



BILL LEE
GOVERNOR

STATE OF TENNESSEE
DEPARTMENT OF EDUCATION
NINTH FLOOR, ANDREW JOHNSON TOWER
710 JAMES ROBERTSON PARKWAY
NASHVILLE, TN 37243-0375

LIZZETTE REYNOLDS
COMMISSIONER

Via Electronic Mail

July 10, 2024

Troy Kilzer II, Director of Schools
Chester County Schools
970 East Main Street
Henderson, TN 38340

Re: Waiver for Average Class Size at schools in Chester County Schools

Dear Director Kilzer:

I am in receipt of your July 8, 2024 waiver request of the class size average found in Tenn. Code Ann. § 49-1-104 for grades K-3, grades 4-6, grades 7-12 and Career and Technical Education classes at schools in Chester County Schools.

The commissioner's waiver authority under Tenn. Code Ann. § 49-1-201(d) is limited by Tenn. Code Ann. § 49-1-104(a), which states that "neither the commissioner nor the state board of education shall grant waivers from the maximum class sizes established in this section."

With the understanding that none of the grades K-3, grades 4-6, grades 7-12 and Career and Technical Education classes at schools in Chester County Schools will exceed the maximum number of students per class specified in the above referenced law, your request for a waiver of the class size average is hereby granted for the 2024-25 school year.

Please do not hesitate to call me if you have further questions.

Sincerely,

Lizzette Reynolds
Commissioner



Local Education Agency Waiver Request

Pursuant to Tennessee Code Annotated § 49-1-201(d), upon application by the local education agency (LEA) for one or more of its schools, the commissioner of education may waive any state board rule or statute that inhibits or hinders the LEA's ability to meet its goals or comply with its mission. Please submit completed forms to Commissioner.Education@tn.gov. Following review by the commissioner, the LEA will be notified in writing if the waiver request is approved or denied. Unless otherwise stated, all waivers granted by the commissioner shall be granted for one-year terms.

Waivers may **not** be granted by the commissioner for regulatory or statutory requirements related to:

- (A) Federal and state civil rights;
- (B) Federal, state and local health and safety;
- (C) Federal and state public records;
- (D) Immunizations;
- (E) Possession of weapons on school grounds;
- (F) Background checks and fingerprinting of personnel;
- (G) Federal and state special education services;
- (H) Student due process;
- (I) Parental rights;
- (J) Federal and state student assessment and accountability;
- (K) Open meetings;
- (L) Educators' due process rights;
- (M) Reductions in teachers' salaries;
- (N) Employee rights, salaries and benefits; and
- (O) Licensure of employees.

Local Education Agency:

CHESTER COUNTY SCHOOLS

School Information (if applicable):

School Name:

Street:

970 EAST MAIN STREET

City:

HENDERSON, TN

Zip Code:

38340

Please list the statute(s) and/or state board rule(s) for which waiver is being requested:

TENNESSEE CODE ANNOTATED 49-1-104 (a)

- WAIVER REQUEST FOR CLASS SIZE AVERAGES WITH GRADES K-3RD, 4TH-6TH & 7TH-12TH & CTE COURSES.

Explanation of how the statute(s) and/or state board rule(s) inhibits or hinders the local education agency's ability to meet its goals or comply with its mission:

- STAFFING LIMITATIONS WITH CURRENT STUDENT ENROLLMENT PROJECTIONS.
- CONTINUED INCREASE OF CTE COURSES OFFERED @ MIDDLE & HIGH SCHOOL GRADES.

Expected duration of the condition necessitating this waiver request:

2024-25 SCHOOL YEAR

Director of Schools (Signature)



Print Name

TROY KILZER, II

Date

7/8/24