

California Department of Education

Executive Office

SBE-006 (REV. 1/2018)

Specific Waiver

# California State Board of Education September 2022 AgendaItem #W-01

## Subject

Request by the **Northern Humboldt Union High School District** under the authority of California *Education Code* Section 65001(e) for waivers of California *Education Code* sections 65000 and 65001, relating to Schoolsite Councils regarding changes in shared, composition, or shared and composition members.

## Waiver Number(s)

11-5-2022

## Type of Action

Action, Consent

## Summary of the Issue(s)

Specific authority is provided in California *Education Code* (*EC*) Section 65001(e) to allow the State Board of Education (SBE) to waive the Schoolsite Council (SSC) requirements contained in *EC* sections 65000 and 65001 that would hinder the successful implementation of programs as authorized by *EC* Section 64001. The Northern Humboldt Union High School District is requesting an SSC waiver for Arcata High School and Pacific Coast High School. Both Arcata High School and Pacific Coast High School share a campus and typically have a combined student enrollment of fewer than 1,000 students, which has allowed the schools to operate a shared SSC composition under *EC* Section 65001(b) without the need for a waiver. However, due to an increase in enrollment in the 2021–22 school year, the combined student enrollment for both schools exceeded 1,000 students. Therefore, a waiver is necessary for the schools to operate a shared SSC.

## Authority for Waiver

*EC* Section 65001(e)

## Recommendation

* Approval: No
* Approval with conditions: Yes.
* Denial: No

Approval with conditions: the schools may operate a shared SSC while their combined enrollment exceeds 1,000 students for the following school years:

* 2021–2022
* 2022–2023

## Summary of Key Issues

The Northern Humboldt Union High School District serves students in grades nine through twelve in a rural area of Northern California. The District is requesting a shared SSC waiver for two of its schools, Arcata High School and Pacific Coast High School.

Arcata High School (1,006 students) and Pacific Coast High School (47 students) share a campus. Students who attend Pacific Coast High School most commonly come from Arcata High School as Pacific Coast High School is a continuation high school. The total combined pupil population of the two schools has traditionally been fewer than 1,000 students, which has allowed the schools to operate a shared SSC under *EC* Section 65001(b) without the need for a waiver. However, due to an increase in enrollment during the 2021–22 school year, the schools’ combined student population has exceeded 1,000 students. Granting the schools with an SSC waiver will allow the schools to continue operating a shared SSC while the combined enrollment exceeds 1,000 students.

## Summary of Previous State Board of Education Discussion and Action

The California Department of Education has previously presented requests from local educational agencies (LEAs) to waive some of the SSC requirements in *EC* sections 65000 and 65001 to allow one shared SSC for multiple schools or to change the number of SSC members. All of these requests have been granted with conditions. The conditions take into consideration the rationale provided by the LEAs, a majority of which are due to the size, type, location, or other capacities of the schools.

## Fiscal Analysis (as appropriate)

There is no statewide fiscal impact of waiver approval.

## Attachment(s)

* **Attachment 1:** Summary Table (1 page)
* **Attachment 2:** Northern Humboldt Union High School District Specific Waiver Request 9-5-2022 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)

# Attachment 1: Summary Table

California *Education Code* Sections 65000 and 65001

| Waiver Number | Local Educational Agency (LEA) for School(s) (County-District-School Code[s]) | LEA’s Request for a Schoolsite Council (SSC) Waiver | California Department of Education Recommendation | Waiver Renewal Yes or No Period of Request/Period Recommended | Collective Bargaining Unit Position/ Current Agreement | SSC/Advisory Committee Position | Local Board Approval Date |
| --- | --- | --- | --- | --- | --- | --- | --- |
| 11-5-2022 | Northern Humboldt Union High School District for Arcata High School (12626871230705) and Pacific Coast High School (12626871230044) | In order to operate a shared SSC, the combined student enrollment for the schools must be fewer than 1,000 students. The combined enrollment for Arcata High School and Pacific Coast High School currently exceeds 1,000 students, which requires the schools to have a SSC waiver to operate a shared SSC. | Approval with conditions: the schools may operate a shared SSC while their combined enrollment exceeds 1,000 students for the following school years:2021–222022–23 | **No**Period Request Date:August 30, 2021 toJune 15, 2023Period Recommended Date:August 30, 2021 toJune 15, 2023 | California Employees Association Stephanie Hampton, PresidentApril 28, 2022**Support**Teachers AssociationRepresentativeTiffany Bullman, President**Neutral**  | Arcata High School SSCMarch 24, 2022**No Objection** | May 10, 2022 |

Created by California Department of Education

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# Attachment 2: Northern Humboldt Union High School District Specific Waiver Request11-5-2022

**California Department of Education**

**WAIVER SUBMISSION – Specific**

CD Code: 1262687

Waiver Number: 11-5-2022

Active Year: 2022

Date In: 5/17/2022 10:24:40 AM

Local Education Agency: Northern Humboldt Union High

Address: 2755 McKinleyville Ave.

McKinleyville, CA 95519

Start: 8/30/2021

End: 6/15/2023

Waiver Renewal: N

Previous Waiver Number:

Previous SBE Approval Date:

Waiver Topic: Schoolsite Council Statute

Ed Code Title: Shared Schoolsite Council with Reduced Number and Composition

Ed Code Section: 65000-65001(a)-(d)

Ed Code Authority: 65001(e)

*Education Code* or *CCR* to Waive: 65001(b) Up to three schools with a combined pupil population of less than 1,000 may operate a shared school site council if the schools have at least one of the following characteristics:

(1) shared campus

(2) geographic proximity to one another with similar pupil populations

Outcome Rationale: Both Arcata High School (1,006 students) and Pacific Coast High School (47 students) share a campus. Students who attend Pacific Coast High most commonly come from Arcata High as Pacific Coast is a continuation high school. The combined enrollment history is as follows:

2020-21: 993

2019-20: 1,023

2018-19: 988

2017-18: 946

Student Population: 1053

City Type: Rural

Local Board Approval Date: 5/10/2022

Council Reviewed By: Arcata High School Site Council

Council Reviewed Date: 3/24/2022

Council Objection: N

Audit Penalty Yes or No: N

Categorical Program Monitoring: N

Submitted by: Mr. Roger Macdonald

Position: Superintendent

E-mail: rmacdonald@nohum.k12.ca.us

Telephone: 707-839-6481

Fax:

Bargaining Unit Date: 04/26/2022

Name: Northern Humboldt CTA

Representative: Tiffany Bullman

Title: Northern Humboldt CTA President

Phone: 707-839-6400

Position: Support

Comments: