

CALIFORNIA STATE BOARD OF EDUCATION

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AGENDA

MARCH 8-9, 2000

SCHEDULE OF MEETINGS

LOCATION

Wednesday, March 8, 2000

1:00 p.m. ±

STATE BOARD OF EDUCATION

Closed Session – IF NECESSARY

(The public may not attend.)

Los Angeles Unified School District

450 No. Grand Ave., Room H-160

Los Angeles, CA 90012

(213) 625-6251

[Closed session may be changed to an earlier time, may begin at this time and recessed to a later time, or delayed to a later time.]

CLOSED SESSION AGENDA

Under *Government Code* section 11126(e)(1), the State Board of Education hereby provides public notice that some or all of the pending litigation which follows will be considered and acted upon, as necessary and appropriate, in closed session:

- *Brian Ho, et al., v. San Francisco Unified School District, et al.*, United States District Court, Northern District of California, No. C-94-2418 WHO
- *California Department of Education, et al., v. San Francisco Unified School District, et al.*, San Francisco Superior Court, Case No. 994049 and cross-complaint and cross-petition for writ of mandate and related actions
- *California State Board of Education v. Delaine Eastin, the Superintendent of Public Instruction for the State of California*, Sacramento County Superior Court, Case No. 97CS02991 and related appeal
- *Campbell Union High School District, et al., v. State Board of Education et al.*, Sacramento Superior Court, No. 99CS00570
- *City Council of the City of Folsom v. State Board of Education*, Sacramento County Superior Court, No. 96-CS00954
- *Coalition for Locally Accountable School Systems v. State Board of Education*, Sacramento County Superior Court, Case No. 96-CS00939
- *Comité de Padres de Familia v. Honig*, Sacramento County Superior Court, No. 281124; 192 CAL. App 3d 528 (1987)
- *Crawford v. Honig*, United States District Court, Northern District of California, C-89-0014 DLJ
- *CTA, et al. v. Wilson*, United States District Court, Central District of California, Case No. 98-9694 ER (CWx) and related appeal
- *Daniel, et al v. State of California, et al.*, Los Angeles Superior Court, Case No. B C214156.
- *Donald Urista, et al. v. Torrance Unified School District, et al.*, United States District Court, Central District of California, Case No. 97-6300 ABC
- *Emma C. et al. v. Delaine Eastin et al.*, United States District Court, Northern District of California, Case No. C 96 4179
- *Laguna v. State Board of Education*, San Diego Superior Court, Case No. 78926
- *Larry P. v. Riles*, 495 F.Supp 926 (N.D. Ca. 1979) aff'd in part, rev'd in part, 793 F.2d 969 (9th Cir. 1986)
- *Maria Quiroz, et al. v. State Board of Education, et al.*, Sacramento County Superior Court, No. 97CS01793 and related appeal
- *Maureen Burch, et al. v. California State Board of Education*, Los Angeles County Superior Court, Case No. BS034463 and related appeal
- *McNeil v. State Board of Education*, San Mateo County Superior Court, Case No. 395185

California State Board of Education

AGENDA March 8-9, 2000

- *Meinsen et al. v. Grossmont Unified School District et al.*, C 96 1804 S LSP, U.S. District Court, Southern District of California (pending)
- *Roxanne Serna, et al., v. Delaine Eastin, State Superintendent of Public Instruction, et al.*, Los Angeles County Superior Court, Case No. BC174282
- *San Francisco NAACP v. San Francisco Unified School District, et al.*, United States District Court, Northern district of California, No. 78-1445 WHO
- *San Mateo-Foster City School District, et al., v. State Board of Education*, San Mateo County Superior Court, Case No. 387127
- *San Rafael Elementary School District v. State Board of Education, et al.*, Sacramento Superior Court, Case No. 98-CS01503 and related appeal
- *Shevtsov v. California Department of Education*, United States District Court, Central District of California, Case No. CV 97-6483 IH (CT)
- *Valeria G., et al. V. Wilson, et al.*, United States District Court, Northern District of California, Case No. C-98-2252-CAL.

Under *Government Code* section 11126(e)(2), the State Board of Education hereby provides public notice that it may meet in closed session to determine whether, based on existing facts and circumstances, any matter presents a significant exposure to litigation [see *Government Code* section 11126(e)(2)(B)(ii)] and, if so, to proceed with closed session consideration and action on that matter, as necessary and appropriate [see *Government Code* section 11126(e)(2)(B)(I)]; or, based on existing facts and circumstances, if it has decided to initiate or is deciding whether to initiate litigation [see *Government Code* section 11126(e)(2)(C)].

