

CALIFORNIA STATE BOARD OF EDUCATION

State Board Members

Reed Hastings, President
Joe Nuñez, Vice President

Robert J. Abernethy
Don Fisher
Susan Hammer
Nancy Ichinaga
Carlton J. Jenkins
Marion Joseph
Stephanie H. Lee
Suzanne Tacheny
Vacancy

Secretary & Executive Officer
Hon. Delaine Eastin

Executive Director
Richard W. Brandsma

AGENDA

SEPTEMBER 11-12, 2002

Please Note New Location: The State Board of Education Meeting will be held in Room 1101 at 1430 N Street in the new California Department of Education Building (located at corner of 15th and N Streets). Future meetings will be held in this location unless otherwise noted.

SCHEDULE OF MEETINGS

LOCATION

Wednesday, September 11, 2002

9:00 a.m. ±

STATE BOARD OF EDUCATION
Closed Session – IF NECESSARY
(The public may not attend.)

California Department of Education
1430 N Street, Room 1101
Sacramento, California
(916) 319-0827

The Closed Session (1) may commence earlier than 9:00 a.m.; (2) may begin at or before 9:00 a.m., be recessed, and then be reconvened later in the day; or (3) may commence later than 9:00 a.m.

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:

- *Amy v. California Dept. of Education, et al.*, Los Angeles County Superior Court, Case No. 99CV2644LSP
- *Boyd, et al. v. State of California, et al.*, Sacramento County Superior Court, Case No. 01CS00136
- *Brian Ho, et al. v. San Francisco Unified School District, et al.*, United States District Court, Northern District of California, Case No. C-94-2418 WHO

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

- *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, Case No. 99CS00570
- *Chapman, et al., v. California Department of Education, et al.*, United States District Court, Northern District of California, Case No. C-01-1780 BZ
- *City Council of the City of Folsom v. State Board of Education*, Sacramento County Superior Court, Case 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, Case 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
- *Educational Ideas, Inc. v. State of California, et al.*, Sacramento Superior Court, Case No. 00CS00798
- *Emma C. et al. v. Delaine Eastin et al.*, United States District Court, Northern District of California, Case No. C 96 4179
- *Ephorm, et al., v. California Board of Education, et al.*, Los Angeles Superior Court, Case No. TC013485
- *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, Case 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
- *Meinsen et al. v. Grossmont Unified School District et al.*, C 96 1804 S LSP, U.S. District Court, Southern District of California (pending)
- *Ocean View School District, et al. v SBE, et al.*, Superior Court of San Francisco, Case No. CGC-02-406738
- *Porter, et al., v. Manhattan Beach Unified School District, et al.*, United States District Court, Central District, Case No. CV-00-08402.
- *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, Case 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; *Angel V. v. Davis*, Ninth Circuit No. 01-15219
- *Wilkins, et al., v. California Board of Education, et al.*, Los Angeles Superior Court, Case No. TC014071
- *Williams, et al. v. State of California, et al.*; San Francisco Superior Court, Case No. 312236.
- *Wilson, et al. v. State Board of Education, et al.*; Los Angeles Superior Court, Case No. BC254081

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

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

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 (including, but not limited to, the High School Exit Exam) 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, September 11, 2002

9:00 a.m. ± (Upon Adjournment of Closed Session, if held)

STATE BOARD OF EDUCATION
Public Session

California Department of Education

1430 N Street, Room 1101
Sacramento, California
(916) 319-0827

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

Thursday, September 12, 2002

8:00 a.m. ±
STATE BOARD OF EDUCATION
Closed Session – IF NECESSARY
(The public may not attend.)

California Department of Education

1430 N Street, Room 1101
Sacramento, California
(916) 319-0827

Please see Closed Session Agenda above. The Closed Session (1) may commence earlier than 8:00 a.m.; (2) may begin at or before 8:00 a.m., be recessed, and then be reconvened later in the day; or (3) may commence later than 8:00 a.m.

Thursday, September 12, 2002

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

STATE BOARD OF EDUCATION
Public Session

California Department of Education

1430 N Street, Room 1101
Sacramento, CA 95814
(916) 319-0827

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

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

ALL TIMES ARE APPROXIMATE AND ARE PROVIDED FOR CONVENIENCE ONLY
ALL ITEMS MAY BE RE-ORDERED TO BE HEARD ON ANY DAY OF THE NOTICED MEETING
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, 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA, 94244-2720; telephone, (916) 319-0827; fax, (916) 319-0176.

