

California Department of Education

Executive Office

SBE-003 (REV. 11/2017)

imab-adad-nov22item03

# California State Board of Education November 2022 Agenda Item #07

## Subject

California Assessment of Student Performance and Progress and English Language Proficiency Assessments for California: Determination of the Release of Up to 10 Percent Withheld for the 2021–22 Regents of the University of California, Santa Cruz Contract.

## Type of Action

Action, Information, Consent

## Summary of the Issue(s)

California *Education Code* Section 60643 requires the California Department of Education (CDE) to withhold 10 percent from progress payments invoiced for each component task of the California Assessment of Student Performance and Progress (CAASPP) and English Language Proficiency Assessments for California (ELPAC) System contract, pending approval by the California State Board of Education (SBE). The contract with the Regents of the University of California, Santa Cruz (UCSC) establishes the process by which the CDE approves invoices on services successfully rendered for component tasks 1, 2, and 4 of the contract, which was approved by the SBE in November 2018.

## Recommendation

The CDE recommends the release of the full amount of $71,104.98, representing the 10 percent withheld from the UCSC contract for activities to develop the California Educator Reporting System (CERS) for the CAASPP and the ELPAC. These funds were withheld during fiscal year (FY) 2021–22 from invoices paid with existing CAASPP and ELPAC System contract funding. The amounts per task are listed in Attachment 1.

## Brief History of Key Issues

In November 2018, the SBE approved an amendment to the CDE’s interagency agreement with UCSC for membership in the Consortium to include the customization, configuration, and implementation of CERS for CAASPP non-Smarter Balanced assessments and ELPAC assessments. The amendment to the interagency agreement included the contract term from July 1, 2018, through June 30, 2022.

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

In November 2021, the SBE approved the release of up to 10 percent withheld for the 2020–21 UCSC contract (<https://www.cde.ca.gov/be/ag/ag/yr21/documents/nov21item12.docx>).

In November 2020, the SBE approved the release of up to 10 percent withheld for the 2019–20 UCSC contract (<https://www.cde.ca.gov/be/ag/ag/yr20/documents/nov20item07.docx>).

In November 2019, the SBE approved the release of up to 10 percent withheld for the 2018–19 UCSC contract (<https://www.cde.ca.gov/be/ag/ag/yr19/documents/nov19item07.docx>).

In November 2018, the SBE approved the contract amendment with the UCSC interagency agreement to provide an educator reporting system, increasing the overall contract with UCSC by $2,593,819 (<https://www.cde.ca.gov/be/ag/ag/yr18/documents/nov18item08.docx>).

## Fiscal Analysis (as appropriate)

The funds to be released for the UCSC CERS contract activities were withheld during FY 2021–22 from invoices paid with existing contract funding as shown in Attachment 1. The CDE recommends the release of $71,104.98, which is the full 10 percent of funds withheld.

## Attachment(s)

* Attachment 1: Regents of the University of California, Santa Cruz Contract   
  2021–22 Task Budget and Recommended Release (1 Page)

# Regents of the University of California, Santa Cruz Contract 2021–22 Task Budget and Recommended Release

The California Department of Education (CDE) recommends the release of a total of $71,104.98 to the Regents of the University of California, Santa Cruz from funds withheld during the 2021–22 fiscal year for activities to develop the California Educator Reporting System for the English Language Proficiency Assessments for California (ELPAC) and the California Assessment of Student Performance and Progress (CAASPP).

| **Component Task Scope of Work** | **Total 2021–22 Test Administration Budget** | **Amount Paid/ to Be Paid from Progress Payments** | **10 Percent Withheld (Pending Release)** | **Recommended (Release)** |
| --- | --- | --- | --- | --- |
| Task 1:  Summative and Alternate ELPAC Educator Reporting | $153,656.34 | $138,290.70 | $15,365.64 | $15,365.64 |
| Task 2:  CAASPP Non-Smarter Balanced Assessment Educator Reporting | $349,920.42 | $314,928.38 | $34,992.04 | $34,992.04 |
| Task 4: Coordination and Communication with the CDE | $207,473.00 | $186,725.70 | $20,747.30 | $20,747.30 |
| **Total** | **$711,049.76** | **$639,944.78** | **$71,104.98** | **$71,104.98** |