California Department of Education

Executive Office

SBE-002 (REV. 11/2017)

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# **MEMORANDUM**

**DATE:**  August 19, 2022

**TO:** MEMBERS, State Board of Education

**FROM:** TONY THURMOND, State Superintendent of Public Instruction

**SUBJECT:** Update on the Interagency Agreement with the Regents of the University of California on behalf of the Santa Cruz Campus and the California Department of Education, Amendment 4 of Contract Number 170202.

## Summary of Key Issues

This Information Memorandum provides an update on the interagency agreement with the Regents of the University of California on behalf of the Santa Cruz campus (UCSC) and the California Department of Education (CDE), Amendment 4 of Contract Number 170202 (CN170202), implementing a reduction in Smarter Balanced Assessment Consortium (Consortium) membership fees.

## California Department of Education–University of California Santa Cruz Interagency Agreement and CERS Contract —Consortium Membership Fee Reduction

In November 2018, the California State Board of Education (SBE) approved an amendment to the CDE’s interagency agreement with UCSC for membership in the Consortium to include the customization, configuration, and implementation of the California Educator Reporting System (CERS) for California Assessment of Student Performance and Progress (CAASPP) non-Smarter Balanced assessments and English Language Proficiency Assessments for California (ELPAC) assessments. The amendment to the interagency agreement included the contract term from July 1, 2018, through June 30, 2022.

In January 2022, the SBE approved an amendment to extend that contract through June 30, 2027 (CN170202, Amendment 3). The amendment includes continued membership in the Consortium as well as continued customization, configuration, and implementation of CERS. The SBE authorized CDE and SBE staff to make technical edits to the contract documents, as needed, prior to its execution. In June 2022, the CDE provided an Information Memorandum updating the SBE on technical edits made to the budget based on feedback from the Department of Finance (DOF).

On June 22, 2022, the CDE received a letter from the Consortium notifying the CDE of the Consortium Governing Board’s approval in April 2022 to reduce Consortium membership fees. The membership fees were reduced as a result of amendments to the membership fee calculation, which were made to allow members to be able to afford the full system of assessment tools. Since the Governing Board’s approval, Consortium staff have revised Exhibits B and C of the memorandum of understanding and agreement (MOU) with California to reflect this fee reduction. Attachment 1 contains the letter from the Consortium as well as the revised MOU exhibits.

The membership fee change requires a contract amendment—Amendment 4. Amendment 4 will reduce the overall contract budget by $2,750,000. The new contract total will be $94,816,845. This amendment has no impact on the contract scope of work. Amendment 4 is self-executing pursuant to section 5 of the MOU, which authorizes this change to the contract. The budget narrative and details of Amendment 4, including the new membership fee, can be found in Attachments 2 and 3.

## Attachment(s)

* Attachment 1: Contract Number 170202, Smarter Balanced Assessment Consortium Membership Fee Reduction Notification Letter, with MOU Exhibits B and C (6 Pages)
* Attachment 2: Contract Number 170202, Amendment 4 CDE-UCSC Budget Narrative and Invoice Schedule (25 Pages)
* Attachment 3: Contract Number 170202, Amendment 4 CDE-UCSC Budget Detail (6 Pages)