

Santa Barbara County Education Office

BOARD BOOK  
and AGENDA



April 2021



## SANTA BARBARA COUNTY BOARD OF EDUCATION

4400 Cathedral Oaks Road  
P.O. Box 6307  
Santa Barbara, CA 93160-6307

### REGULAR MEETING

April 1, 2021 – 2:00 p.m.

### AGENDA

***The Santa Barbara County Board of Education is holding this meeting on Thursday, April 1, 2021, as a virtual meeting due to the COVID-19 pandemic. Governor Newsom's Executive Order N-29-20 allows local or state legislative bodies to hold public meetings via teleconference and to make meetings accessible electronically.***

#### **How to Connect to the Virtual Meeting**

You can connect to the meeting online via Zoom or you can call-in on the phone.

#### Zoom online video link connection information:

Website: <https://zoom.us/join>

Meeting ID: 880 2573 1693

Passcode: E58VEm

#### Zoom telephone call-in connection information:

Telephone number: (669) 900-6833 (PST), (346) 248-7799 (CST), (929) 205-6099 (EST)

Meeting ID: 880 2573 1693

Passcode: 160977

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meeting or need this agenda provided in a disability-related alternative format, the superintendent's office should be contacted; please call (805) 964-4710, extension 5216, or email [afreedland@sbceo.org](mailto:afreedland@sbceo.org).

Persons wishing to address the board are requested to email your comments in advance to [afreedland@sbceo.org](mailto:afreedland@sbceo.org) by 1:30 p.m. on April 1, 2021. Public comments received via email will be compiled, presented to the board members for review prior to or during the board meeting, read aloud by the board president at the meeting during the designated public comment period, and noted in the minutes for the meeting.

During the time for public comment specified on the agenda, the board will acknowledge requests to speak on agenda items as well as topics not on the agenda, but within the subject matter jurisdiction of the board. The total amount of time for public comments will be 15 minutes, and no individual speaker may speak for more than five minutes. If the speaker needs more time, he or she may submit written comments.

## **GENERAL FUNCTIONS**

**1. Call to Order and Pledge of Allegiance**

**2. Roll Call**

**3. Changes to the Agenda**

The president will announce any additions, deletions, or changes in the order of business on the agenda at this time.

**4. President and Board Comments**

**5. Public Comments**

Public comments received via email will be read aloud by the board president. The total amount of time for public comments will be 15 minutes, and no individual speaker may speak for more than five minutes. If the speaker needs more time, he or she may submit written comments.

## **RECOGNITIONS AND PRESENTATIONS**

**6. Special Recognition**

Special recognition of San Marcos High School senior Barbara Uzin, participant in the Job-Readiness and Internship Program through Partners in Education.

**7. Presentation on the Transitional Youth Services Program**

Program Manager Elizabeth Adams will provide a presentation to the board on Transitional Youth Services for foster youth and students experiencing homelessness.

## **ACTION ITEMS**

**8. Minutes of Meeting Held March 4, 2021**  
(Attachment)

MOVED:

SECONDED:

VOTE:

**9. Registration of Credentials and Other Certification Documents: Issuance of Temporary County Certificates**  
(Attachment)

The superintendent recommends approval of the registration of credentials and other certification documents registered in the Santa Barbara County Education

Office from February 7, 2021 to March 6, 2021, and the issuance of temporary county certificates for that same time period.

MOVED:

SECONDED:

VOTE:

**10. 2021-22 Central Office Calendar**  
(Attachment)

The proposed Central Office Calendar for 2021-22 is presented for approval.

MOVED:

SECONDED:

VOTE:

**11. Recommended Approval for Declaration of Surplus**  
(Attachment)

The superintendent recommends approval for declaration of surplus on the attached surplus list for the following department:

- Communications

MOVED:

SECONDED:

VOTE:

**12. Recommended Approval of Rules and Regulations Governing the Purchase of School Supplies and Equipment**  
(Attachment)

The superintendent recommends approval of the 2021-22 Rules and Regulations Governing the Purchase of Standard School Supplies and Equipment by School Districts, per Education Code 38110.