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

CALIFORNIA STATE BOARD OF EDUCATION

FULL BOARD
Public Session
AGENDA

September 11-12, 2002

Wednesday, September 11, 2002 – 9:00 a.m.± (Upon adjournment of Closed Session if held)

California Department of Education, 1430 N Street, Room 1101, Sacramento, California

Call to Order

Salute to the Flag

Approval of Minutes (June and July 2002 Meetings)

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 AND PRIORITIES. Including, but not limited to, future meeting plans; agenda items; State Board office budget; staffing, appointments, and direction to staff; declaratory and commendatory resolutions; update on litigation; bylaw review and revision; review of the status of State Board-approved charter schools as necessary; and other matters of interest.	INFORMATION ACTION
ITEM 2	PUBLIC COMMENT. Public Comment is invited on any matter <u>not</u> 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
ITEM 3	Education Technology Seminar.	INFORMATION
ITEM 4	Standardized Testing and Reporting (STAR) Program: Report of 2002 STAR Statewide Test Results.	INFORMATION

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

ITEM 5	Standardized Testing and Reporting (STAR) Program: Including, but not limited to, Approval of Revised STAR Integrated Science Blueprints.	INFORMATION ACTION
ITEM 6	Adoption of Revised and New Blueprints for California Standards Tests (CST): Including, but not limited to, English Language Arts, Grades 2-10; Math, Grades 2-10; History-Social Science, Grades 8, 10-11; Science, Course Specific, Grades 9-11.	INFORMATION ACTION
ITEM 7	Standardized Testing and Reporting (STAR) Program: Approval of 2003 Spanish Assessment of Basic Education, 2 nd Edition, (SABE/2) Contract with CTB/McGraw-Hill.	INFORMATION ACTION
ITEM 8	California English Language Development Test (CELDT): Including, but not limited to, Options for Reclassification of English Learners.	INFORMATION ACTION
ITEM 9	California High School Exit Examination (CAHSEE): Including, but not limited to, Approval of Revised Regulations to go out for Public Comment and Approval of a Revised Waiver Policy.	INFORMATION ACTION
ITEM 10	Approval of District Apportionments for California’s 2002-2003 Standardized Tests.	INFORMATION ACTION
ITEM 11	Report of the Curriculum Development and Supplemental Materials Commission.	INFORMATION ACTION
ITEM 12	State Board of Education Instructional Materials Fund (IMF) Expenditure Policy: Amendment for the purchase of core or supplementary instructional materials suitable for instruction in the “Structured English Immersion” program.	INFORMATION ACTION
ITEM 13	Required 60-Day Response to the June 26, 2002 Report of the Bureau of State Audits #2001-124: <i>The Los Angeles Unified School District: Outdated, Scarce Textbooks at Some Schools Appear to Have a Lesser Effect on Academic Performance Than Other Factors, but the District Should Improve Its Management of Textbook Purchasing and Inventory.</i>	INFORMATION

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

ITEM 14	Approval of Training Providers for AB 75, The Principal Training Program.	ACTION
ITEM 15	Approval of Local Education Agencies (LEAs) and Consortia Funding for AB 75, The Principal Training Program.	ACTION
ITEM 16	Implementation of the Mathematics and Reading Professional Development Program (AB 466, Strom-Martin), Including, but not limited to, Approval of Training Providers and Training Curriculum.	ACTION

ADJOURNMENT OF DAY’S SESSION

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

THURSDAY, September 12, 2002 – 8:00 a.m. ± (Upon Adjournment of Closed Session, if held)

California Department of Education, 1430 N Street, Room 1101, Sacramento, California

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 session may be considered.

The State Board of Education will also consider and take action as appropriate on the following agenda items:

ITEM 17	Assignment of Numbers for Charter School Petitions.	ACTION
ITEM 18	Fiscal Year 2002-03 K-12, Instructional Materials Fund Budget.	INFORMATION ACTION
ITEM 19	High Priority Schools Grant Program Implementation Grant Awards.	ACTION
ITEM 20	California School Information Services (CSIS) Data Dictionary Version 4.0.	ACTION
ITEM 21	Adoption of Supplemental Educational Service Providers required by Section 1116(e) of No Child Left Behind Act of 2002.	INFORMATION ACTION
ITEM 22	Legislative Update: Including, but not limited to, the list of bills that are currently being tracked.	INFORMATION ACTION
ITEM 23	No Child Left Behind (NCLB) Act, Including, but not limited to, Update on NCLB and Reading First Implementation.	INFORMATION ACTION
ITEM 24	No Child Left Behind (NCLB) Accountability Plan.	INFORMATION

