

California Department of Education

Executive Office

SBE-003 (REV. 11/2017)

ssb-csd-may18item01

# California State Board of EducationMay 2018 AgendaItem #07

## Subject

Consideration of Requests for Determination of Funding as Required for Nonclassroom-based Charter Schools Pursuant to California *Education Code* sections 47612.5 and 47634.2, and Associated *California Code of Regulations*, Title 5.

## Type of Action

Action, Information

## Summary of the Issue

California *Education Code* sections 47612.5 and 47634.2 established the eligibility requirements for apportionment funding for charter schools that offer nonclassroom-based instruction. The statutes specify that a charter school may receive apportionment funding for nonclassroom-based instruction only if a determination of funding is made by the State Board of Education (SBE). The California Department of Education (CDE) reviews a charter school’s determination of funding request and presents it for consideration to the Advisory Commission on Charter Schools (ACCS), pursuant to relevant *California Code of Regulations*, Title 5 (5 *CCR*).

## Recommendation

The CDE proposes to recommend that the SBE approve the determination of funding for the periods specified for the 42 nonclassroom-based charter schools as provided in Attachment 1.

## Advisory Commission on Charter Schools Recommendation

At the April 10, 2018 meeting, the ACCS voted unanimously to approve the CDE recommendation that the SBE approve the determinations of funding and the time periods specified for the nonclassroom-based charter schools as provided in Attachment 1.

## Brief History of Key Issues

The 42 nonclassroom-based charter schools identified on Attachment 1 submitted requests to obtain a determination of funding by the SBE to establish eligibility to receive apportionment funding.

Pursuant to 5 *CCR* Section 11963.4(a), a nonclassroom-based charter school may qualify for either 70 percent, 85 percent, or 100 percent funding, or may be denied. To qualify for a proposed recommendation of 100 percent funding, a nonclassroom-based charter school must meet the following criteria:

* At least 40 percent of the school’s public revenues are to be spent on salaries and benefits for all employees who possess a valid teaching certificate;
* At least 80 percent of all revenues are to be spent on instruction and instruction-related services; and
* The ratio of average daily attendance for independent study pupils to full-time certificated employees does not exceed a pupil-teacher ratio of 25:1 or the pupil-teacher ratio of the largest unified school district in the county or counties in which the charter school operates.

5 *CCR* Section 11963.6(c) specifies that a determination of funding shall be for a minimum of two years and a maximum of five years in length. For new charter schools, the approved funding determination shall be for two fiscal years.

When making a recommendation for a funding determination, the CDE also considers the number of years a charter school has been in operation and the number of years requested for the determination of funding by the charter school. The CDE proposes to recommend two years for new charter schools and four years for charter schools that do not meet the Academic Performance Index requirement and have been in operation for three or more years. The CDE proposes to recommend that the SBE approve the determination of funding and the period specified for the nonclassroom-based charter schools as provided in Attachment 1.

The funding determination requests are provided in Attachments 2 through 43 of Agenda Item 01 on the ACCS April 10, 2018, Meeting Notice on the ACCS Meeting Agenda Web page located at <http://www.cde.ca.gov/be/cc/cs/accsnotice041018.asp>.

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

The SBE is responsible for approving a determination of funding to establish eligibility for apportionment funding for charter schools that offer nonclassroom-based instruction. The CDE notes that this request is a recurring action item for the SBE.

## Fiscal Analysis

If approved, the charter schools listed in Attachment 1 would receive apportionment funding under the Local Control Funding Formula model.

## Attachments

* **Attachment 1:** Determination of Funding Recommendation (10 Pages)

# Attachment 1: Determination of Funding Recommendation

**California Department of Education Proposed Determination of Funding Recommendation for Nonclassroom-based Charter Schools**

\*For a funding determination effective time period of five years, a charter school has met the minimum alternative Academic Performance Index requirements, pursuant to California *Education Code* Section 47612.5(d)(2).