MOVED:

SECONDED:

VOTE:

**INFORMATION ITEMS**

**13. Personnel Report**  
(Attachment)

The classified personnel report is presented as an information item.

**14. Williams/Valenzuela Uniform Complaints Quarterly Report**  
(Attachment)

The Williams/Valenzuela Uniform Complaints Quarterly Report for Juvenile Court and Community Schools, College and Career Readiness, and Special Education indicating no complaints filed for the period of December 16, 2020 through March 15, 2021, is presented to the board as an information item.

**15. Overview and Discussion of the Process for Charter School Petition Appeals**

Assistant Superintendent of Educational Services Bridget Baublits will provide an overview on the process for charter school petition appeals, including the board's role and authority, staff review, and timeline.

**16. Board Policies, First Reading**  
(Attachment)

The following board policy is being presented for first reading. Second reading and adoption will be recommended at the May board meeting.

- BP 6015 (Revised) Charter Schools

**SUPERINTENDENT'S REPORT**

**17. The superintendent will give a brief report.**

The superintendent will give a brief report, which will include information on the following items:

- School reopening and vaccine for education staff
- California Department of Public Health: Commencements 2021
- California Department of Public Health: School opening guidance for 2021-2022
- California Department of Education state assessment waiver application to the U.S. Department of Education

**ADJOURNMENT**

**18. Adjournment to the next regular meeting to be held Thursday, May 6, 2021 at 2:00 p.m.**

MOVED:

SECONDED:

VOTE:

# Action Items



## SANTA BARBARA COUNTY BOARD OF EDUCATION

4400 Cathedral Oaks Road  
P.O. Box 6307  
Santa Barbara, CA 93160-6307

### REGULAR MEETING

March 4, 2021 – 2:00 p.m.

### MINUTES

***The Santa Barbara County Board of Education held this meeting on Thursday, March 4, 2021, as a virtual meeting due to the COVID-19 pandemic. Governor Newsom's Executive Order N-29-20 allows local or state legislative bodies to hold public meetings via teleconference and to make meetings accessible electronically.***

### UNAPPROVED

### GENERAL FUNCTIONS

#### 1. Call to Order and Pledge of Allegiance

The regular meeting of the County Board of Education was called to order at 2:01 p.m. by Board President Maggi Daane, followed by the Pledge of Allegiance.

#### 2. Roll Call

##### Board Members Present

Marybeth Carty  
Maggi Daane  
Michelle de Werd  
Judith Frost  
Joe Howell  
Peter MacDougall (arrived at 2:13 p.m.)  
Bruce Porter

##### Staff Members Present

Susan Salcido, Superintendent  
Craig Price, Legal Counsel  
Anna Freedland, Executive Assistant

Elizabeth Adams      Debbie Breck      Patricia Hocking-Walker      Rene Wheeler  
Mari Baptista      Valerie Cantella      Amy Ramos  
Ellen Barger      Kirsten Escobedo      Bill Ridgeway

Others Present

Janaya London

**3. Minutes of Meeting Held February 4, 2021**

The minutes of the meeting held on February 4, 2021 were approved.

MOVED: **Mr. Howell**                      SECONDED: **Mrs. Carty**                      VOTE: **Passed 6-0**

**4. Correspondence**

February 19, 2021 correspondence from the California Department of Education confirming positive certification of the Santa Barbara County Education Office 2020-21 First Interim Report was presented as an information item.

President Daane shared an item of correspondence that was sent to the board and to the Santa Barbara County Education Office (SBCEO): a thank you letter from Dr. Holly Edds, superintendent of Orcutt Union School District, for recognizing high school student Sonia Wasserman at last month's board meeting.

**5. Changes to the Agenda**

None.

**6. President and Board Comments**

President Daane thanked SBCEO staff for their response to the COVID-19 vaccine availability for education workers.

