**24:43:08:06.  Approval of waiver.** The secretary of education may approve the requested waiver if the plan will better meet local learning goals, enhance educational opportunity, promote equity, or increase accountability. The secretary shall reject the waiver if analysis indicates that the plan and requested waiver will not better meet local learning goals, enhance educational opportunity, promote equity, or increase accountability. The secretary will make a final determination on the district's request for a waiver within 60 days of its receipt by the department. The district will be informed in writing of the approval or disapproval of its request for a waiver; the letter will state the reason for disapproval.

 **Source:** 31 SDR 178, adopted May 4, 2005, effective July 1, 2005.

 **General Authority:** SDCL 13-3-1.4, 13-5-34.

 **Law Implemented:** SDCL 13-5-34.