

Instances of Mitigating Circumstances in the Advisory Commission for Charter Schools

FY 2009–10

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Current Year or Prior Year	Funding Recommendation to SBE	SBE Action
2/10/2010	1130, 1131, 1132	Options for Youth (OFY) and Opportunities for Learning (OFL) Public Charter Schools	CDE recommendation for the three charter schools was 100% funding for 5 years	not readily identifiable; schools are stand-alone schools with conservative budgets	2009–10 and 2010–11	Approved for 85% for 2 years; vote: 7:1	Unable to verify
2/10/2010	146, 723, 730, 873, 939, and 1056	Plumas Charter School, Bayshore Prep Charter School, Santa Rosa Academy, Twin Ridges Home Study Charter, CAVA @ San Joaquin, and Academy for Recording Arts	CDE recommended 100% funding for 4 years based on decile ranking	not readily identifiable	2009–10, 2010–11, 2011–12, and 2012–13	Approved for 100% for 4 years; vote: unanimous	Unable to verify
6/16/2010	494, 495, 653, 757, 802, 840, 411, 841, 888, 136, 267, 247	CAVA @ Kern, CAVA @ Jamestown, CAVA @ Sonoma, CAVA @ Sutter, CAVA @ San Mateo, CAVA @ Kings, Desert Sands Charter School, Antelope Valley Learning Academy, Mission View Public School, Sierra Charter School, Julian Charter School, and Pacific View Charter School	CDE recommended 100% funding for 4 years based on decile ranking	State Budget Crisis: student to teacher ratio increase 27.5:1, 70% spending on instructional costs, 35% spending on certificated staff, exclusion of federal stimulus funds, increase reserves from 5% to 10%, defer state funding on an accrual basis	2009–10, 2010–11, 2011–12, and 2012–13	Approved for 100% for 4 years; vote: 7:0	Unable to verify

Instances of Mitigating Circumstances in the Advisory Commission for Charter Schools

FY 2008–09

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Current Year or Prior Year	Funding	
						Recommendation to SBE	SBE Action
4/1/2009	838	California Virtual Academy (CAVA) - Los Angeles	CDE no recommendation for the request although charter school meets current year funding requirements	Charter school submitted waiver request to increase student to teacher ratio by 10%; Budget cuts; need to hire new teachers	2008–09, 2009–10 and 2010–11	Approved for 100% for 3 years; vote: 6:1	Approved
4/1/2009	493	California Virtual Academy (CAVA) - San Diego	CDE no recommendation for the request although charter school meets current year funding requirements	Charter school submitted waiver request to increase student to teacher ratio by 10%; Budget cuts; need to hire new teachers	2008–09, 2009–10 and 2010–11	Approved for 100% for 3 years; vote: 6:1	Approved
7/21/2008	282	Eagles Peak Charter School	CDE recommended 100% determination; school met benchmarks for 100% rate for 2004–05, 2005–06 and 2006–07	Facilities	2004–05, 2005–06 and 2006–07	Approved for 100% for 3 years	Approved

FY 2007–08

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Current Year or Prior Year	Funding	
						Recommendation to SBE	SBE Action
1/14/2008	527	Mountain Oaks Charter School	CDE recommended 100% determination; school met eligibility for 85% but had some one-time revenues	One-time revenues could be excluded as a mitigating factor	2007–08 and 2008–09	Approved for 100% for 2 years	Consent Calendar Approved
1/14/2008	874	Opportunities for Learning - Baldwin Park II	As a new school, special consideration must be extended for approval at the 100% level	Audit finding; OFL is a for-profit operator; other charters by OFL received an 85% funding determination	2007–08 and 2008–09	Approved for 85% for 2 years	Consent Calendar Approved

Instances of Mitigating Circumstances in the Advisory Commission for Charter Schools

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Current Year or Prior Year	Funding Recommendation to SBE	SBE Action
1/14/2008	223, 490	Stellar Charter School; Stellar Secondary Charter School	Previously submitted funding determination request contained calculation errors; school only qualified for 70% funding determination	School is small in size, and has high academic achievement	2007-08 and 2008-09	Approved for 85% for 2 years.	Consent Calendar Approved

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Current Year or Prior Year	Funding Recommendation to SBE	SBE Action
3/17/2008	N/A	Public Comment	Jeff Rice of Aplus+ asked the ACCS establish guidelines to consider "budget cuts" as a mitigating circumstance	Conservative spending in the wake of budget cuts could cause some schools to miss eligibility criteria for 100% funding rate	N/A	ACCS expressed interest in addressing the matter without implementing regulatory changes, if possible; no action was taken	N/A
3/17/2008	282	Eagles Peak Charter School	CDE Recommended 85% for the following reasons: Recent FCMAT audit finding; large one-time revenue that gave school a surplus of \$500,000	School changed leadership since audit finding; one-time revenue should be discounted as a mitigating factor	2007-08 and 2008-09	Approved for 100% for 2 years	Approved 6-0
4/21/2008	285	Gorman Learning Center	School qualifies for 100% funding rate; current funding rate was 60%. CDE recommends increasing only to 85% due to mitigating factors.	Serious issue identified in audit; some issues still outstanding	2007-08 and 2008-09	Approved for 85% for 2 years	Unable to verify
4/21/2008	N/A	2008-2009 State Budget	CDE staff review suggested that the impact of budget reductions could be a mitigating factor.	N/A	N/A	No apparent action taken	N/A

Instances of Mitigating Circumstances in the Advisory Commission for Charter Schools

FY 2006–07

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Funding		
					Current Year or Prior Year	Recommendation to SBE	SBE Action
3/19/2007	69	Nevada City Charter School	School had a high reserve, and was 7% short of meeting the minimum expenditure target for a 100% funding determination	School performance is very high, school is very small, reserve has since been spent down for remodeling costs	2006–07 and 2007–08	Approved at 100% for 2 years	Approved

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Funding		
					Current Year or Prior Year	Recommendation to SBE	SBE Action
4/20/2007	61	Choice 2000 Charter School	Although school meets criteria for 85% funding, an audit exception is pending for the school. CDE staff recommended 70% funding	The audit exception would be the mitigating factor in this case	2006–07 and 2007–08	Approved at 85% for 2 years. The mitigating factor was disregarded	Approved
4/20/2007	13, 105, 117, 130, 139, 217, 188, 214, 402, 463	OFY/OFL schools	A court order voided the SBES previous funding determinations for these schools	This item may be relevant to our discussion about the timeframe required to provide a funding determination	2002–03 Only	Approved retroactively for a 60% rate for the 2002–03 year	Approved