



BILL LEE
GOVERNOR

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

PENNY SCHWINN
COMMISSIONER

Via Electronic Mail

August 25, 2022

Dr. Jeanne K. Barker, Director of Schools
Lenoir City Schools
200 East Broadway
Lenoir City, TN 37771

Re: Waiver for Class Size at Lenoir City Elementary School

Dear Director Barker:

I am in receipt of your August 16, 2022 letter requesting a waiver of the class size average found in Tenn. Code Ann. § 49-1-104 for Lenoir City Elementary School.

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 classes at Lenoir City Elementary School will exceed the maximum number of students per class specified in the above referenced statute, your request for a waiver of the class size average is granted for the 2022-23 school year.

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

Sincerely,

Dr. Penny Schwinn
Commissioner



LENOIR CITY SCHOOLS

200 East Broadway
Lenoir City, Tennessee 37771

Phone (865) 986-8058

Fax (865) 988-6732

August 16, 2022

Dr. Penny Schwinn, Commissioner of Education
Department of Education
Ninth Floor, Andrew Johnson Tower
710 James Robertson Parkway
Nashville, Tennessee. 37243-0375

Dear Commissioner Schwinn:

I respectfully request a waiver for the class size requirements found in Tennessee Code Annotated 49-1-104 for Lenoir City Elementary School. We are in a growing community, and our early grades classes have reached the limit allowed in Tennessee Code. We are in the second week of school, and I am still seeing students enroll. We are having difficulty finding an appropriately licensed teacher at this time.

Additional teaching assistant(s) will be added to ensure that students have a high-quality experience in a class that might exceed the class size limit.

Thank you for timely consideration of this waiver.

Most sincerely,

Dr. Jeanne K. Barker
Director of Schools
Lenoir City Schools