| County-District-SchoolCode | CharterAuthorizer and County | Charter School (Charter Number) | First YearofOperation | PercentSpent onCertificatedStaffCompensation | PercentSpent onInstruction andInstruction- Related Services | Pupil: Teacher Ratio | Funding Determination and Time Period Requested by Charter School | CDE Proposed Recommendation Funding Determination and Time Period |
| --- | --- | --- | --- | --- | --- | --- | --- | --- |
| 04-10041-0430090 | Butte County Office of EducationButte | Learning Community Charter School (0110) | 1996–97 | 61.37% | 80.98% | 17.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 19-65094-0112706 | West Covina UnifiedLos Angeles | California Virtual Academy @ Los Angeles (0838) | 2006–07 | 40.28% | 87.78% | 19.71:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 19-75309-0127100 | Acton-Agua Dulce UnifiedLos Angeles | Assurance Learning Academy (1458) | 2012–13 | 40.49% | 81.99% | 22.1:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 19-75309-0129411 | Acton-Agua Dulce UnifiedLos Angeles | SCALE Leadership Academy (1636) | 2014–15 | 40.48% | 84.16% | 22.51:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 19-75309-0134619 | Acton-Agua Dulce UnifiedLos Angeles | Empower Generations (1836) | 2016–17 | 45.02% | 80.41% | 20.0:1 | 100% for 3 Years (2018‒19 through 2020‒21) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 19-76869-0128728 | Wiseburn UnifiedLos Angeles | Da Vinci Innovations Academy (1597) | 2013–14 | 55.54% | 80.80% | 23.6:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 20-10207-0117184 | Madera County Office of EducationMadera | Madera County Independent Academy (1001) | 2008–09 | 48.62% | 70.63% | 21.0:1 | 85% for 2 Years (2018‒19 through 2019‒20) | 85% for 2 Years (2018‒19 through 2019‒20) |
| 24-10249-0106518 | Merced County Office of EducationMerced | Merced Scholars Charter School (0631) | 2004–05 | 69.65% | 94.05% | 21.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 27-65979-0135111 | Bradley Union ElementaryMonterey | Uplift Monterey (1844) | 2016–17 | 40.67% | 82.65% | 25.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 27-66068-0134254 | South Monterey County Joint Union High SchoolMonterey | Pinnacle Academy Charter School (1821) | 2016–17 | 81.54% | 83.67% | 19.8:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 30-10306-0134239 | Orange County Office of EducationOrange | EPIC Charter School (1807) | 2016–17 | 42.20% | 81.52% | 20.6:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 30-10306-0134841 | Orange County Office of EducationOrange | Orange County Workforce Innovation High (1833) | 2016–17 | 41.22% | 88.00% | 19.49:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 30-10306-0134940 | Orange County Office of EducationOrange | Citrus Springs Charter School (1831) | 2016–17 | 41.22% | 80.93% | 16.23:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 31-10314-0119214 | Placer County Office of EducationPlacer | CORE Placer Charter School (1064) | 2009–10 | 65.30% | 91.95% | 10.83:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 31-10314-0126904 | Placer County Office of EducationPlacer | Placer County Pathways Charter (1432) | 2012–13 | 60.40% | 86.07% | 16.73:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 31-75085-0128561 | Rocklin UnifiedPlacer | Rocklin Independent Charter Academy (1573) | 2013–14 | 70.62% | 96.95% | 10.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | \*100% for 5 Years (2018‒19 through 2022‒23) |
| 34-67447-0133975 | San Juan UnifiedSacramento | Atkinson Academy (1804) | 2016–17 | 56.78% | 89.48% | 17.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 36-67736-0128439 | Helendale ElementarySan Bernardino | Empire Springs Charter School (1592) | 2013–14 | 53.67% | 83.53% | 20.72:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 36-67892-0134247 | Trona Joint UnifiedSan Bernardino | California STEAM San Bernardino (1824) | 2016–17 | 42.96% | 80.65% | 23.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 37-67983-0134890 | Borrego Springs UnifiedSan Diego | San Diego Workforce Innovation High (1832) | 2016–17 | 40.97% | 83.88% | 16.5:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 37-68155-6117303 | Jamul-Dulzura UnionSan Diego | Greater San Diego Academy (0261) | 1999–00 | 55.77% | 83.36% | 17.29:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 37-68163-0128421 | Julian Union ElementarySan Diego | Harbor Springs Charter School(1589) | 2013–14 | 50.29% | 86.07% | 23.62:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 37-68189-3731072 | Lakeside Union ElementarySan Diego | River Valley Charter School (0120) | 1997–98 | 53.44% | 80.01% | 18.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | \*100% for 5 Years (2018‒19 through 2022‒23) |
