

Community Relations

BP 1431 (a)

WAIVERS

District administrators, staff, advisory committees or councils may recommend areas in which the Governing Board may ask the State Board of Education to waive certain provisions of the Education Code or the Code of Regulations, Title 5 when these provisions prevent the district from offering its students the best possible educational program.

The exclusive employee representative shall participate in the development of all general waiver requests that might affect the bargaining unit. (Education Code 33050)

The Board shall hold a properly noticed public hearing on all general waiver requests. (Education Code 33050)

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

Legal Reference:

EDUCATION CODE

8750-8754 Grants for conservation education

10400-10407 Cooperative improvement programs

15700-15754 State School Building Aid Law of 1949

15780-15795 Aid for reorganized districts

16000-16344 State School Building Aid Law of 1952

17700-17751 State School Building Lease-Purchase Law of 1976

17085-17095 Emergency School Classroom Law of 1949

22000-24944 State teachers retirement system

33050-33053 Waiver authority

17211-17224 School sites

17251-17360 CDE power and duties; plans, approval, building

17365-17374 Fitness for occupancy, school buildings

17416-17429 Leasing property

17459 Sale of surplus land

17462 Use of funds from sale or lease with purchase option

17464 Priorities for sale/lease of surplus property

17582-17592 Property maintenance

41000-41360 School finance

41600-41854 Computation of allowances

41920-42842 Instructional television; guaranteed yield program; financial statements of school districts; budget requirements; local taxation by school districts

44520-44534 New program for careers

44666-44669 School-Based Management and Advanced Career Opportunities for Classroom Teachers Programs

WAIVERS (continued)

EDUCATION CODE (continued)

44670.1-44671.5 Local Staff Development Programs
44930-44988 Resignations, dismissals, and leaves of absence
46000-46611 Attendance for computing apportionment
48900-49040 Pupil rights and responsibilities
49060-49078 Pupil records
51870-51879.5 Educational Technology Local Assistance
52000-52049 School Improvement Plans
52033 Waiver of code provisions
52160-52178 Bilingual-Bicultural Education Act of 1976
52200-52212 Gifted and Talented Pupils Program
52340-52346 Career Guidance Centers
52850-52863 School-Based Coordinated Program
54000-54041 Disadvantaged Youth Program
54100-54145 Miller-Unruh Basic Reading Program
54720-54734 School-Based Pupil Motivation and Maintenance
56000-56885 Special education programs
58024 Waiver for demonstration school
58407 Waiver related to individualized instruction program
58603 Waiver for compensatory education program
CODE OF REGULATIONS, TITLE 5
3100 Resource Specialist caseload waivers.
MILITARY AND VETERANS CODE
500-520.1 California Cadet Corps

Management Resources:

CDE PROGRAM ADVISORIES
1105.90 Waiver Packet and Referral Guide