

California Department of Education

Executive Office

SBE-007 (REV. 1/2018)

Federal Waiver

# California State Board of Education July 2020 Agenda Item #W-04

## Subject

Request by **six school districts** for a waiver of Section 131(c)(1) of the Strengthening Career and Technical Education for the 21st Century Act (Public Law 115-224).

## Waiver Number

* Big Valley Joint Unified School District Fed-4-2020
* Hamilton Unified School District Fed-3-2020
* Los Angeles Unified School District (CHAMPS Charter) Fed-5-2020
* Princeton Joint Unified School District Fed-6-2020
* Trinity Alps Unified School District Fed-1-2020
* Upper Lake Unified School District Fed-2-2020

## Type of Action

Action, Consent

## Summary of the Issue(s)

The California Department of Education (CDE) recommends approval to waive the Strengthening Career and Technical Education for the 21st Century Act (Perkins Act), Public Law 115-224 Section 131(c)(1), which requires local educational agencies (LEAs) whose allocations are less than $15,000 to enter into a consortium with other agencies. If they are unable to do so, under Section 131(c)(2), they may waive the consortium requirement if the LEA is in a rural, sparsely populated area, or is a public charter school operating secondary vocational and technical education programs, and is unable to join a consortium, thus allowing the districts to meet the needs of their students.

**Authority for Waiver**

Federal Waiver Authority (Public Law 115-224) Section 131(c)(2)

## Recommendation

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

## Summary of Key Issues

The criterion for qualifying for this waiver is demonstration that the LEAs cannot form or join a consortium that handles the Perkins Act funds. There are no other districts in the local area willing to join in a consortium. The Districts are located in various rural counties and have student populations ranging from 127 to 855. Districts are seeking waivers to function independently in order to meet the needs of the students in the district.

**Demographic Information:**

Big Valley Joint Unified School District has a student population of 127 and is located in a Rural: Remote (43) area in Lassen County.

Hamilton Unified School District has a student population of 714 and is located in a Rural: Distant (42) area in Glenn County.

Los Angeles Unified School District - CHAMPS Charter High School has a student population of 779 and is located in a City: Large (11) area in Los Angeles County.

Princeton Joint Unified School District has a student population of 140 and is located in a Rural: Distant (42) area in Colusa County.

Trinity Alps Unified School District has a student population of 744 and is located in a Rural: Remote (43) area in Trinity County.

Upper Lake Unified School District has a student population of 855 and is located in a Town: Distant (32) area in Lake County.

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

Section 131(c)(1) of the Perkins Act requires LEAs whose allocations are less than $15,000 to enter into a consortium with other LEAs for the purpose of meeting the $15,000 minimum grant requirement. Section 131(c)(2) of the Perkins Act permits states to waive the consortium agreement if the LEA is in a rural, sparsely populated area or is a public charter school operating secondary vocational and technical education programs, and is unable to join a consortium.

The State Board of Education Waiver Policy #01-01: Strengthening Career and Technical Education for the 21st Century Act: Consortium Requirement for Minimum Allocation, available at <https://www.cde.ca.gov/re/lr/wr/waiverpolicies.asp>, has criteria defining rural that are specifically tied to the National Center for Education Statistics Locale Codes numbers 23, 31, 32, 33, 41, 42, or 43.

The SBE has approved all waivers of this statute that have been presented to it to date.

## Fiscal Analysis (as appropriate)

Approval will enable these LEAs to receive an annual Perkins Act allocation that is listed on Attachment 1. These waivers have no significant effect on the distribution of Perkins Act funds statewide.

## Attachment(s)

* **Attachment 1:** Districts Requesting Strengthening Career and Technical Education for the 21st Century Act Waivers (1 page).
* **Attachment 2:** Big Valley Unified School District Federal Waiver Request Fed-4-2020 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)
* **Attachment 3:** Hamilton Unified School District Federal Waiver Request Fed-3-2020 (1 page). (Original waiver request is signed and on file in the Waiver Office.)
* **Attachment 4:** Los Angeles Unified School District (CHAMPS Charter) Federal Waiver Request Fed-5-2020 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)
* **Attachment 5:** Princeton Joint Unified School District Federal Waiver Request Fed-6-2020 (1 page). (Original waiver request is signed and on file in the Waiver Office.)
* **Attachment 6:** Trinity Alps Unified School District Federal Waiver Request Fed-1-2020 (1 page). (Original waiver request is signed and on file in the Waiver Office.)
* **Attachment 7:** Upper Lake Unified School District Federal Waiver Request Fed-2-2020 (2 pages). (Original waiver request is signed and on file in the Waiver Office.)