Under *Government Code* section 11126(c)(14), the State Board of Education hereby provides public notice that it may meet in closed session to review and discuss the actual content of pupil achievement tests that have been submitted for State Board approval and/or approved by the State Board.

Under *Government Code* section 11126(a), the State Board of Education hereby provides public notice that it may meet in closed session regarding the appointment, employment, evaluation of performance, or dismissal of employees exempt from civil service under Article VII, Section 4(e) of the California Constitution.

Wednesday, March 8, 2000

1:00 p.m. ± (Upon Adjournment of Closed Session, if held)
STATE BOARD OF EDUCATION
Public Session

Los Angeles Unified School District
450 No. Grand Ave., Room H-160
Los Angeles, CA 90012
(213) 625-6251

Please see the detailed agenda for more information about the items to be considered and acted upon. The public is welcome.

Thursday, March 9, 2000

8:00 a.m. ±
STATE BOARD OF EDUCATION
Closed Session -- If Necessary
(The public may not attend.)

Los Angeles Unified School District
450 No. Grand Ave., Room H-160
Los Angeles, CA 90012
(213) 625-6251

Please see the Closed Session Agenda above.

For more information concerning this agenda, please contact John B. Mockler, Executive Director of the California State Board of Education, or Deborah Franklin, Program Analyst, at 721 Capitol Mall, Room 532, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 657-5478; fax (916) 653-7016.

California State Board of Education

AGENDA March 8-9, 2000

Thursday, March 9, 2000

8:00 a.m. ± (Upon Adjournment of Closed Session, if held)

STATE BOARD OF EDUCATION

Public Session

Los Angeles Unified School District

450 No. Grand Ave., Room H-160

Los Angeles, CA 90012

(213) 625-6251

Please see the detailed agenda for more information about the items to be considered and acted upon. The public is welcome.

ALL TIMES ARE APPROXIMATE AND ARE PROVIDED FOR CONVENIENCE ONLY
THE ORDER OF BUSINESS MAY BE CHANGED WITHOUT NOTICE

Persons wishing to address the State Board of Education on a subject to be considered at this meeting, including any matter that may be designated for public hearing, are asked to notify the State Board of Education Office (see telephone/fax numbers below) by noon of the third working day before the scheduled meeting/hearing, stating the subject they wish to address, the organization they represent (if any), and the nature of their testimony. Time is set aside for individuals so desiring to speak on any topic NOT otherwise on the agenda (please see the detailed agenda for the Public Session). In all cases, the presiding officer reserves the right to impose time limits on presentations as may be necessary to ensure that the agenda is completed.

REASONABLE ACCOMMODATION FOR ANY INDIVIDUAL WITH A DISABILITY

Pursuant to the *Rehabilitation Act of 1973* and the *Americans with Disabilities Act of 1990*, any individual with a disability who requires reasonable accommodation to attend or participate in a meeting or function of the California State Board of Education (SBE), may request assistance by contacting the SBE Office, 721 Capitol Mall, Room 532, P.O. Box 944272, Sacramento, CA, 94244-2720; telephone, (916) 657-5478; fax, (916) 653-7016.

For more information concerning this agenda, please contact John B. Mockler, Executive Director of the California State Board of Education, or Deborah Franklin, Program Analyst, at 721 Capitol Mall, Room 532, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 657-5478; fax (916) 653-7016.

CALIFORNIA STATE BOARD OF EDUCATION

FULL BOARD
Public Session
AGENDA

MARCH 8-9, 2000

Los Angeles Unified School District
450 No. Grand Ave., Room H-160
Los Angeles, CA 90012
(213) 625-6251

WEDNESDAY, MARCH 8, 2000 – 1:00 p.m. (Upon Adjournment of Closed Session, if held)
Los Angeles Unified School District, Room H-160

Call to Order

Salute to the Flag

Approval of Minutes (January 2000 Meeting)

Announcements

Communications

REPORT OF THE SUPERINTENDENT (May be held over to the Thursday session)

SPECIAL PRESENTATIONS

Public notice is hereby given that special presentations for informational purposes may take place during this session.

ITEM 1	State Board Projects. Subjects include: direction for future agenda items; State Board office budget, staffing and direction to staff; appointments; declaratory and commendatory resolutions; update on litigation; bylaw review and revision; and other matters of interest.	INFORMATION ACTION
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ITEM 2	Providers of Professional Development in Mathematics (AB 1331).	ACTION
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ITEM 3	Digital High School Project Applications.	ACTION
ITEM 4	Approval Process for Digital High School Applications.	INFORMATION
ITEM 5	Advisory Committee for the Learning Resources Statewide Technology Service.	ACTION
ITEM 6	Revision of CCR Title 5, Sections 4401, 4413, 4423, 4500, and 4501 dealing with State Compensatory Education (SCE).	INFORMATION
ITEM 7	Revision of CCR Title 5, Sections 3930 and 3932 dealing with single, comprehensive school plans.	INFORMATION
ITEM 8	Assignment of Numbers for Charter School Petitions.	ACTION
ITEM 9	Request to Fund the Recommended List of Charter School Grant Applications.	ACTION
ITEM 10	Title 5, California Code of Regulations, Charter School Independent Study Regulations.	ACTION
ITEM 11	Request by Hickman Elementary School District to Become an All-Charter District.	ACTION