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

ITEM 25	NEW Waiver Guidelines for approval federal waivers – Supplemental Educational Services under the No Child Left Behind (NCLB) Act.	INFORMATION ACTION
ITEM 26	Public Schools Accountability Act (PSAA): Emergency Regulations.	ACTION
ITEM 27	Approval of 2002-2003 Consolidated Applications.	ACTION
ITEM 28	RESCIND six (6) State Board of Education Waiver Policies/ Guidelines regarding: Program Quality Reviews, Summer School Meal Programs, Handicapped Student Transportation, Instructional Time Penalties, and Mentor Teachers (ROC/ROP and Experience Requirement).	ACTION
ITEM 29	REVISED Waiver Guidelines for Schiff-Bustamante Standards-Based Instructional Materials Program, Elimination of the Reading Language Arts Exception and Clarification Language for the Science Exception.	ACTION

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.

CARL PERKINS VOCATIONAL AND TECHNICAL EDUCATION ACT

ITEM WC-1	Request by Trona Joint Unified School District for a waiver of Section 131(d)(1) of the Carl D. Perkins Vocational and Applied Technology Education Act of 1998 (P.L. 105-332). CDSIS-13-7-2002 (Recommended for APPROVAL)	ACTION
-----------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

CHARTER SCHOOL AVERAGE DAILY ATTENDANCE

ITEM WC-2	Request by the Los Angeles Unified School District to waive Title 5 CCR Section 11960, related to charter school attendance, for the Santa Monica Boulevard Community Charter School. CDSIS-9-6-2002 (Recommended for APPROVAL WITH CONDITIONS) <i>E.C. 33051(c)</i> will apply	ACTION
-----------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-3	Request by the Baldwin Park Unified School District to waive Title 5 CCR Section 11960, related to charter school attendance, for the Opportunities for Learning Charter School. CDSIS-18-7-2002 (Recommended for APPROVAL WITH CONDITIONS) <i>E.C. 33051(c)</i> will apply	ACTION
-----------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-4	Request by the Nevada County Office of Education to waive Title 5 CCR Section 11960, related to charter school attendance, for the Muir Charter School. CDSIS-19-7-2002 (Recommended for APPROVAL WITH CONDITIONS) <i>E.C. 33051(c)</i> will apply	ACTION
-----------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

HIGH SCHOOL EXIT EXAMINATION (special education students)

ITEM WC-5	Request by Poway SELPA to waive <i>Education Code</i> Section 60851(a), “the requirement to successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school” for seven special education students. #001, 002, 003, 004, 005, 006, and 007. CDSIS-27-7-2002 (Recommended for APPROVAL)	ACTION
-----------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-6	Request by Colton Joint Unified School District to waive <i>Education Code</i> Section 60851(a), “the requirement to successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school” for one special education student. #008 CDSIS-37-7-2002 (Recommended for APPROVAL)	ACTION
-----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

ITEM WC-7	Request by Fallbrook Union School District to waive <i>Education Code</i> Section 60851(a), “the requirement to successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school” for one special education student. #009 CDSIS-36-7-2002 (Recommended for APPROVAL)	ACTION
-----------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-8	Request by La Cañada Unified School District to waive <i>Education Code</i> Section 60851(a), “the requirement to successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school” for one special education student. #010 CDSIS-35-7-2002 (Recommended for APPROVAL)	ACTION
-----------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-9	Request by San Ramon Unified School District to waive <i>Education Code</i> Section 60851(a), “the requirement to successfully pass the exit examination as a condition of receiving a diploma of graduation or a condition of graduation from high school” for one special education student. #011 CDSIS-34-7-2002 (Recommended for APPROVAL)	ACTION
-----------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

INSTRUCTIONAL MATERIALS SUFFICIENCY (Audit Findings)

ITEM WC-10	Request by eight districts for a retroactive waiver of <i>Education Code</i> (EC) Section 60119 regarding Annual Public Hearing on the availability of textbooks or instructional materials. These districts have an audit finding for the 2000-2001 fiscal year that they 1) failed to hold the public hearing, 2) or failed to properly notice (10 days) the public hearing, and/or 3) failed to post the notice in the required three public places. (See list on summary write-up) (Recommended for APPROVAL)	ACTION
------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

NONPUBLIC SCHOOL/AGENCY (timeline)