Judy Frost shared about Scholarship Foundation interviews she participated in.

Bruce Porter stated that he would like to know more about the Santa Barbara County School Boards Association meeting that took place this morning.

Marybeth Carty thanked SBCEO staff for their efforts regarding the vaccine. She also shared about the Santa Barbara Foundation's Roundtable event which focused on the PEAC Program.

Michelle de Werd thanked Superintendent Salcido for her work related to the vaccine and thanked her for her open communication with the board. She also



shared briefly about the Masters in Governance course that occurred last weekend and the Board Budget Committee meeting that occurred this week.

**7. Public Comments**

None.

**RECOGNITIONS AND PRESENTATIONS**

**8. Special Recognition of Graduate of Juvenile Court and Community Schools**

The board and the superintendent recognized a graduate of the Juvenile Court and Community Schools program, Janaya London, for her accomplishments while in school and after graduation.

**9. Juvenile Court and Community Schools**

Director Rene Wheeler provided a presentation to the board on the Juvenile Court and Community Schools (JCCS) program, including information on enrollment and a realignment in the Department of Juvenile Justice.

**ACTION ITEMS**

**10. Recommended Approval of 2020-21 Single Plan for Student Achievement – Juvenile Court and Community Schools**

The board approved the 2020-21 Single Plan for Student Achievement for Juvenile Court and Community Schools.

MOVED: **Mrs. Carty**                      SECONDED: **Mr. Howell**                      VOTE: **Passed 7-0**

**11. Recommended Issuance of High School Graduation Diploma**

The board approved the issuance of a high school graduation diploma to the following student:

*Dos Puertas School*

- Student CSIS # 6174373724 – January 25, 2021

MOVED: **Mrs. de Werd**                      SECONDED: **Mrs. Frost**                      VOTE: **Passed 7-0**

**12. Recommended Approval of Second Interim Report**

The Second Interim Report was presented by the Board Budget Committee Chair Mrs. Frost. It was approved as part of the budget monitoring process.

MOVED: **Mrs. de Werd**                      SECONDED: **Mrs. Frost**                      VOTE: **Passed 7-0**

**13. Accept and File Annual Financial (Audit) Report**

The board acknowledge receipt of the 2019-20 Annual Financial (Audit) Report and order it filed.

MOVED: **Mrs. Frost**                      SECONDED: **Mrs. de Werd**                      VOTE: **Passed 7-0**

**14. Recommended Approval for Declaration of Surplus**

The board approved the declaration of surplus for the following department:

- Communications

MOVED: **Mrs. Carty**                      SECONDED: **Mr. Howell**                      VOTE: **Passed 7-0**

**15. Registration of Credentials and Other Certification Documents: Issuance of Temporary County Certificates**

The board approved the registration of credentials and other certification documents registered in the Santa Barbara County Education Office from January 7, 2021 to February 6, 2021, and the issuance of temporary county certificates for that same time period.

MOVED: **Mrs. Frost**                      SECONDED: **Mrs. Carty**                      VOTE: **Passed 7-0**

**INFORMATION ITEMS**

**16. 2019-20 School Accountability Report Cards – Juvenile Court and Community Schools and Special Education**

The 2019-20 School Accountability Report Cards for Juvenile Court and Community Schools and Special Education were presented to the board for review/information.

**17. Personnel Report**

The certificated personnel report was presented as an information item.

**18. Statement of Economic Interests, Form 700**

Legal counsel, Craig Price, provided a brief overview of the Statement of Economic Interests, Form 700, required of board members.

