



Charter School District Policy Waivers

updated August 2024

Charter school name	Mountain Phoenix Community School
Mailing address	4725 Miller St. Wheat Ridge, CO 80033
Grades served	pk-8
School website	https://mountainphoenix.org/

Quick Links

Prohibited Waivers	Policies that Jeffco Public Schools requires all schools, both district-managed and charter, to follow
Automatic Waivers	Policies that are automatically waived for charter schools upon the establishment of a signed charter contract
Non-Automatic Waivers	Many non-automatic policies cover areas for which charter schools are granted responsibility by state statute or district
Replacement Plans	Replacement Plan (RP) where the school provides a rationale for requesting a waiver and provides a replacement policy specifies the manner in which the charter school will comply with the intent of the waived district policy

Prohibited Waivers/No Waiver

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
AC	NON DISCRIMINATION/EQUAL OPPORTUNITY	NO WAIVER		X	NO ACTION
ADC	TOBACCO FREE SCHOOLS	NO WAIVER		X	NO ACTION
ADF	SCHOOL WELLNESS	NO WAIVER		X	NO ACTION
AED	School Accreditation	NO WAIVER		X	NO ACTION
DD, DD-R	Funding Proposals, Grants, and Special Programs	NO WAIVER		X	NO ACTION
DIF	Fraud Prevention	NO WAIVER		X	NO ACTION
DJB, DJB-R	Federal Procurement	NO WAIVER		X	NO ACTION
DJE, DJE-R	Bidding Procedures	NO WAIVER		X	NO ACTION
GBGB	Staff Security and Safety	NO WAIVER		X	NO ACTION
IHBA	Program for Students with Disabilities	NO WAIVER		X	NO ACTION
JB, JB-R2, JB-R3	Equal Education Opportunity	NO WAIVER		X	NO ACTION
JBB	HARASSMENT OF STUDENTS	NO WAIVER		X	NO ACTION

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
<u>JE A</u>	Compulsory Attendance Ages	NO WAIVER		X	NO ACTION
<u>JE B</u>	Entrance Age Requirements	NO WAIVER		X	NO ACTION
<u>JE</u>	Admission and Denial of Admission	NO WAIVER		X	NO ACTION
<u>JFABA</u>	Nonresident Tuition Charges	NO WAIVER		X	NO ACTION
<u>JFABB, JFABB-R</u>	ADMISSION OF NON-IMMIGRANT FOREIGN EXCHANGE STUDENTS	NO WAIVER		X	NO ACTION
<u>JFABD, JFABD-R</u>	Students Experiencing Homelessness	NO WAIVER		X	NO ACTION
<u>JFABE, JFABE-R</u>	Students in Foster Care	NO WAIVER		X	NO ACTION
<u>JFBA, JFBA-R</u>	District Choice Enrollment	NO WAIVER		X	NO ACTION
<u>JFC</u>	STUDENT WITHDRAWAL/DROPOUTS	NO WAIVER		X	NO ACTION
<u>JFC</u>	Student Withdrawal/Dropouts	NO WAIVER		X	NO ACTION
<u>JH</u>	STUDENT ABSENCES/EXCUSES	NO WAIVER		X	NO ACTION
<u>JHB</u>	TRUANCY	NO WAIVER		X	NO ACTION

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
JIC	Student Conduct	NO WAIVER		X	NO ACTION
JICC	Student Conduct on School Buses	NO WAIVER		X	NO ACTION
JICDE	Bullying Prevention and Education	NO WAIVER		X	NO ACTION
JICF	Secret Societies/Gang Activity and Dress	NO WAIVER		X	NO ACTION
JICH	STUDENT INVOLVEMENT RE: DRUGS & ALCOHOL	NO WAIVER		X	NO ACTION
JICI	WEAPONS IN SCHOOL	NO WAIVER		X	NO ACTION
JK	STUDENT DISCIPLINE	NO WAIVER		X	NO ACTION
JK	Student Discipline	NO WAIVER		X	NO ACTION
JK-2	Discipline of Students with Disabilities	NO WAIVER		X	NO ACTION
JK-R	Student Discipline (Habitually Disruptive)	NO WAIVER		X	NO ACTION
JKA, JKA-R	Use of Physical Intervention and Restraint	NO WAIVER		X	NO ACTION
JKBA	Disciplinary Removal from Classroom	NO WAIVER		X	NO ACTION

