

## Instances of Mitigating Circumstances in the ACCS

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, &0% 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 ACCS

### 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 fro 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

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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 locate; spreadsheet indicates approved at May meeting
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 ACCS

### FY 2006-07

ACCS Meeting Date	Charter School Number	Charter School Name	Summary	Mitigating Factor	Current Year or Prior Year	Funding 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	Current Year or Prior Year	Funding 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