## SUPERINTENDENT'S REPORT

### 19. The superintendent reported on the following topics:

- Charter school petitions – The superintendent shared that a charter school petition appeal may be forthcoming. She shared some general information on the appeal process and stated that she would share with the board an updated charter petition handbook. The superintendent suggested a board study session on April 1, 2021 should a petition be submitted between today's board meeting and the April board meeting.
- Vaccines for child care and education workers – Dr. Salcido shared that her cabinet team was working on establishing an equitable and collaborative approach for vaccines for education workers while vaccine allocations were scarce and limited in Santa Barbara County. She reported on the work that had been done for this week, what she predicted was coming for next week and beyond, and about supplemental codes for vaccines received from the governor. Dr. Salcido shared that the state and county established separate systems for child care and higher education sectors.
- School reopening progress – The superintendent reported that four school districts had yet to reopen their elementary schools: Cuyama, Guadalupe, Santa Maria-Bonita, and Santa Maria Joint. She shared that schools that were reopened were offering school in different formats due to the fact that they must maintain physical distancing, which can be a challenge. The superintendent shared that middle schools and high schools could reopen once the county's case rate reached 7 or less per 100,000 people.
- Proposed legislation/funding for schools – Dr. Salcido reported on AB/SB 86, which passed in the legislature today, and included \$2 billion and \$4.6 billion for schools.
- Transitional Youth Services for foster youth and students experiencing homelessness – The superintendent introduced Elizabeth Adams, program manager for the SBCEO Transitional Youth Services program. Ms. Adams previewed some of what she will present to the board at next month's meeting.

## ADJOURNMENT

### 20. Adjournment to the next regular meeting to be held Thursday, April 1, 2021 at 2:00 p.m.

The meeting was adjourned at 4:22 p.m. to the next regular meeting to be held April 1, 2021 at 2:00 p.m.

MOVED: **Mr. Howell**

SECONDED: **Mrs. Carty**

VOTE: **Passed 7-0**

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Maggi Daane, President  
County Board of Education

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Dr. Susan Salcido, Secretary  
County Board of Education

**Registration of Credentials or Other Certification Documents  
Issuance of Temporary County Certificates  
February 7, 2021 - March 6, 2021**

<u>Name</u>	<u>Type of Credential/Permit</u>
<b>Expiration Date: 2021</b>	
Mabel Flores	Multiple Subject Teaching Credential
Elaine Furst	Special Education Limited Assignment Teaching Permit
Kathleen Helm	Crosscultural, Language and Academic Development Permit
Amanda Ramirez	Special Education Limited Assignment Teaching Permit
Katherine Thompson-Guthrie	Administrative Services Credential

<b>Expiration Date: 2022</b>	
Lauren Bergesen	30-Day Substitute Teaching Permit
Shawn Cabalka	30-Day Substitute Teaching Permit
Margaret Camacho	30-Day Substitute Teaching Permit
Brandi Carney	30-Day Substitute Teaching Permit
Maria Carpenter	30-Day Substitute Teaching Permit
Christina Cazares	30-Day Substitute Teaching Permit
Donna Davidson	30-Day Substitute Teaching Permit
Amber Davis	30-Day Substitute Teaching Permit
Emily Dietz	30-Day Substitute Teaching Permit
Grace Douglass	30-Day Substitute Teaching Permit
Nicholas Dudley	30-Day Substitute Teaching Permit
Kaitlin Eng-DenBaars	30-Day Substitute Teaching Permit
Theresa Fagnan	30-Day Substitute Teaching Permit
Lupe Fernandez	Child Development Site Supervisor Permit
Rachel Fields	30-Day Substitute Teaching Permit
Elias Garcia	30-Day Substitute Teaching Permit
Eric Gregg	30-Day Substitute Teaching Permit
Jeannie Grummitt	30-Day Substitute Teaching Permit
Annette Hernandez-Hernandez	30-Day Substitute Teaching Permit
Kristina Holdren	30-Day Substitute Teaching Permit
Ryan Joy	Education Specialist Instruction Credential
Kaitlin Judson	30-Day Substitute Teaching Permit
Sara Kamali	30-Day Substitute Teaching Permit
Justin Lopez	30-Day Substitute Teaching Permit
Julianna Lopez	30-Day Substitute Teaching Permit
Kristina Lowman	30-Day Substitute Teaching Permit
Seth Marsh	30-Day Substitute Teaching Permit
Mardys Minkler	30-Day Substitute Teaching Permit
John Pelton	Crosscultural, Language and Academic Development Permit
Jackelyn Rapuzzi	30-Day Substitute Teaching Permit
Megan Read	30-Day Substitute Teaching Permit
Deborah Roark	30-Day Substitute Teaching Permit
Theresa Rowley	30-Day Substitute Teaching Permit
Susan Schmaeling	30-Day Substitute Teaching Permit
Renee Shekoufeh	30-Day Substitute Teaching Permit

