

# VENANGO TECHNOLOGY CENTER

SECTION: OPERATIONS

TITLE: STATE MANDATE WAIVERS

ADOPTED: June 1, 2009

REVISED:

825. STATE MANDATE WAIVERS	
1. Purpose	<p>This policy establishes guidelines for developing, applying for and implementing waivers of state-imposed mandates and other provisions of state law. Joint Committee procedures will supplement those set forth in law or State Board regulations. Waiver applications submitted by the center shall be processed and implemented in accordance with this policy.</p>
2. Authority SC 1714-B	<p>The Joint Committee shall approve at a regular Joint Committee meeting the submission of an application for state mandate waivers that will enable the center to improve its instructional program or to operate in a more effective, efficient or economical manner. Approval by the Department of Education shall be required prior to implementation by the center.</p> <p>No waiver shall be in effect until after approval has been received from the Secretary of Education, and the Joint Committee has taken formal action acknowledging the approval and specifying the effective date of the waiver.</p> <p>The Joint Committee reserves the right to decline to implement any waiver that has been approved, and to rescind any waiver in effect in the center.</p>
3. Delegation of Responsibility	<p>The Director shall advise the Joint Committee of waiver requests being evaluated and developed beyond the preliminary stage.</p> <p>The administration shall promptly notify the Joint Committee when a waiver application is approved or denied. When denied, the administration shall prepare a recommendation concerning revisions and resubmittal.</p> <p>The administration shall be responsible to implement required measurement methods and prepare appropriate documentation for submission prior to the expiration of the three-year trial period.</p>

4. Guidelines  
Pol. 801

Applications and supporting documentation for waivers applied for and those currently in force, as well as approval notices from the Secretary of Education, shall be public records maintained permanently by the Joint Committee Secretary and shall be made available for public inspection and copying, in accordance with Joint Committee policy.

When amendments to adopted Joint Committee policy or existing administrative regulations are necessary or appropriate in order to effectively implement the waiver, the final recommended application presented to the Joint Committee and final solicitor's review shall be accompanied by specific language for proposed policy revisions and information about associated changes in administrative regulations.

Except where clearly not pertinent nor appropriate, all bid specifications; requests for proposals and quotations; and similar documents shall contain language advising that:

1. The effect of laws, regulations or standards otherwise applicable to the center may have been altered by virtue of a waiver.
2. It is the responsibility of persons contemplating doing business with the center to be familiar with waivers in force or applied for as listed in school records.

Administrative regulations implementing of this policy shall contain a current listing of all waivers in effect in the center, which shall be updated by the administration as each new waiver is placed into effect. For each waiver listed, the following information shall be specified:

1. Cite to the provisions of law waived.
2. Effect of the waiver.
3. Original effective date and renewal date of permanently renewed waivers.
4. Cross-reference to Joint Committee policies or administrative regulations reflecting implementation of the waiver.

Suggestions for waiver applications may be submitted by any Joint Committee member, staff member, student, resident or taxpayer of a participating school district. All suggestions must be in writing and submitted to the Director, except that staff proposals shall be routed through the chain of command, with comments or recommendations from supervisors and administrators.

References:

School Code – 24 P.S. Sec. 1714-B

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