*** PUBLIC HEARING***

BEGINS AT 2:00 P.M., OR THEREAFTER AS THE BUSINESS OF THE STATE BOARD PERMITS.

ITEM 12	Request by the California Hope Charter Academy (CHCA) Developers to Approve a Petition to Become a Charter School Under the Oversight of the State Board of Education.	PUBLIC HEARING ACTION
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END OF PUBLIC HEARING

ITEM 13	California's State Policies and Procedures for Special Education.	ACTION
ITEM 14	California State Plan for Vocational and Technical Education.	ACTION
ITEM 15	Application to the United States Department of Education (USDE) for two waivers of the Carl D. Perkins Vocational and Technical Education Act of 1998 (P.L. 105-332) Section 131(b)(1 & 2) and Section 132(a)(2), Distribution of Funds for Secondary and	ACTION

For more information concerning this agenda, please contact John B. Mockler, Executive Director of the California State Board of Education, or Deborah Franklin, Program Analyst, at 721 Capitol Mall, Room 532, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 657-5478; fax (916) 653-7016.

	Postsecondary Vocational and Technical Education Programs as authorized in Section 131(c) and Section 132(b)(1) & (2), respectively, of P.L. 105-332.	
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*** WAIVER REQUESTS ***

CONSENT MATTERS

The following agenda items include waivers and other administrative matters that California Department of Education (CDE) staff have identified as having no opposition and presenting no new or unusual issues requiring the State Board's attention.

INSTRUCTIONAL TIME PENALTY

ITEM WC-1	Request by Willows Unified School District is requesting to waive the full longer-day instructional time penalty for the 1998-99 fiscal year. CDSIS-16-12-99 (Recommended for APPROVAL) with conditions	ACTION
ITEM WC-2	Request by Placer County Office of Education to waive the longer-day instructional time penalty for special-day classes down to the <u>affected</u> students for the 1998-99 fiscal year. (Repayment due \$935.00). CDSIS-20-1-2000 (Recommended for APPROVAL)	ACTION
ITEM WC-3	Request by Arcata School District to waive the full longer-day instructional time penalty and the full penalty that is based on falling below their 1982-83 instructional minute baseline for the 1998-99 fiscal year. CDSIS-15-1-2000 (Recommended for APPROVAL) with conditions	ACTION

RESOURCE SPECIALIST CASELOAD

For more information concerning this agenda, please contact John B. Mockler, Executive Director of the California State Board of Education, or Deborah Franklin, Program Analyst, at 721 Capitol Mall, Room 532, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 657-5478; fax (916) 653-7016.

ITEM WC-4	Request by Salida Union School District to waive Education Code section 56362 (c) which allows the district to exceed the maximum caseload of 28 students but not more than 32) for each resource teacher, Kathy Cronin assigned at Sisk School, Penelope Grenucci assigned at Salida Middle School, and Twila Tosh assigned at Boer School. CDSIS-2-1-2000 (Recommended for APPROVAL)	ACTION
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STATE MEAL MANDATE (SUMMER SCHOOL SESSION)

ITEM WC-5	Request from Lowell Joint School District to waive the State Meal Mandate during the (Summer School Session). CDSIS-7-1-2000 (Recommended for APPROVAL)	ACTION
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STATE MEAL MANDATE (SATURDAY SCHOOL SESSION)

ITEM WC-6	Request from Escondido Union School District to waive the State Meal Mandate during the (Saturday School Session). CDSIS-8-1-2000 (Recommended for APPROVAL) E.C. 33051(c) will apply	ACTION
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NON-CONSENT (ACTION)

The following agenda items include waivers and other administrative matters that CDE staff have identified as having opposition, being recommended for denial, or presenting new or unusual issues that should be considered by the State Board. On a case by case basis public testimony may be considered regarding the item, subject to the limits set by the Board President or the President's designee; and action different from that recommended by CDE staff may be taken.