Jeff	Spalinger	30-Day Substitute Teaching Permit
Trinity	Suriano	30-Day Substitute Teaching Permit
Savanna	Sustaita	30-Day Substitute Teaching Permit
Kathryn	Turner	30-Day Substitute Teaching Permit
Lindsay	Twisselman	30-Day Substitute Teaching Permit
Stephanie	Vo	30-Day Substitute Teaching Permit
Christopher	Wagar	30-Day Substitute Teaching Permit
April	White	30-Day Substitute Teaching Permit

**Expiration Date: 2023**

Vivian	Akely	Multiple Subject Teaching Credential
Judith	Barnes	Education Specialist Instruction Credential
Terrance	Mc Gowan	30-Day Substitute Teaching Permit
Lisa	Melby	Administrative Services Credential
Heather	Paige	Administrative Services Credential
Daniel	Thompson	Speech-Language Pathology Services Credential

**Expiration Date: 2024**

Rene	Rosas	Administrative Services Credential
Rene	Rosas	Multiple Subject Teaching Credential
Loris	Mullins	Multiple Subject Teaching Credential

**Expiration Date: 2025**

Reagan	Anderson	Multiple Subject Teaching Credential
Jason	Cruse	Multiple Subject Teaching Credential
Caylee	Daniel	Single Subject Teaching Credential
Michelle	Melendez	School Nurse Services Credential
Brittney	Porraz	Child Development Site Supervisor Permit
Adriana	Serdio	Child Development Associate Teacher Permit
Kayla	Simone	Multiple Subject Teaching Credential
Sharon	Strich	Single Subject Teaching Credential
Nicole	Winters	Multiple Subject Teaching Credential
Nazish	Zaffar	Child Development Program Director Permit

**Expiration Date: 2026**

Tracy	Akins	Education Specialist Instruction Credential
Mary	Albers	Multiple Subject Teaching Credential
Mary	Albers	Education Specialist Instruction Credential
Michelle	Allen	Single Subject Teaching Credential
Spencer	Barr	Pupil Personnel Services Credential
Bridget	Baublits	Administrative Services Credential
Bridget	Baublits	Multiple Subject Teaching Credential
Elizabeth	Blair	Multiple Subject Teaching Credential
Sandra	Bravo	Administrative Services Credential
Sandra	Bravo	Multiple Subject Teaching Credential
Janice	Brown	Standard Elementary Teaching Credential