ITEM WC-11	Request by Sonoma County Office of Education to waive <i>Education Code</i> (EC) Section 56366.1(g), the August 1 through October 31 timeline on annual certification renewals. Speech Language Services of Sonoma & Marin. CDSIS-11-7-2002 (Recommended for APPROVAL)	ACTION
------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-12	Request by Sonoma County Office of Education to waive <i>Education Code</i> (EC) Section 56366.1(g), the August 1 through October 31 timeline on annual certification renewals. Gentiva Health Service. CDSIS-14-6-2002 (Recommended for APPROVAL)	ACTION
------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-13	Request by Riverside County Office of Education to waive <i>Education Code</i> (EC) Section 56366.1(g), the August 1 through October 31 timeline on annual certification renewals. SpecialCare (NPA) and SpecialCare (NPS) CDSIS-31-7-2002 (Recommended for APPROVAL for the 2002 Renewal Update Application)	ACTION
------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-14	Request by Stanislaus County Office of Education to waive <i>Education Code</i> (EC) Section 56366.1(g), the August 1 through October 31 timeline on annual certification renewals. Behavioral Education Strategy and Training (B.E.S.T.) (NPA) CDSIS-2-6-2002 (Recommended for APPROVAL for the 2002 Renewal Update Application)	ACTION
------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

MILLER-UNRUH READING SPECIALIST

ITEM WC-15	Request by Goleta Union School District to waive <i>Education Code</i> Section 52859(b). This request relates to the prohibition of using School Improvement Funds (SIP) to pay for local share of costs associated the employment of a Miller Unruh Reading Specialist Program. CDSIS-20-6-2002 (Recommended for APPROVAL)	ACTION
------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

ITEM WC-16	Request by Lakeside Union Elementary School District to waive <i>Education Code</i> Section 52859(b). This request relates to the prohibition of using School Improvement Funds (SIP) to pay for local share of costs associated with the employment of a Miller-Unruh Reading Specialist. CDSIS-23-6-2002 (Recommended for APPROVAL)	ACTION
------------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

RESOURCE SPECIALIST

ITEM WC-17	Request by West Contra Costa Unified School District to waive <i>Education Code</i> (EC) Section 56362(c); allowing the caseload of the resource specialist to exceed the maximum caseload of 28 students by no more than four students. Helen Cardiff assigned at Coronado Elementary School. CDSIS-102-5-2002 (Recommended for APPROVAL)	ACTION
------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-18	Request by West Contra Costa Unified School District to waive <i>Education Code</i> (EC) Section 56362(c); allowing the caseload of the resource specialist to exceed the maximum caseload of 28 students by no more than four students. Renee Cavender assigned at Downer School. CDSIS-16-6-2002 (Recommended for APPROVAL)	ACTION
------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-19	Request by Poway Unified School District to waive <i>Education Code</i> (EC) Section 56362(c), which allows the district to exceed the maximum caseload of 28 students (but not more than 32) for each resource teacher, Gail Adams assigned at Los Penasquitos Elementary, Julie Roberts assigned at Painted Rock Elementary, Carrie Otto assigned at Park Village Elementary, Gretchen Murphy assigned at Rolling Hills Elementary, Anne Van Bebber assigned at Tierra Bonita Elementary, Debbie Thalacker assigned at Westwood Elementary and Barbara Everett assigned at Itinerant/Special Education CDSIS-12-7-2002 (Recommended for APPROVAL)	ACTION
------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

ITEM WC-20	Request by Downey Unified School District to waive <i>Education Code</i> (EC) Section 56362(c), which allows the district to exceed maximum caseload of 28 students (but not more than 32) for each resource teacher, Gladys Claros assigned at Downey High School, Melanie Brady and Patti Sharpe assigned at East Middle School, Blair Bolles assigned at Griffiths Middle School and Deanna McConnell assigned at West Middle School. CDSIS-83-5-2002 (Recommended for APPROVAL)	ACTION
------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

SCHOOL SITE COUNCIL (shared school site councils)

ITEM WC-21	Request by Tulelake Basin Unified School District to renew waiver of <i>Education Code</i> of Section 52852, allowing one joint school site council to function for three small rural schools. CDSIS-31-6-2002 (Recommended for APPROVAL)	ACTION
------------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-22	Request by Waugh School District for a waiver of <i>Education Code Section 52852</i> , allowing one joint school site council to function for two small elementary schools. CDSIS-10-6-2002 (Recommended for APPROVAL)	ACTION
------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM WC-23	Request by Upper Lake Union School District to renew a waiver of <i>Education Code Section 52852</i> , allowing one joint school site council to function for two small rural schools. CDSIS-96-5-2002 (Recommended for APPROVAL)	ACTION
------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