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
JKD/JKE, JKD/JKE-R	Student Suspension/Expulsion	NO WAIVER		X	NO ACTION
JKDA/JKEA	GROUNDS FOR SUSPENSION EXPULSION	NO WAIVER		X	NO ACTION
JKE, JKE-R	Educational Alternatives for Expelled Students	NO WAIVER		X	NO ACTION
JKE	Expulsion Prevention	NO WAIVER		X	NO ACTION
JLC	Student Health Services and Requirements	NO WAIVER		X	NO ACTION
JLCB, JLCB-R	Immunization of Students	NO WAIVER		X	NO ACTION
JLCBD-E2	Administration of Medical Marijuana by Volunteer P	NO WAIVER		X	NO ACTION
JLCC	Communicable/Infectious Diseases	NO WAIVER		X	NO ACTION
JLCD, JLCD-R	Administering Medication to Students	NO WAIVER		X	NO ACTION
JLCDA	Students with Food Allergies	NO WAIVER		X	NO ACTION
JLCDB	Administration of Medical Marijuana to Qualified St	NO WAIVER		X	NO ACTION
JLCDB - E1	Administration of Medical Marijuana by Primary Car	NO WAIVER		X	NO ACTION

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
JLCDC	Medically Necessary Treatment in School Settings	NO WAIVER		X	NO ACTION
JLDAC	Screening and Testing of Students	NO WAIVER		X	NO ACTION
JLF, JLF-R	Reporting Child Abuse	NO WAIVER		X	NO ACTION
JLI	Student Safety	NO WAIVER		X	NO ACTION
JLIB	Student Dismissal Precautions	NO WAIVER		X	NO ACTION
JLU	Physical Activity	NO WAIVER		X	NO ACTION
JRCA	Sharing of Student Records/Information between Sc	NO WAIVER		X	NO ACTION
JRCB, JRCB-R	Privacy and Protection of Confidential Student Inforr	NO WAIVER		X	NO ACTION
KBA	Parent Involvement in Education (Title I)	NO WAIVER		X	NO ACTION
KDEA, KDEA-R	Emergency Management Communications	NO WAIVER		X	NO ACTION
KFA	PUBLIC CONDUCT ON SCHOOL PROPERTY	NO WAIVER		X	NO ACTION
KLMA	Relations with Military Recruiters, Postsecondary Ins	NO WAIVER		X	NO ACTION

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
LA	Education-Related Cultural and Economic Organizati	NO WAIVER		X	NO ACTION
LBD-E	Application and Rubric	NO WAIVER		X	NO ACTION
LBD/LBD-R	Charter Schools, Procedures for New School and Rer	NO WAIVER		X	NO ACTION

Automatic Waivers

Below is a list of the policies that are automatically waived for charter schools upon the establishment of a signed charter contract. Charter schools are not required to submit a Replacement Plan (RP) for an automatic waiver. Charter schools may also elect to use these Jeffco policies and regulations as appropriate for their setting.

POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
All E policies	Support Services (except for EBCE School Closings)	WAIVER - AUTOMATIC	X		Charter provides replacement plan for ECBE
All F Policies	Facilities Planning and Development	WAIVER - AUTOMATIC	X		NO ACTION
All G Policies	Personnel	WAIVER - AUTOMATIC	X		NO ACTION
CH	Policy adoption and implementation	WAIVER - AUTOMATIC	X		NO ACTION
DC	Debt Management Policy	WAIVER - AUTOMATIC	X		NO ACTION
DFA/DFAA	Revenues from Investments/Use of Surplus Funds	WAIVER - AUTOMATIC	X		NO ACTION
DJ, DJA	Purchasing Power/Purchasing Authority	WAIVER - AUTOMATIC	X		NO ACTION
DN	School Properties Disposition	WAIVER - AUTOMATIC	X		NO ACTION
EBABA	COMMITMENT TO CONSERVATION/ENVIRONMENT	WAIVER - AUTOMATIC	X		NO ACTION
ECF	ENERGY CONSERVATION	WAIVER - AUTOMATIC	X		NO ACTION
FE	NAMING OF SCHOOL FACILITIES	WAIVER - AUTOMATIC	X		NO ACTION
HA	Labor Relations	WAIVER - AUTOMATIC	X		NO ACTION
IJ	INSTRUCTIONAL MATERIAL SELECTION AND ADOPTION	WAIVER - AUTOMATIC	X		NO ACTION