Janice	Brown	Standard Secondary Teaching Credential
Sandee	Bryant	Multiple Subject Teaching Credential
Patricia	Cairns	Multiple Subject Teaching Credential
Courtney	Cameron	Single Subject Teaching Credential
Elesa	Carlson	Career Technical Education Teaching Credential
Michelle	Carpenter	Multiple Subject Teaching Credential
Alexander	Chakshiri	Single Subject Teaching Credential
Jennifer	Cole	Multiple Subject Teaching Credential
Patrick	Cooney	Single Subject Teaching Credential
Heidi	Craine	Multiple Subject Teaching Credential
Eileen	Craviotto	Multiple Subject Teaching Credential
Lynn	De Petro	Multiple Subject Teaching Credential
Carrie	De Ruyter	Multiple Subject Teaching Credential
David	Dean	Single Subject Teaching Credential
David	Dean	Career Technical Education Teaching Credential
Brittany	Deckard	Multiple Subject Teaching Credential
Gregory	Dickinson	Administrative Services Credential
Gregory	Dickinson	Single Subject Teaching Credential
Brett	Dodson	Single Subject Teaching Credential
Cynthia	Duncan	Administrative Services Credential
Theresa	Erro	Multiple Subject Teaching Credential
Kathleen	Eubank	Single Subject Teaching Credential
Dominic	Freking	Single Subject Teaching Credential
Sonia	Galvez	Single Subject Teaching Credential
Thomas	Georgii	Multiple Subject Teaching Credential
Angelina	Gonzalez	Multiple Subject Teaching Credential
Beatriz	Gonzalez	Multiple Subject Teaching Credential
Alissa	Graunke	Single Subject Teaching Credential
Edward	Herrmann	Single Subject Teaching Credential
Tina	Hughes	Multiple Subject Teaching Credential
Ellen	Hunter	Multiple Subject Teaching Credential
Danell	Hurtado	Multiple Subject Teaching Credential
Shannon	Jaffe	Single Subject Teaching Credential
Juan	Jaimes	Single Subject Teaching Credential
Graciela	Jimenez	Child Development Master Teacher Permit
Leanne	Jimenez	Single Subject Teaching Credential
Hilary	Johnson	Multiple Subject Teaching Credential
Kari	Jones	Pupil Personnel Services Credential
Kari	Jones	Single Subject Teaching Credential
Kim	Karamitsos	Single Subject Teaching Credential
Amy	Kilmer	Multiple Subject Teaching Credential
Courtney	Kimball	Single Subject Teaching Credential
Deborah	Kramer	Multiple Subject Teaching Credential
Patricia	Lamb	Multiple Subject Teaching Credential
Rachel	Leyland	Single Subject Teaching Credential
Evigenia	Limon-Ngai	Pupil Personnel Services Credential
Tracy	Lipson	Multiple Subject Teaching Credential
Natasha	Lombardi-Hyder	Single Subject Teaching Credential
Mary	Lopez	Multiple Subject Teaching Credential
Tahra	Lopez	Multiple Subject Teaching Credential
Ted	Lyon	Administrative Services Credential
Ted	Lyon	Single Subject Teaching Credential
Ted	Lyon	Multiple Subject Teaching Credential
Cynthia	Maloney	Multiple Subject Teaching Credential

Julie	Markley	Multiple Subject Teaching Credential
Frank	Mastromarino	Multiple Subject Teaching Credential
Lynn	Maxwell	Single Subject Teaching Credential
Bonnie	McPeters	Multiple Subject Teaching Credential
Marcia	Merrifield	Multiple Subject Teaching Credential
Arturo	Meza	Single Subject Teaching Credential
Kristi	Miller	Single Subject Teaching Credential
Kristi	Miller	Multiple Subject Teaching Credential
Michelle	Minetti-Smith	Multiple Subject Teaching Credential
Rebecca	Mittenthal	Multiple Subject Teaching Credential
Vicki	Murray	Administrative Services Credential
Vicki	Murray	Multiple Subject Teaching Credential
Melissa	Muscio	Multiple Subject Teaching Credential
Jaime	Nelson	Multiple Subject Teaching Credential
Estella	Niday	Education Specialist Instruction Credential
Kelly	Nims	Multiple Subject Teaching Credential
Linsey	Oglanian	Single Subject Teaching Credential
Linsey	Oglanian	Multiple Subject Teaching Credential
Camelia	Ortiz-Alvarez	Multiple Subject Teaching Credential
Kelly	Osborne	Administrative Services Credential
Kelly	Osborne	Single Subject Teaching Credential
Garrett	Park	Multiple Subject Teaching Credential
Erin	Pearson	Single Subject Teaching Credential
Gabrielle	Perreault	Single Subject Teaching Credential
Connor	Petterson	Single Subject Teaching Credential
Laura	Prober	Single Subject Teaching Credential
Laura	Prober	Multiple Subject Teaching Credential
Laura	Prober	Specialist Instruction Credential (Reading)
Natalie	Puente	Child Development Teacher Permit
Michelle	Rampone	Multiple Subject Teaching Credential
Theresa	Reilly	Multiple Subject Teaching Credential
Kyla	Rightmer	Multiple Subject Teaching Credential
Carmen	Rivera	Multiple Subject Teaching Credential
Donna	Robertson	Child Development Program Director Permit
Ana	Santiago	Child Development Teacher Permit
Annette	Schaeffer	Multiple Subject Teaching Credential
Silvia	Segoviano	Child Development Program Director Permit
Jose	Segura	Multiple Subject Teaching Credential
Rosetta	Shillinger	Single Subject Teaching Credential
Frangina	Spandau	Single Subject Teaching Credential
Ryan	Sparre	Administrative Services Credential
Ryan	Sparre	Multiple Subject Teaching Credential
Matthew	Stockton	Administrative Services Credential
Matthew	Stockton	Single Subject Teaching Credential
Margaret	Tennant	Multiple Subject Teaching Credential
Cecilia	Vang	Child Development Site Supervisor Permit
Yesenia	Vargas	Single Subject Teaching Credential
Leticia	Vences	Child Development Site Supervisor Permit
Jennifer	Vick	Multiple Subject Teaching Credential
Robyn	Walker	Multiple Subject Teaching Credential
Lisabeth	Washmuth	Single Subject Teaching Credential