STATE MEAL MANDATE (Saturday session)

ITEM WC-24	Request by Ballico-Cressey Elementary School District to waive <i>Education Code Section 49550</i> , the State Meal Mandate during the Saturday School Session. CDSIS-90-5-2002 (Recommended for APPROVAL) <i>E.C. 33051(c)</i> will apply	ACTION
------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

STATE MEAL MANDATE (summer school session--renewals)

ITEM WC-25	Request by <u>thirteen</u> school districts to waive <i>Education Code</i> Section 49550, the State Meal Mandate during the summer school session. (see list attached) (Recommended for APPROVAL)	ACTION
------------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

STATE MEAL MANDATE (summer school session--first time)

ITEM WC-26	Request by <u>two</u> school districts to waive <i>Education Code</i> Section 49550, the State Meal Mandate during the summer school session. CDSIS-85-5-2002 Ballico Cressey USD CDSIS- 4-6-2002 Old Adobe Union School District (Recommended for APPROVAL)	ACTION
------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

NONPUBLIC SCHOOL/AGENCY (timeline)

ITEM WC-27	Request by Pasadena Unified School District to waive Education Code (EC) Section 56366.1(g), the August 1 through October 31 timeline on annual certification renewals for nonpublic, nonsectarian schools/ agencies. Rosemary School (NPS). CDSIS-36-6-2002 (Recommended for APPROVAL)	ACTION
------------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

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.

FEDERAL NCLB - SUPPLEMENTAL SERVICES

ITEM W-1	Request by districts for a waiver of NCLB, Title I, Part A, Section 1116(e), the requirement to provide “supplemental services” to eligible students. Placeholder. CDSIS—To be determined (Recommendation(s) pending)	ACTION
----------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

ACADEMIC PERFORMANCE INDEX (adult testing irregularities)

ITEM W-2	<p>Healdsburg Unified School District (HUSD) Academic Performance Index (API) Waiver. Specifically, the HUSD requests a waiver of Title 5 CCR Section 1032(d) (1) to allow Foss Creek Elementary School to be given a valid API (no awards) for the current year (2002), in spite of "adult testing irregularities." CDSIS-21-7-2002 (Recommended for DENIAL per <i>Education Code</i> Section 33051(a) (1), the educational needs of the pupils are not adequately addressed.</p>	ACTION
----------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-3	<p>Alhambra City Schools (ACS) Academic Performance Index (API Waiver). Specifically, the ACS requests a waiver for Mark Keppel High School of Title 5 CCR Section 1032(d)(1) and (3) to allow the school to be included in the API for the current year (2002) or at least the subsequent year (2003). The district had "adult testing irregularities" at Mark Keppel High School. CDSIS-39-7-2002 (Recommended for DENIAL per <i>Education Code</i> Section 33051(a) (1), the educational needs of the pupils are not adequately addressed.</p>	ACTION
----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ADMINISTRATOR/ TEACHER RATIO

ITEM W-4	<p>Request by Banta Elementary School District to waive the financial penalty imposed by <i>Education Code</i> Section 41404 for exceeding the maximum number of administrative employees specified in <i>Education Code</i> Section 41402. CDSIS-27-6-2002 (Recommended for APPROVAL WITH CONDITION) Condition proposes to suspend the operation of E.C. 33051(c) during the waiver’s effective period of July 1, 2001, to June 30, 2006, thus keeping the waiver from having ongoing effect under E.C. 33051(c).</p>	ACTION
----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

CALIFORNIA PUBLIC SCHOOL LIBRARY ACT OF 1998

ITEM W-5	<p>General waiver request of <i>Education Code</i> Section 18183 (California Public School Library Act of 1998) by Los Angeles USD to pay for elementary <u>library aide positions</u> in FY 2002-2003 instead of purchasing <u>library materials</u> and equipment. CDSIS-30-5-2002 (Recommended for DENIAL) per <i>Education Code</i> 33051(a)(1) and (3)</p>	ACTION
----------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

COMMUNITY DAY SCHOOL (collocation)