# Attachment 1: Summary Table

Districts Requesting Strengthening Career and Technical Education for the 21st Century Act Waivers

| Waiver Number | District | Period of Request | Local Board and Public Hearing Approval | NCES Locale Code | Demographic Information | Perkins Act Allocation |
| --- | --- | --- | --- | --- | --- | --- |
| Fed-4-2020 | Big Valley Unified School District | **Requested:**  July 1, 2020, to June 30, 2024  **Recommended:**  July 1, 2020, to June 30, 2024 | April 22, 2020 | 43 | Student Population of 127 located in  Lassen County | $1,281 |
| Fed-3-2020 | Hamilton Unified School District | **Requested:**  July 1, 2020, to June 30, 2024  **Recommended:**  July 1, 2020, to June 30, 2024 | April 22, 2020 | 42 | Student Population of 714 located in Glenn County | $5,963 |
| Fed-5-2020 | LA Unified School District  (CHAMPS Charter) | **Requested:**  July 1, 2020, to June 30, 2024  **Recommended:**  July 1, 2020, to June 30, 2024 | April 20, 2020 | 11 | Student population of 779 located in  Los Angeles County | $14,206 |
| Fed-6-2020 | Princeton Joint Unified School District | **Requested:**  July 1, 2020, to June 30, 2024  **Recommended:**  July 1, 2020, to June 30, 2024 | May 14, 2020 | 42 | Student population of 140 located in  Colusa County | $1,287 |
| Fed-1-2020 | Trinity Alps Unified School District | **Requested:**  July 1, 2020, to June 30, 2024  **Recommended:**  July 1, 2020, to June 30, 2024 | April 14, 2020 | 43 | Student Population of 744 located in Trinity County | $12,797 |
| Fed-2-2020 | Upper Lake Unified School District | **Requested:**  July 1, 2020, to June 30, 2024  **Recommended:**  July 1, 2020, to June 30, 2024 | April 14, 2020 | 32 | Student population of 855 located in  Lake County | $9,498 |

Created by California Department of Education May 18, 2020

# Attachment 2: Waiver Fed-4-2020 Big Valley Unified School District

**California Department of Education**

**WAIVER SUBMISSION - Federal**

CD Code: 1864089

Waiver Number: Fed-4-2020

Active Year: 2020

Date In: 4/23/2020 1:14:49 PM

Local Education Agency: Big Valley Joint Unified

Address: 400 Bridge St.

Bieber, CA 96009

Start: 7/1/2020

End: 6/30/2024

Waiver Renewal: Yes

Previous Waiver Number: Fed-10-2016

Previous SBE Approval Date: 7/14/2016

Waiver Topic: Federal Program Waiver

Ed Code Title: Carl D. Perkins Voc and Tech Ed Act

Ed Code Section: PL 109-270 Section 131(c)(1)

Ed Code Authority: PL 109-270 Section 131(c)(2)

Ed Code or *CCR* to Waive: Ed Code Title: Strengthening Career and Technical Education for the 21st Century (Perkins V) Ed Code Section: PL 109-270 Section 131(c)(1)

• Ed Code Authority: PL 109-270 Section 131(c)(2)

• Ed Code or *CCR* to Waive: Strengthening Career and Technical Education for the 21st Century (Perkins V), Public law 109-270 Section 131(c)(1), that requires local agencies whose allocations are less than $15,000 to enter into to a consortium with other agencies for the purpose of meeting the $15,000 minimum grant requirement.

Outcome Rationale: The criterion for qualifying for this waiver is demonstration that the LEAs cannot form or join a consortium that handles the Perkins funds. There are no other districts in the local area willing to join in a consortium. Districts are located in various rural counties and have student populations ranging from 194 to 1,436. Districts are seeking waivers to function independently in order to meet the needs of the students in the district. BVJUSD needs to apply for the waiver because we are a necessary small rural school. The 2020-21 Perkins fund allocation will not meet the minimum of $15,000 and we are not a part of a consortium. minimum of $15,000 and we are not a part of a consortium.