**Certificates of Competence**

Mary	Albers	Crosscultural, Language and Academic Development Certificate
Loris	Mullins	Crosscultural, Language and Academic Development Certificate

**Waivers**

Kevin	Gard	Single Subject Teaching Credential
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**Name**

**Type of Credential/Permit**

**Temporary County Certificates**

Kimberly	Anderson	Multiple Subject Teaching Credential
Danielle	Freed	Child Development Teacher Permit
Lylyvett	Herrera	Teaching Permit for Statutory Leave
Jason	Holladay	Crosscultural, Language and Academic Development Permit
Shannon	Montanes	Single Subject Teaching Credential
Stephen	Scopatz	30-Day Substitute Teaching Permit





4400 Cathedral Oaks Road  
 P.O. Box 6307  
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 (805) 964-4711 • FAX: (805) 964-4712

# CENTRAL OFFICE CALENDAR

July 1, 2021 through June 30, 2022

		S	M	T	W	T	F	S
5 Independence Day (observed)	<b>J U L Y</b>					1	2	3
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11 Veterans Day 25 Thanksgiving Day 26 Board Declared Holiday	<b>N O V</b>		1	2	3	4	5	6
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	22	26	27	28	29	30		



# Santa Barbara County Education Office

4400 Cathedral Oaks Rd, PO Box 6307, Santa Barbara, CA 93160-6307

Telephone: (805) 964-4711 • FAX: (805) 964-4712 • sbceo.org

Susan C. Salcido, Superintendent of Schools

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**Santa Barbara County Board of Education  
Recommended Approval for Declaration of Surplus  
April 1, 2021**

**Communications**

- SB 18495 COMPUTER, Dell, XPS 8500
- SB 20761 LAPTOP, MAC, OSx

**The value of items listed above does not exceed \$25,000.**

## Board Agenda Item

### Recommended Approval of Rules and Regulations Governing the Purchase of Standard School Supplies and Equipment by School Districts

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Annually, the Santa Barbara County Board of Education establishes rules and regulations under which a purchasing cooperative is made available for use by school districts to purchase standard school supplies and equipment.

In an effort to decrease the cost of standard school supply expenditures to districts within our county, the Santa Barbara County Education Office provides information regarding government purchasing consortiums that offer these types of supplies and equipment to districts at a discount. The primary organization our office has engaged to provide these services is **EdBuy**.

**Overview** - EdBuy is a cooperative purchasing program operated by the *California County Superintendents Educational Services Association (CCSESA)*. EdBuy goes to bid on behalf of both county offices of education and school districts. The organization uses proven practices to obtain best pricing on a wide range of commodities.

