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For more information regarding the content of this material, please contact the Charter Schools Division by phone at 916-322-6029 or by email at [charters@cde.ca.gov](mailto:charters@cde.ca.gov).



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October 8, 2021

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**RE: CTA COMMENTS REGARDING Item #1: Consideration of Retroactive Requests for Determination of Funding as Required for Nonclassroom-Based Charter Schools Pursuant to California Education Code sections 47612.5 and 47634.2, and Associated California Code of Regulations, Title 5.**

Dear ACCS Commissioners:

The California Teachers Association (CTA) would like to express our continued concerns with the funding determination process for Nonclassroom-based charters (NCBs). This process is broken and does not provide the level of transparency needed for the commissioners of the Advisory Commission on Charter Schools (ACCS) nor the members of the State Board of Education (SBE) to provide appropriate public oversight on these funding determinations.

The moratorium on new NCBs has been extended until 2025 and this is the time for the California Department of Education (CDE) and the SBE to begin to review and update the regulations that govern this process.

Specific to the NCBs in the item, there is a question that should be raised regarding the lack of spending on instructional materials for the students at Open Door Charter. On page two of the Funding Determination Form (FDF), there is an expense for \$2,179 for Books, Supplies, and Equipment and an expense of \$7,412 for All Other Instruction Related Costs. Given the lack of transparency on the figures within the FDF it is unclear if this level of spending will provide a sound educational plan for the students at this school.

For Tracy Independent Study Charter, there is an expenditure of \$170,830 to the CDE that is outlined on page five of their FDF. Given that the school's total state revenues for 2020-21 was \$417,209 and the lack of back up information for the numbers that go into the FDF, it is unclear what the purpose of this expenditure is and why it is 40.9% of state revenues.

Sincerely,

A handwritten signature in black ink that reads 'E. Toby Boyd'.

E. Toby Boyd, President  
California Teachers Association

C: CTA Executive Officers  
Teri Holoman, Associate Executive Director, CTA  
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Commissioners, Advisory Commission on Charter Schools  
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