Student Population: 66

City Type: Rural

NCES Code: 43

Local Board Approval Date: 4/22/2020

Submitted by: Ms. Paula Silva

Position: Superintendent/Principal

E-mail: [psilva@bigvalleyschool.org](mailto:psilva@bigvalleyschool.org)

Telephone: 530-294-5231 x 6201

Fax: 530-294-5396

# Attachment 3: Waiver Fed-3-2020 Hamilton Unified School District

**California Department of Education**

**WAIVER SUBMISSION - Federal**

CD Code: 1176562

Waiver Number: Fed-3-2020

Active Year: 2020

Date In: 4/23/2020 12:39:41 PM

Local Education Agency: Hamilton Unified

Address: 620 Canal St.

Hamilton City, CA 95951

Start: 7/1/2020

End: 6/30/2024

Waiver Renewal: No

Waiver Topic: Federal Program Waiver

Ed Code Title: Carl D. Perkins Voc and Tech Ed Act

Ed Code Section: PL 109-270 Section 131(c)(1)

Ed Code Authority: PL 109-270 Section 131(c)(2)

Ed Code or *CCR* to Waive: Strengthening Career and Technical Education for the 21st Century (Perkins V), Public law 109-270 Section 131 (c)(1), that requires local agencies whose allocations are less than $15,000 to enter into a consortium with other agencies for the purpose of meeting the $15,000 minimum grant requirement.

Outcome Rationale: Due to Hamilton High School's location (rural, sparsely populated area), the consortium plan is not possible or reasonable.

Student Population: 276

City Type: Rural

NCES Code: 42

Local Board Approval Date: 4/22/2020

Submitted by: Ms. Kristen Hamman

Position: CBO

E-mail: [khamman@husdschools.org](mailto:khamman@husdschools.org)

Telephone:530-826-3261 x 6012

Fax:530-826-0440

# Attachment 4: Waiver Fed-5-2020 Los Angeles Unified School District

**California Department of Education**

**WAIVER SUBMISSION - Federal**

CD Code: 1964733

Waiver Number: Fed-5-2020

Active Year: 2020

Date In: 5/2/2020 6:35:18 PM

Local Education Agency: Los Angeles Unified

Address: 333 South Beaudry Ave.

Los Angeles, CA 90017

Start: 7/1/2020

End: 6/30/2024

Waiver Renewal: Yes

Previous Waiver Number: Fed-18-2016

Previous SBE Approval Date: 6/22/2016

Waiver Topic: Federal Program Waiver

Ed Code Title: Carl D. Perkins Voc and Tech Ed Act

Ed Code Section: PL 109-270 Section 131(c)(1)

Ed Code Authority: PL 109-270 Section 131(c)(2)

Ed Code or *CCR* to Waive: As a single school LEA CHAMPS Charter High School does not meet the minimum allocation requirement ($15k) to receive federal 2020–21 Perkins funds without further action. Our current waiver expires in June 2019. We are asking for a renewal.

Outcome Rationale: CHAMPS Charter High School of the Arts is an independent charter affiliated with LACOE. We are seeking the federal grant for CTE, Carl D. Perkins to support our CTE arts, media, and entertainment career pathway industry sector. By receiving this grant and waiver approval, we can implement a more rigorous and relevant CTE pathway for our students to complete and prepare them for the career and college readiness once they complete the pathway. Since this is a supplemental grant, district,local, state and other funds will only be used to supplement not supplant the CTE pathway. Onsite technical assistance, regional Perkins meetings, CTE meetings, and other professional development for CTE teachers will also be made available by our assigned CDE Perkins consultant for continued support

Student Population: 660

City Type: Urban

NCES Code: 43

Local Board Approval Date: 4/20/2020

Submitted by: Ms. Linda Pierce

Position: Principal/Director

E-mail: [lpierce@champscharter.org](mailto:lpierce@champscharter.org)

Telephone: 818-994-7614 x205

# Attachment 5: Waiver Fed-6-2020 Princeton Joint Unified School District

**California Department of Education**

**WAIVER SUBMISSION - Federal**

CD Code: 1162646

Waiver Number: Fed-6-2020

Active Year: 2020  
Date In: 5/15/2020 7:26:11 AM

Local Education Agency: Princeton Joint Unified

Address: 473 State St.