ITEM W-6	Request by El Dorado Union High School District for renewal of a waiver of <i>Education Code</i> Section 48661(a) relating to the continued placement of a district community day school at the Independence High School Alternative Center, (the Continuation High School and the Independent Learning Center are housed at this location.) CDSIS-15-6-2002 (Recommended for APPROVAL) <i>E.C.</i> 33051(c) will apply	ACTION
ITEM W-7	Request by Salinas Union High School District for a waiver of <i>Education Code</i> Section 48661(a) relating to the placement of a community day school on the same site as a middle school for only the 2002-03 school year. CDSIS-3-8-2002 (Recommended for APPROVAL)	ACTION
ITEM W-8	Request by North Monterey County Unified School District for renewal of a waiver of <i>Education Code</i> Section 48661(a) relating to the placement of a community day school on the same site as a comprehensive high school. CDSIS-9-7-2002 (Recommended for APPROVAL) <i>E.C.</i> 33051(c) will apply	ACTION

ECONOMIC IMPACT AID

ITEM W-9	Request by Los Angeles Unified School District for a retroactive waiver for 2001-2002 related to <i>Education Code</i> (EC) Section 54000, 5 CCR §4400, related to program design, school and student eligibility; 54004.5(a), 5 CCR §4410, EIA funds solely for educationally disadvantaged students; 5 CCR §4411, 4416, and 4420, to use a portion of EIA funds without reference to school eligibility or ranking, and waive applicable "average amount per pupil" requirement as well as the intradistrict allocation plan modification; 54004.5(3)(b), 5 CCR §4410, 4412, so that LAUSD may use its own method to determine effectiveness of proposed intervention programs; 54004.1, EIA Allocation Plan. (Waiver for expenditure of 18.7 million dollars) CDSIS-4-5-2002 (Recommended for APPROVAL, for FY 2001-2002 only WITH CONDITIONS)	ACTION
----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

ENGLISH LEARNER ADVISORY COMMITTEE

ITEM W-10	Request by Waugh School District to waive <i>Education Code</i> Section 62002.5 and 5 CCR 4312 relating to the establishment of a School Bilingual Advisory Committee (one committee for two school sites in the district). CDSIS-8-6-2002 (Recommended for APPROVAL WITH CONDITIONS)	ACTION
-----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

EQUITY LENGTH OF TIME

ITEM W-11	Request by Chico Unified School District for a renewal to waive <i>Education Code</i> Section 37202, equity length of time requirement for 7th and 8th grade students at Bidwell Junior High School. CDSIS-98-5-2002 (Recommended for APPROVAL WITH CONDITIONS)	ACTION
-----------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-12	Request by Auburn Union School District to waive <i>Education Code</i> Section 37202, equity length of time requirement for the students at Rock Creek and Alta Vista Elementary Schools. CDSIS-24-7-2002 (Recommended for APPROVAL WITH CONDITION FOR ONE YEAR ONLY)	ACTION
-----------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-13	Request by Konocti Unified School District for a renewal to waive <i>Education Code</i> Section 37202, the equity length of time requirement for kindergarten students at East Lake Elementary School, an II/USP school using the restructuring authority of <i>Education Code</i> Section 44669. CDSIS-3-7-2002 (Recommended for APPROVAL WITH CONDITIONS)	ACTION
-----------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

HIGH PRIORITY SCHOOLS GRANT PROGRAM (HPSGP)

ITEM W-14	Request by three school districts to waive <i>Education Code</i> Section 52055.610(c)(1-3) in the High Priority Schools Grant Program (HPSGP) from August 15, 2002 through December 15, 2002 in order to delay the timelines for participating schools in the district. (see list attached to summary write-up) (Recommended for APPROVAL)	ACTION
-----------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

II/USP ACTION PLAN

ITEM W-15	Request by Edison Charter Academy for a waiver delaying the timelines specified in <i>Education Code</i> (EC) Section 52045(a), for the submission of action plan. CDSIS-14-7-2002 (Recommended for APPROVAL)	ACTION
-----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

INSTRUCTIONAL TIME PENALTY

ITEM W-16	Request by Ravenswood City School District to waive <i>Education Code</i> Section 46201(c), the full longer-day instructional time penalty for the 2000-2001 fiscal year for Menlo Oaks Magnet School. CDSIS-12-6-2002 (Recommended for APPROVAL WITH CONDITION)	ACTION
-----------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-17	Request by Lakeside Union Elementary School District to waive <i>Education Code</i> Section 46201(c), the longer day instructional time penalty for fiscal year 2000-01 at Gardenside Elementary School. CDSIS-46-3-2002 (Recommended for APPROVAL WITH CONDITION)	ACTION
-----------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