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
IJM, IJM-R	TEXTBOOKS AND MATERIALS SELECTION AND ADOPTION	WAIVER - AUTOMATIC	X		NO ACTION
IMB	TEACHING ABOUT CONTROVERSIAL ISSUES	WAIVER - AUTOMATIC	X		NO ACTION
IMBB	Exemptions from Required Instruction	WAIVER - AUTOMATIC	X		NO ACTION
IMDB	Flag Displays	WAIVER - AUTOMATIC	X		NO ACTION
JB-R1	Student discrimination complaint process	Requires replacement plan		X	Charter provides replacement plan
JICEA, JICEA-R	School related student productions	WAIVER - AUTOMATIC	X		NO ACTION
JICEC	Student distribution of non-curricular materials	WAIVER - AUTOMATIC	X		NO ACTION
KCBC	COMMUNITY INVOLVEMENT CHOOSING MASCOTS/LOGOS	WAIVER - AUTOMATIC	X		NO ACTION
KCD, KCD-R	PUBLIC GIFTS/DONATIONS	WAIVER - AUTOMATIC	X		NO ACTION
KEC, KEC E-1, KEC-R	PUBLIC CONCERNS/COMPLAINT ABOUT INSTRUCTIONAL RESOURCES	WAIVER - AUTOMATIC	X		NO ACTION
KF	COMMUNITY USE OF SCHOOL FACILITIES	WAIVER - AUTOMATIC	X		NO ACTION
KFD	COMMUNITY ACCESS TO SCHOOL COMMUNICATION FACILITIES	WAIVER - AUTOMATIC	X		NO ACTION
KHB	ADVERTISING IN SCHOOLS/REVENUE ENHANCEMENT	WAIVER - AUTOMATIC	X		NO ACTION

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POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION
KHBA	SPONSORSHIP PROGRAMS	WAIVER - AUTOMATIC	X		NO ACTION
KLG, KLG-R	Relations with Police Authorities	WAIVER - AUTOMATIC	X		NO ACTION
LB/LD	Relations with Other Schools and School Systems/Colleges and Universities	WAIVER - AUTOMATIC	X		NO ACTION
LDA	Student Teaching and Internships	WAIVER - AUTOMATIC	X		NO ACTION
LF/LG	Relations with State/Federal Education Agencies	WAIVER - AUTOMATIC	X		NO ACTION

Non-Automatic Waivers

Many non-automatic policies cover areas for which charter schools are granted responsibility by state statute or district contract. Some policies within this section require the school to provide a Replacement Plan (RP) where the school provides a rationale for requesting a waiver and provides a replacement policy to guide the school in these matters. If not waived, in applicable policies, district personnel will be read as "charter school"; superintendent of schools will be read as "charter school board" (for hearings)

By signing the charter contract, the School affirms that it has replacement policies that comply with the intent of the policy for each of the non-automatic waivers sought below and will produce the replacement policy, if requested.

Links to Replacement Plans

POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION	REPLACEMENT PLAN
DFA/DFAA	Revenues from Investments/Use of Surplus Funds	Non-automatic, requires RP			If requested, charter provides replacement language	DFA/DFAA replacement
DI	Fiscal Accounting and Reporting	Non-automatic, no RP	X		NO ACTION	
DKC	Expense Authorization/Reimbursement	Non-automatic, no RP	X		NO ACTION	
EBCE	SCHOOL CLOSINGS	Non-automatic, requires RP	X		If requested, charter provides replacement language	EBCE Replacement
EHAA	COMPUTER SECURITY	Non-automatic, no RP		X	NO ACTION	mov
IC/ICA	DISTRICT CALENDAR	Non-automatic, requires RP	X		If requested, charter provides replacement language	IC/ICA Replacement
IGB	Educational Research	Non-automatic, no RP		X	NO ACTION	
IHAM/IHAM-R	HEALTH EDUCATION	Non-automatic, no RP		X	NO ACTION	
IHBB, IHBB-R	Gifted and Talented Education	Non-automatic, requires RP	X		If requested, charter provides replacement language	IHBB Replacement
IHBF	Homebound instruction	Non-automatic, no RP		X	NO ACTION	
IHBG	Homeschooling	Non-automatic, no RP		X	NO ACTION	
IHBIB	Primary/Preprimary Education	Non-automatic, no RP	X		NO ACTION	X
IHBK, IHBK-R	Preparation for Postsecondary and Workforce Success	Non-automatic, no RP		X	NO ACTION	
IHCDA	Concurrent Enrollment	Non-automatic, no RP	N/A		NO ACTION	
IHDB	Equivalence of Services	Non-automatic, requires RP		X	If requested, charter provides replacement language	IHDB Replacement
IJN	Service and Therapy Animals	Non-automatic, requires RP	X		If requested, charter provides replacement language	IJN Replacement
IKA, IKA-R	Grading/Assessment Systems	Non-automatic, no RP		X	NO ACTION	
IKE	Promotion, Retention, and Acceleration of Students	Non-automatic, no RP		X	NO ACTION	