EVALUATION OF PERFORMANCE OF CERTIFICATED EMPLOYEES

ITEM W-1	Request by Glendale Unified School District to Waive Portions of Education Code sections 44663 and 44664, under the SBE General Waiver Authority. CDSIS-19-1-2000 (Recommended for APPROVAL)	ACTION
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NON-PUBLIC SCHOOL/AGENCY (CHILD SPECIFIC)

ITEM W-2	Request by Contra Costa SELPA to waive Education Code section	ACTION
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	56366.1(a) for an uncertified Nonpublic School/Agency (Spectrum Center) to provide services to three special education students, Robert S., James W., and Matthew S. CDSIS-13-1-2000 (Recommended for APPROVAL)	
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NON-PUBLIC SCHOOL/AGENCY (CHILD SPECIFIC) (365 day rule)

ITEM W-3	Request by Vista Unified School District to waive E.C. 56366.3(a), (commonly known as the 365 day rule). To allow the Vista Unified School District to contract with a NPA (Comprehensive Autism Services & Education) who has hired Cynthia Norall within 365 days of her former employment by the Vista Unified School District. CDSIS-10-1-2000 (Recommended for APPROVAL)	ACTION
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NONPUBLIC SCHOOL/AGENCY (DATE WAIVER)

ITEM W-4	Request by Riverside SELPA to waive the timeline of August 1 through October 31) for submission of an annual renewal application for Oak Grove Institute/Jack Weaver School (NPS). CDSIS-32-1-2000 (Recommended for APPROVAL)	ACTION
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OUT-OF-STATE FIELD TRIPS

ITEM W-5	Request by Johnstonville Elementary School District to waive a portion of Education Code section 35330(d) to authorize expenditure of GATE funds out-of-state for student expenses of field trips. CDSIS-38-1-2000 (Recommended for APPROVAL) E.C. 33051© will apply	ACTION
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PETITION

ITEM W-6	Request by Roseland Elementary School District to purchase nonadopted Instructional Resources using Instructional Materials Fund (IMF) monies. (Success for All) for grades pre-kindergarten-6. CDSIS-21-11-99 (Recommended for APPROVAL)	ACTION
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SCHOOL IMPROVEMENT

ITEM W-7	Request by San Lorenzo Unified School District to waive E.C. 52046(b)(2) pertaining to the distribution of School Improvement (SI) funds.	ACTION
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	CDSIS-30-1-2000 (Recommended for APPROVAL)	
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SUPPLEMENTAL GRANT FUNDS

ITEM W-8 Postponed from February 10, 2000 meeting	Request by Central Elementary School District to waive Education Code section 54761.2, related to program designation for deposit of supplemental grant funds. CDSIS-71-7-99 (Recommended for APPROVAL)	ACTION
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TIMELINES FOR IMMEDIATE INTERVENTION/UNDERPERFORMING SCHOOL PROGRAM

ITEM W-9	Request by San Diego Unified School District for a 30-day delay waiver of the timelines as specified in Education Code section 52054, subdivision (d) (h) and (I) of the Public School Accountability Intervention/Underperforming School Program (II/USP). CDSIS-22-1-2000 (Recommended for APPROVAL) with conditions	ACTION
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*** END OF WAIVER REQUESTS ***

ITEM 16	PUBLIC COMMENT. Public Comment is invited on any matter not included on the printed agenda. Depending on the number of individuals wishing to address the State Board, the presiding officer may establish specific time limits on presentations.	INFORMATION
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NOTE: Item 16 (Public Comment) is estimated to commence at 5:00 p.m.

THURSDAY, March 9, 2000 – 8:00 a.m. (Upon Adjournment of Closed Session, if held)

REPORT OF THE SUPERINTENDENT (unless presented on the preceding day)

SPECIAL PRESENTATIONS

Public notice is hereby given that special presentations for informational purposes may take place during this session.

ITEMS DEFERRED FROM PRECEDING DAY

Any matters deferred from the previous day's meeting may be considered.

The State Board will also consider and take action on the following agenda items.

ITEM 17	Report of the Curriculum Development and Supplemental Materials Commission.	INFORMATION ACTION
ITEM 18	Appointments to the 2001 Mathematics Adoption Instructional Materials Advisory Panel (IMAP) and the Content Review Panel (CRP).	ACTION
ITEM 19	Content Review Panel for Updating the History-Social Science Framework.	ACTION
ITEM 20	2000 Science Adoption of Instructional Materials.	ACTION
ITEM 21	AB 1114, Certified Staff Performance Incentive Act.	INFORMATION
ITEM 22	Standardized Testing and Reporting (STAR) Program Regulations Permanent Regulations for Designated and Primary Language Tests.	ACTION
ITEM 23	Standardized Testing and Reporting (STAR) Program.	INFORMATION ACTION
ITEM 24	High School Exit Examination Implementation Update.	INFORMATION ACTION
ITEM 25	English Language Development (ELD) Assessment.	INFORMATION ACTION

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