



April 19, 2022

Dr. Carlton Jenkins
Madison Metropolitan School District
545 West Dayton Street
Madison, WI 53703

Dear Dr. Jenkins:

The Department of Public Instruction (DPI) has received the Madison Metropolitan School District's (MMSD) request to waive Wisconsin Statutes §121.02 (1)(f) related to hours of instruction, §118.16 and §118.162 related to attendance, and §120.12(2m) and §115.415 related to educator effectiveness for the 2021-22 school year. This request was submitted under the statutory provisions found in Wisconsin Statutes §118.38.

The DPI is denying MMSD's request to waive the hours of instruction. Under state administrative code PI 8.01(4), in determining whether to grant a waiver the department must consider whether there was sufficient time before the end of the school year to adjust the school calendar to provide the required hours of direct pupil instruction missed during the period of the school closure. The DPI finds there is adequate time to adjust the calendar, or use options such as innovative instructional design under administrative code PI 8.

MMSD's request to waive attendance requirements under §118.16 and the related requirements under the truancy committee and plan found in §118.162 is partially approved. The DPI will waive §118.16 with the exception of §118.16(2)(a), which requires the school attendance officer to determine which enrolled students are absent and whether the absence is excused under the state's compulsory attendance law §118.15. It is DPI's understanding in granting this partial approval, that MMSD will continue to work with families to address attendance.

The request to waive educator effectiveness under §120.12(2m) and §115.415 is partially granted. The DPI will waive §115.415 with the exception of §115.415(3) and (4), which relate to requirements for DPI to establish an equivalency process in rule and grant awards. The DPI will waive §120.12(2m)(a), which relates to the requirement to use the educator effectiveness system, but not §120.12(2m)(b), which relates to the release of evaluations. The DPI is granting this partial approval with the understanding that MMSD will continue to evaluate teachers as outlined in their waiver application.

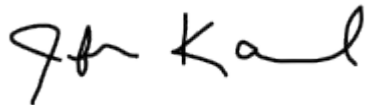
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As MMSD will not be fully implementing the Educator Effectiveness System in the 2021-22 school year, DPI will be retaining funds that would otherwise have gone towards supporting educator effectiveness in the district. MMSD will, however, retain access to the state's Frontline platform and the additional supports provided through the state educator effectiveness system.

MMSD did not ask to waive the statutory requirement under §121.02(1)(q) to "Evaluate, in writing, the performance of all certified school personnel at the end of their first year and at least every 3rd year thereafter." If this was an oversight, DPI will consider that waiver if submitted.

Please feel free to contact me at waivers@dpi.wi.gov if you have and further questions.

Sincerely,

A handwritten signature in black ink, appearing to read "J. Kammerud". The signature is fluid and cursive, with the first name "J" being particularly prominent.

Jennifer Kammerud, Director
Licensing, Educator Advancement and Development (LEAD) Team

JK:sgp

c: John W. Johnson, PhD, Deputy State Superintendent
Duy Nguyen, Assistant State Superintendent