| 37-68338-3730959 | San Diego UnifiedSan Diego | The Charter School of San Diego(0028) | 1994–95 | 44.74% | 80.47% | 23.63:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 37-68338-3731395 | San Diego UnifiedSan Diego | Audeo Charter School(0406) | 2001–02 | 47.27% | 80.48% | 24.39:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 37-77032-0134577 | State Board of EducationSan Diego | Audeo Charter School II (1835) | 2016–17 | 50.43% | 80.41% | 16.14:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 39-68585-0122580 | Lodi UnifiedSan Joaquin | Rio Valley Charter School (1229) | 2010–11 | 50.27% | 81.10% | 15.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 39-68627-0129890 | New Jerusalem ElementarySan Joaquin | Delta Home School (1646) | 2014–15 | 63.10% | 90.34% | 25.0:1 | 100% for 4 Years (2018‒19 through 2021‒22) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 39-68627-0129908 | New Jerusalem ElementarySan Joaquin | Delta Keys (1645) | 2014–15 | 42.51% | 87.76% | 25.0:1 | 100% for 4 Years (2018‒19 through 2021‒22) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 41-68916-0112284 | Jefferson ElementarySan Mateo | California Virtual Academy @ San Mateo (0802) | 200–-07 | 40.67% | 88.71% | 19.47:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 42-75010-0134866 | Cuyama Joint UnifiedSanta Barbara | California STEAM Santa Barbara (1837) | 2016–17 | 47.96% | 80.36% | 22.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 43-10439-0135087 | Santa Clara County Office of EducationSanta Clara | Opportunity Youth Academy (1840) | 2016–17 | 92.23% | 87.98% | 8.47:1 | 100% for 3 Years (2018‒19 through 2020‒21) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 44-69799-4430229 | Pajaro Valley UnifiedSanta Cruz | Pacific Coast Charter School (0170) | 1999–00 | 93.92% | 85.57% | 25.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 44-69807-0110007 | San Lorenzo Valley UnifiedSanta Cruz | Ocean Grove Charter School (0747) | 2005–06 | 40.01% | 82.81% | 19.14:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 45-70110-0135889 | Redding ElementaryShasta | Stellar Charter (0490) | 2002–03 | 59.38% | 83.10% | 19.77:1 | 100% for 5 Years (2018‒19 through 2022‒23) | \*100% for 5 Years (2018‒19 through 2022‒23) |
| 45-70169-0134031 | Whitmore Union ElementaryShasta | New Day Academy – Shasta (1796) | 2016–17 | 56.12% | 81.09% | 15.06:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 47-10470-0117168 | Siskiyou County Office of EducationSiskiyou | Golden Eagle Charter School (0983) | 2008–09 | 57.40% | 80.39% | 17.74:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 49-70797-0134296 | Liberty ElementarySonoma | California STEAM Sonoma (1810) | 2016–17 | 42.06% | 90.01% | 23.16:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 3 Years (2018‒19 through 2020‒21) |
| 49-70839-1020584 | Oak Grove Union ElementarySonoma | Pivot Online Charter - North Bay (1139) | 2009–10 | 45.93% | 80.14% | 20.5:1 | 100% for 5 Years (2018‒19 through 2022‒23) | 100% for 4 Years (2018‒19 through 2021‒22) |
| 50-10504-0129023 | Stanislaus County Office of EducationStanislaus | Stanislaus Alternative Charter (1607) | 2013–14 | 52.67% | 76.52% | 22.44:1 | 85% for 2 Years (2018‒19 through 2019‒20) | 85% for 2 Years (2018‒19 through 2019‒20) |
| 50-10504-5030234 | Stanislaus County Office of EducationStanislaus | Valley Charter High School (0172) | 1999–00 | 54.05% | 82.95% | 19.37:1 | 100% for 5 Years (2018‒19 through 2022‒23) | \*100% for 5 Years (2018‒19 through 2022‒23) |
| 50-71043-0107136 | Ceres UnifiedStanislaus | Whitmore Charter High School (0658) | 2004–05 | 66.32% | 86.35% | 17.0:1 | 100% for 5 Years (2018‒19 through 2022‒23) | \*100% for 5 Years (2018‒19 through 2022‒23) |

Created by the California Department of Education, Charter Schools Division, April 2018