MATHEMATICS PROFESSIONAL DEVELOPMENT

ITEM W-18	Request by two county offices of education for a waiver of <i>Education Code</i> Section 44721(a) to allow use of AB 1331 Grant funds for per diem and release time for teacher training in mathematics instruction. CDSIS-24-6-2002 Humboldt County Office of Education CDSIS-15-7-2002 San Luis Obispo County Office of Education (Recommended for APPROVAL)	ACTION
-----------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

NONPUBLIC SCHOOL/AGENCY (Child Specific—Out-of-State)

ITEM W-19	Request by San Mateo Union High School District to waive <i>Education Code</i> (EC) Section 56366.1(a), certification for an uncertified nonpublic school, The Learning Center Clinic, located in Brooklyn, Connecticut to provide services to one special education student, Mark D. CDSIS-29-6-2002 (Recommended for APPROVAL)	ACTION
-----------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

ITEM W-20	Request by Oak Grove School District to waive <i>Education Code</i> (EC) Section 56366.1(a), certification requirement for an uncertified nonpublic school, Heartspring School, located in Wichita, Kansas to provide services for one special education student, Ryan L. CDSIS-162-4-2002 (Recommended for APPROVAL)	ACTION
-----------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-21	Request by San Francisco Unified School District to waive <i>Education Code</i> (EC) Section 56366.1(a), certification for an uncertified nonpublic school, Rancho Valmora School, located in New Mexico, to provide services to one special education student, Kaly M. CDSIS-108-5-2002 (Recommended for APPROVAL)	ACTION
-----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-22	Request by San Francisco Unified School District to waive <i>Education Code</i> (EC) Section 56366.1(a), certification for an uncertified nonpublic school, Three Springs, located in Huntsville, Alabama to provide services to one special education student, Emily T. CDSIS-22-7-2002 (Recommended for APPROVAL)	ACTION
-----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-23	Request by Santa Rosa School District to waive <i>Education Code</i> (EC) Section 56366.1(a), certification for an uncertified nonpublic school, Desert Hills Center for Youth and Families, located in Albuquerque, New Mexico to provide services to one special education student, Jeff H. CDSIS-32-7-2002 (Recommended for APPROVAL)	ACTION
-----------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

NON STANDARD SCHOOL YEAR

ITEM W-24	Request by Fairfield-Suisun Unified School District to waive <i>Education Code</i> Section 37200 relating to standard school year for Crystal Middle, H. Glenn Richardson Elementary, Crescent Elementary and Amy Blanc Schools. CDSIS-97-5-2002 (Recommended for APPROVAL WITH CONDITIONS)	ACTION
-----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

INSTRUCTIONAL MATERIALS FUND (IMF) PETITION

ITEM W-25	Petition request under <i>Education Code</i> Section 60200(g) by Santa Barbara County Office of Education to purchase nonadopted Instructional Resources for “special education students” using Instructional Materials Fund (IMF) monies. (List attached) CDSIS-36-5-2002 (Recommended for APPROVAL from date of SBE action through August 31, 2004)	ACTION
ITEM W-26	Petition request under <i>Education Code</i> (EC) Section 60200(g) by Shasta County Office of Education to purchase nonadopted Instructional Resources for “special education students” using Instructional Materials Fund (IMF) monies. (List attached) CDSIS-31-5-2002 (Recommended for APPROVAL from date of SBE action through August 31, 2004)	ACTION
ITEM W-27	Petition request under <i>Education Code</i> (EC) Section 60200(g) by Stanislaus County Office of Education to purchase nonadopted Instructional Resources for "special education students" using Instructional Materials Fund (IMF) monies. (List attached) CDSIS-33-5-2002 (Recommended for APPROVAL from date of SBE action through August 31, 2004)	ACTION
ITEM W-28	Petition request under <i>Education Code</i> (EC) Section 60200(g) by Conejo Valley USD to purchase nonadopted Instructional Resources (<i>Everyday Mathematics, Grades 4 – 6, c. 2002</i>) using Instructional Materials Fund (IMF) monies CDSIS-25-4-2002 (Recommended for APPROVAL from date of SBE action through August 31, 2004)	ACTION
ITEM W-29	Petition request under <i>Education Code</i> (EC) Section 60200(g) by East Whittier City School District to purchase nonadopted Instructional Resources (<i>Everyday Mathematics, Grades K-3, c. 2001; Grades 4-5, c. 2002</i>) using Instructional Materials Fund (IMF) monies. CDSIS-34-4-2002 (Recommended for APPROVAL from date of SBE action through August 31, 2004)	ACTION