Princeton, CA 95970

Start: 7/1/2020

End: 6/30/2024

Waiver Renewal: No

Waiver Topic: Federal Program Waiver

Ed Code Title: Carl D. Perkins Voc and Tech Ed Act

Ed Code Section: PL 109-270 Section 131(c)(1)

Ed Code Authority: PL 109-270 Section 131(c)(2)

Ed Code or *CCR* to Waive: Section 131(c)(1) of the Carl D. Perkins and Technical Education Improvement Act of 2006 (Public Law 109-270)

Outcome Rationale: The elimination of the Regional Occupational Funding system resulted in the dissolution of our countywide ROP / Perkins / CTE Consortium. School districts in Glenn County range in enrollment from approximately 80 to approximately 2200. Area schools have opted out of the consortium with the Glenn County Office of Education for Career Technical Education and are seeking waivers to function independently in order to meet the specific needs of students in their respective districts.

Student Population: 145

City Type: Rural

NCES Code: 42

Local Board Approval Date: 5/14/2020

Submitted by: Ms. Diana Baca

Position: CBO / Director of HR

E-mail: [dbaca@pjusd.org](mailto:dbaca@pjusd.org)

Telephone: 530-439-2261 x701

Fax : 530-439-2113

# Attachment 6: Waiver Fed-1-2020 Trinity Alps Unified School District

**California Department of Education**

**WAIVER SUBMISSION - Federal**

CD Code: 5376513

Waiver Number: Fed-1-2020

Active Year: 2020

Date In: 4/15/2020 12:02:58 PM

Local Education Agency: Trinity Alps Unified

Address: 321 Victory Ln.

Weaverville, CA 96093

Start: 7/1/2020

End: 6/30/2024

Waiver Renewal: Yes

Previous Waiver Number: Fed-11-2016

Previous SBE Approval Date: 7/1/2016

Waiver Topic: Federal Program Waiver

Ed Code Title: Carl D. Perkins Voc and Tech Ed Act

Ed Code Section: PL 109-270 Section 131(c)(1)

Ed Code Authority: PL 109-270 Section 131(c)(2)

Ed Code or *CCR* to Waive: We currently do not qualify for the minimum $15,000. We do qualify for $11,800 this funding is critical to our Career Tech student needs. We fear with out the critical funding our impoverished students will be under served. We have truly appreciated the Perkins funds in the past they have been put to good use in our District serving kids.

Outcome Rationale: We have applied for the waiver in the past and been successful every time. Once again these funds are critical to our students in our Career Technical Education.

Student Population: 350

City Type: Rural

NCES Code: 41

Local Board Approval Date: 4/14/2020

Submitted by: Mr. Jaime Green

Position: Superintendent

E-mail: [jgreen@tausd.org](mailto:jgreen@tausd.org)

Telphone: 530-623-610

# Attachment 7: Waiver Fed-2-2020 Upper Lake Unified School District

**California Department of Education**

**WAIVER SUBMISSION - Federal**

CD Code: 1776976

Waiver Number: Fed-2-2020

Active Year: 2020

Date In: 4/15/2020 1:25:38 PM

Local Education Agency: Upper Lake Unified

Address: 675 Clover Valley Rd.

UPPER LAKE, CA 95485-9220

Start: 7/1/2020

End: 6/30/2024

Waiver Renewal: No

Waiver Topic: Federal Program Waiver

Ed Code Title: Carl D. Perkins Voc and Tech Ed Act

Ed Code Section: PL 109-270 Section 131(c)(1)

Ed Code Authority: PL 109-270 Section 131(c)(2)

Ed Code or *CCR* to Waive: Ed Code Title: Strengthening Career and Technical Education for the 21st Century (Perkins V)

Ed Code Section: PL 109-270 Section 131(c)(1)

Ed Code Authority: PL 109-270 Section 131(c)(2)

Ed Code or *CCR* to Waive: Strengthening Career and Technical Education for the 21st Century (Perkins V), Public law 109-270 Section 131(c)(1), that requires local agencies whose allocations are less than $15,000 to enter into to a consortium with other agencies for the purpose of meeting the $15,000 minimum grant requirement.

Outcome Rationale: Grant is less than $15,000 and requires the District to join a consortium. Upper Lake High School is a very rural school. Entering into a consortium is impossible due to geographical distances between districts and high schools.

Student Population: 860

City Type: Rural

NCES Code: 41

Local Board Approval Date: 4/14/2020

Submitted by: Mr. Michael Kauble

Position: Chief Business Official

E-mail: [mkauble@ulusd.org](mailto:mkauble@ulusd.org)

Telephone: 707-275-0338