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[Links to Replacement Plans](#)

POLICY	POLICY NAME	DESIGNATION	Yes	No	ACTION	REPLACEMENT PLAN
IKE, IKF-R	Graduation Requirements	Non-automatic, requires RP	N/A		If requested, charter provides replacement language	IKE, IKF-R Replacement
IKFB/IKFB-R	Graduation Exercises, Adornments to Cap and Gown	Non-automatic, no RP	N/A		NO ACTION	
ILBC, ILBC-R	Early Literacy and Reading Comprehension ASSIGNMENT OF NEW STUDENTS TO GRADE LEVELS	Non-automatic, requires RP		X	If requested, charter provides replacement language	ILBC, ILBC-R Replacement
JGA, JGA-R		Non-automatic, requires RP		X	If requested, charter provides replacement language	
JICA	STUDENT DRESS CODE	Non-automatic, no RP	X		NO ACTION	
JIH, JIH_R	STUDENT INTERVIEWS, INTERROGATIONS, SEARCH, ARREST	Non-automatic, no RP		X	NO ACTION	
JII	STUDENT CONCERNS, COMPLAINTS AND GRIEVANCES	Non-automatic, requires RP		X	If requested, charter provides replacement language	JII Replacement
JJA	STUDENT ORGANIZATIONS	Non-automatic, no RP		X	NO ACTION	JGA, JGA-R Replacement
JQ	Student Fees and Charges	Non-automatic, no RP		X	NO ACTION	
JRA/JRC	STUDENT RECORDS/RELEASE OF INFO. ON STUDENTS	Non-automatic, no RP		X	NO ACTION	
JS, JS-E1	STUDENT USE OF INTERNET	Non-automatic, no RP		X	NO ACTION	
JSA	STUDENT USE OF PERSONAL DEVICES	Non-automatic, no RP		X	NO ACTION	
KCB, KCB-R	Co-operative Decision Making	Non-automatic, no RP	X		NO ACTION	
KE	PUBLIC/PARENT CONCERNS AND COMPLAINTS	Non-automatic, requires RP	X		If requested, charter provides replacement language	KE Replacement
KI	VISITORS TO SCHOOLS	Non-automatic, no RP		X	NO ACTION	

Non-Automatic Waivers Replacement Plans (RP)

The policies listed below require the school to provide a Replacement Plan (RP) where the school provides a rationale for requesting a waiver and provides a replacement policy that will guide the school in these matters and specify the manner in which the charter school will comply with the intent of the waived district policy. Replacement plans are expected to include all the information that is included in the respective waived Jeffco policy. These policies will be reviewed by district staff and will be approved with the signing of the charter contract. At times the school and the district may need to work together to craft replacement policies that will potentially be agreeable to both parties.

Replacement plans for policies with a regulation (-R) may be combined with the original policy replacement language.

<i>No waiver requested</i>	DFA/DFAA Revenues from Investments/Use of Surplus Funds	
FALSE	Rationale	
	Replacement Plan	

<i>No waiver requested</i>	EBCE School Closings	
FALSE	Rationale	MPCS Governing Council delegates the authority to the MPCS Directors to determine and communicate to the MCPS community the need to close the school in order to preserve the health and safety of its students and staff. In the event such closings impact the required number of student contact days/hours, make up days will be determined accordance with the MPCS Family Calendar Policy.
	Replacement Plan	MPCS intends to follow the District snow day determinations and schedule. However, MPCS may call a snow day or cancel school for other necessary reasons outside of the District's cancellation determination. In such cases, a school Director or designee is authorized to close the school for any reason deemed necessary, including for emergencies related to building repair issues. Administrators shall be sensitive to MPCS families who drive a considerable distance to school. Should MPCS cancel school outside of a district cancellation, the district will be notified directly and the school community shall be notified through radio, TV and through the established school communication systems and by posting on the school's website.