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

SALE/LEASE OF SURPLUS REAL PROPERTY

ITEM W-30	Request by Cucamonga School District to waive <i>Education Code</i> (EC) Section 17455-17476, (with exceptions), regarding Sale/Lease of Surplus Real Property--Bid and Offer Procedures for Guasti School (2.2 acres). CDSIS-68-5-2002 (Recommended for APPROVAL) <i>E.C. 33051(c)</i> will apply	ACTION
-----------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

SCHIFF-BUSTAMANTE WAIVER

ITEM W-31	General waiver request of <i>Education Code</i> (EC) Section 60450(b) and 60451(b)--Schiff-Bustamante Standards-Based Instructional Materials Program by Montecito Union School District to purchase nonadopted Instructional Resources (<i>Everyday Mathematics, Grades K-6, 2nd Edition</i>) using Schiff-Bustamante Funds. CDSIS-11-6-2002 (Recommended for APPROVAL of Grades K-3, 2 nd Edition <i>Everyday Mathematics</i> waiver request from date of SBE action through August 31, 2003. (Recommended for DENIAL of Grades 4-6, 2 nd Edition <i>Everyday Mathematics</i> waiver request, pending a standards review.	ACTION
-----------	------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

ITEM W-32	General waiver request of <i>Education Code</i> Sections 60450(b) and 60451(b) Schiff-Bustamante Standards-Based Instructional Materials Program by Davis Joint Unified School District to purchase nonadopted Instructional Resources (<i>Houghton Mifflin Mathematics, Grade 6</i>) using Schiff-Bustamante Funds. CDSIS-7-7-2002 (Recommended for APPROVAL from date of SBE action through July 1, 2003)	ACTION
-----------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

SCHOOL SITE COUNCIL (composition)

ITEM W-33	Request by Novato Unified School District to waive <i>Education Code</i> Section 52852, in order to have equal numbers of school staff and parent/community members, plus up to five students, on the St. Marin High School's school site council. CDSIS-91-5-2002 (Recommended for APPROVAL)	ACTION
-----------	-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**

STATE MEAL MANDATE (summer school—renewal)

ITEM W-34	Renewal request by Elk Hills School District and NEW request by Stanislaus County Office of Education to waive <i>Education Code</i> (E.C.) Section 49550, the State Meal Mandate to serve meals to each needy child during the summer school session. CDSIS-19-6-2002 Elk Hills School District CDSIS-166-4-2002 Stanislaus County Office of Education (Recommended for DENIAL)	ACTION
-----------	-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

TEACHER EVALUATION

ITEM W-35	Request by Mt. Diablo Unified School District to waive <i>Education Code</i> Section 44664(a) to allow permanent teachers with "proficient" or "distinguished" evaluations to be evaluated on a three-year cycle (instead of a two-year cycle). CDSIS-61-5-2002 (Recommended for APPROVAL)	ACTION
-----------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	--------

END OF WAIVER REQUESTS

ITEM 30	Title 5 Regulations on Administration of Medication in Public Schools.	INFORMATION ACTION
---------	------------------------------------------------------------------------	-----------------------

* * * PUBLIC HEARINGS * * *

The following items will be considered no earlier than 11:00 a.m., and will be taken up after that time as the business of the State Board of Education permits.

ITEM 31	Permanent Regulations Defining “Instructional Materials...Otherwise Authorized by the State Board of Education” for purposes of the Mathematics and Reading Professional Development Program, AB 466 (Chapter 737, Statutes of 2001).	INFORMATION ACTION PUBLIC HEARING
---------	---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------

ITEM 32	Request by the Academy of Culture and Technology Petitioners to Approve a Petition to Become a Charter School Under the Oversight of the State Board of Education.	INFORMATION ACTION PUBLIC HEARING
---------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker’s list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education’s website: www.cde.ca.gov/board.**

ITEM 33	Request by the School of Arts and Enterprise Petitioners to Approve a Petition to Become a Charter School Under the Oversight of the State Board of Education.	INFORMATION ACTION PUBLIC HEARING
---------	----------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------

* * * END OF PUBLIC HEARINGS * * *

ADJOURNMENT OF MEETING

For more information concerning this agenda, please contact Richard W. Brandsma, Executive Director of the California State Board of Education, or Deborah Franklin, Education Policy Consultant, at 1430 N Street, Room 5111, P.O. Box 944272, Sacramento, CA 94244-2720; telephone (916) 319-0827; fax (916) 319-0176. To be added to the speaker's list, please fax or mail your written request to the above-referenced address/fax number. **This agenda is posted on the State Board of Education's website: www.cde.ca.gov/board.**
