



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

September 23, 2021

Mike Craig, Director of Schools
Stewart County Schools
1031 Spring Street
Dover, TN 37058

Re: Maximum Time in Transit Waiver Request

Dear Director Craig:

I am in receipt of your September 22, 2021 LEA Waiver Request Form requesting a waiver of the maximum time in transit found in Tenn. Code Ann. § 49-6-2105 for Stewart County Schools. According to your request, a bus driver shortage in your district has caused one bus route to exceed 90 minutes.

Your waiver request for maximum transit time is granted for the 2021-22 school year upon the condition that no student is in transit for longer than 110 minutes.

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

Sincerely,

Dr. Penny Schwinn
Commissioner



Local Education Agency Waiver Request

Pursuant to Tennessee Code Annotated § 49-1-201(d), upon application by the local education agency for one (1) 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.Schwinn@tn.gov. Following review by the commissioner, the district 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:

Stewart County

School Information (if applicable):

School Name: _____

Street: _____

City: _____ Zip Code: _____

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

TCA 49-6-2105
90 minute transit rule

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:

Because of Bus driver shortage one Bus route is running more than 90 minutes.

Expected duration of the condition necessitating this waiver request:

School year 21-22

Director of Schools (Signature)

Mike Craig

Print Name Mike Craig

Date 9/22/21