<i>No waiver requested</i>	IC/ICA District Calendar	
FALSE	Rationale	MPCS shall have the authority to develop a school calendar independent of the district calendar in order to meet the needs of its unique educational program and school community. The Director of Education will develop an annual school calendar in accordance with the MPCS Family Calendar Policy and in a manner that ensures compliance with the requirements of state law.
	Replacement Plan	MPCS shall create its own school calendar each year that will meet or exceed statutory requirements for number of contact hours. The calendar will be given to all stakeholders in the school (parents and staff) and will include all in-service days during the year. MPCS acknowledges that families often have students enrolled in both Jeffco traditional public schools and MPCS. As a result, MPCS will attempt to remain similar to the district calendar for holidays and spring break. The Director of Education or their designee will draft the calendar and the MPCS Governing Council will approve the school year and school calendar as soon as practical prior to the end of the prior school year.

<i>No waiver requested</i>	KE Public/Parent Concerns and Complaints	
FALSE	Rationale	MPCS has the authority and responsibility to address parent/public concerns and complaints in a manner that is consistent with the school's mission and vision and aligned to stated school community values.
	Replacement Plan	Mountain Phoenix Community School (MPCS) is committed to nurturing a school culture and community that is safe, authentic, respectful and includes all students, caregivers, faculty, staff, and neighbors. Positive communication guidelines are provided in the MPCS Family Handbook as the basis for creating a positive school culture that is built upon each community interaction. These guidelines are especially helpful to situations that become difficult or when there is conflict. The school is committed to establishing procedures designed to resolve grievances at the lowest possible administrative level. In the event the positive communication guidelines do not provide resolution, matters are addressed through the Community and Caregiver Concerns, Complaints and Grievances Policy.

<i>No waiver requested</i>	JGA Assignment of New Students to Grade Level	
FALSE	Rationale	
	Replacement Plan	

<i>No waiver requested</i>	JII Student Concerns, Complaints, and Grievances	
FALSE	Rationale	
	Replacement Plan	
<i>No waiver requested</i>	IHBA Program for Students with Disabilities	
FALSE	Rationale	
	Replacement Plan	
<i>No waiver requested</i>	IHBB Gifted and Talented Education	
FALSE	Rationale	MPCS is committed to providing comprehensive programming for the identification and education of the gifted and talented student, and as a charter school within Jeffco, will do so in a manner wherein the student's education is enhanced by the whole-child, developmental approach provided by our educational program.
	Replacement Plan	MPCS participates in the district wide assessment program to identify gifted and talented students in second grade. MPCS collaborates with the district to monitor student progress and eligibility for gifted and talented designation and implementation of an Advanced Learning Plan based on a body of evidence. MPCS believes our educational program has the capacity to meet the broad range of educational needs of students identified as gifted and talented without modifying our educational program to provide substantial acceleration of content beyond the established grade level sequence. MPCS will support families/students seeking such acceleration to have their educational needs met through the district's established comprehensive programming options.
<i>No waiver requested</i>	IHDB Equivalence of Services	
FALSE	Rationale	
	Replacement Plan	

No waiver requested	IJN Service and Therapy Animals	
FALSE	Rationale	MPCS affirms the benefit of students having the opportunity to interact with animals in the educational setting. MPCS extends the opportunity for any staff member to request bringing a therapy animal into the school.
	Replacement Plan	MPCS will implement the same policy elements and criteria stated in Jeffco policy with the exception of permitting any staff member to request to bring a therapy animal to the school. While it is presumed most requests will be for a therapy dog, the school does not exclude the request of other animals and will engage with risk management for unusual requests.

No waiver requested	IKF Graduation Requirements	
FALSE	Rationale	
	Replacement Plan	

No waiver requested	ILBC Early Literacy and Reading Comprehension	
FALSE	Rationale	
	Replacement Plan	

Required	JB-R1 Student Discrimination Complaint Process	
TRUE	Rationale	Charter schools are required to have a replacement plan for district policy JB-R1
	Replacement Plan	

**School can provide JB-R1 replacement plan [here](#) or link to student discrimination complaint process on school website*

No waiver requested	IHBIB Primary/Preprimary Education	
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FALSE	Rationale	MPCS provides primary/preprimary education and intervention services according to the educational program described in our charter. MPCS does not offer an individualized program for children with disabilities enrolled in our preprimary/primary programs.
	Replacement Plan	MPCS collaborates with the student's home district in meeting the district obligation to provide a special education preschool program at no cost to disabled students.