programs before 10/01/2007.
3. Public school that operates
 - All grades 6 to 12,
 - At a Single site,
 - With a high school curriculum aligned with AP capstone,
 - Where the 2nd semester ends concurrently to AP exam period.

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COMMON CALENDAR WAIVER

Apply for a Waiver

- The superintendent of public instruction shall establish standards for determining a bona fide year-round school or program for the purposes of this subsection.
 1. Bona fide year-round or program established for educational reasons.
 2. Trimester Schedules.
 3. Other requests where sufficient justification is provided.

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COMMON CALENDAR WAIVER

Apply for a Waiver

- <https://fs10.formsite.com/SASF/form7/>
- Need to know original dates and proposed.
- Need to have documentation of the ISD's support.

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**Schools of Choice
Waiver**

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SCHOOLS OF CHOICE WAIVER

The decision to participate in the statutory version of schools of choice is a local decision.

MCL 388.1705

- Intra-ISD

MCL 388.1705c

- Contiguous ISD

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SCHOOLS OF CHOICE WAIVER

Get board approval.

- Which building, grades, programs.
- Limited seats
- 105 or 105c

Notify the public

- Districts are not required to post the number of seats.

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SCHOOLS OF CHOICE WAIVER

Waiver can be used to extend the enrollment and application windows.

- Will not extend beyond count

Limited vs Unlimited

- If the district offered limited enrollment, and is now requesting a waiver, the district must either open the enrollment up to an unlimited number of seats or use a lottery to select applicants which includes those from the original pool.

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SCHOOLS OF CHOICE WAIVER

Visit the following form to request a waiver:

<https://fs10.formsite.com/SASF/form10/>

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Alternate Count Day Waiver

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ALTERNATE COUNT DAY WAIVER

Two times you might need it:
A day of religious significance
intersects with count day
School is canceled on count day

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ALTERNATE COUNT DAY WAIVER

Need to provide when your school might be returning for instruction.

Need to provide a justification for approval.

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ALTERNATE COUNT DAY WAIVER

This waiver is not intended to be used to reschedule a count day that was not observed for a group of students due to scheduling a day that would normally be an instructional day in any other week.

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ALTERNATE COUNT DAY WAIVER

Visit the following form to request a waiver:

<https://fs10.formsite.com/SASF/form8/index.html>

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Your One-Stop Shop

Go to:

<https://www.michigan.gov/sasf>

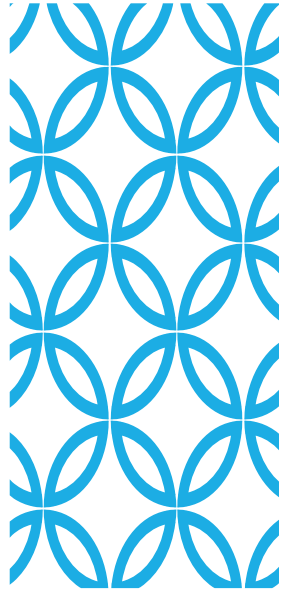
Under Resources and Related Information

Click: Pupil Accounting Information (including Waivers and Program Guidance)

Bookmark this page

The screenshot shows the Michigan Department of Education website. The header includes the Department of Education logo and navigation links: About Us, Services, Resources, News & Info, and Contact Us. The main heading is "Pupil Accounting Information, including Waivers and Program Guidance". Below this is a breadcrumb trail: Home > Services > Financial Management > State Aid & School Finance > Pupil Accounting (in Guidance). The page content includes a brief description of the unit's role in providing guidance to school districts. It lists "Pupil Accounting Resources" and "Documents Related to Pupil Accounting", which include "Days and Clock Hours (D/CH)", "Preliminary Pupil Headcount", and a "Waiver Applications" section. The "Waiver Applications" section lists several links: Common Calendar Waiver, Labor Day Waiver, Alternative Count Day Waiver, Schools of Choice Waiver, Additional Forgiven Days Waiver, Travel Time Waiver, and Days/Hours Waiver (OEII). The "Days/Hours Waiver (OEII)" link is highlighted with a red box. Below this are sections for "Related Topics", "MDE Recommends", and "Memorandums".

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Alternative Education/Innovative Programs Waiver

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Email: nemeckays@michigan.gov

Travel Time & Forgiven Time Waivers

Contact: Jessica Beagle
Email: beaglej1@michigan.gov

Labor Day Waiver

Contact: Chad Urchike
Email: urchikec1@michigan.gov

Common Calendar, Schools of Choice & Alternative Count Day Waivers

Contact: Brian Ciloski
Email: ciloskib@michigan.gov

**GOT QUESTIONS?
WE'VE GOT ANSWERS**