In addition to EdBuy, our office has compiled the following list of cooperative purchasing entities that offer other contracts that may be useful for the purchasing benefit of school districts in our county. These resources include:

- CalSAVE – Education and Government Purchasing
- DGS-CMAS – Department of General Services, California Multiple Award Schedules
- PEPPM – Cooperative Purchasing
- US General Services Administration – Cooperative Purchasing Program
- CDW-G - Multi-brand provider of information technology solutions to education, government, and business

Purchasing consortiums do not have everything that a school district may need to purchase, but they include many of the items that a district would benefit from purchasing through cooperative bidding.

*It is recommended that EdBuy be accepted as the primary cooperative purchasing source for standard school supplies and equipment by the Santa Barbara County Board of Education for the benefit of all school districts in the county.*

# Information Items

Santa Barbara County Board of Education

Classified Personnel Report

April 1, 2021

**Appointments**

*Probationary*

Nolasco, Priscilla March 2, 2021  
Office Assistant • Human Resources • Human Resources Staff  
37.5% • 12 months

**Changes**

*Anniversary Increase*

Almodovar, Nelson March 1, 2021  
Paraprofessional • Special Education • Manzanita Charter School  
81.25% • 10 months

Almquist, Brigitte March 1, 2021  
Administrative Analyst • Educational Services • Educational Services  
100% • 12 months

De La Cruz, Alejandro March 1, 2021  
Custodian/Maintenance Worker • Internal Services • Operations North  
100% • 12 months

Delgado, Elvira March 1, 2021  
Paraprofessional • Special Education • Montecito Union School  
81.25% • 10 months

Devaux, Gabriela March 1, 2021  
Paraprofessional • Special Education • Speech/Language Services, Lompoc  
75% • 10 months

Dominguez, Felipe March 1, 2021  
Custodian • Internal Services • Operations South  
100% • 12 months

Gallardo, Jose	March 1, 2021
Paraprofessional • Special Education • Arellanes Junior High School 87.5% • 10 months	
Hallberg, Jessica	March 1, 2021
Payroll Supervisor • Internal Services • Payroll Administration 100% • 12 months	
Johnson, Kendra	March 1, 2021
Welcome Every Baby (WEB) Nurse • Children and Family Resource Services • Welcome Every Baby 25% • 12 months	
Montgomery, Karyn	March 1, 2021
Paraprofessional • Special Education • Alice Shaw Elementary 77.5% • 10 months	
Morin, Jovonni	March 1, 2021
Teaching Assistant • Juvenile Court and Community Schools • Peter B. Fitzgerald Community School 87.5% • 10 months	
Pearson, Brittany Logan	March 1, 2021
Educational Interpreter, American Sign Language, Certified • Special Education • Ernest Righetti HS 81.25% • 10 months	
Perez, Alexis	March 1, 2021
Paraprofessional • Special Education • Arthur Hapgood Preschool 67.5% • 10 months	
Perez, Silvia	March 1, 2021
Paraprofessional • Special Education • Arthur Hapgood Preschool 70% • 10 months	
Rios, Josefa	March 1, 2021
Health Advocate - Bilingual • Children and Family Resource Services • Health Linkages South 100% • 11 months	

Rodriguez, Yenica March 1, 2021  
Paraprofessional • Special Education • Cuyama Elementary School  
81.25% • 10 months

Sherlock, Peter March 1, 2021  
Computer/Network Technician, Information Technology Services • ITS • Network and Microcomputer Support  
100% • 12 months

Solano Navarro, Edith March 1, 2021  
Child Care Assistant • Child Development • Santa Maria Cal-SAFE  
100% • 10 months

Terrazas, Erika March 1, 2021  
Development Associate • Partners In Education • Partners In Education  
100% • 12 months

Zarate Uribe, Odaliss March 1, 2021  
Paraprofessional • Special Education • Allan Hancock Preschool  
62.5% • 10 months

***Differential - Add***

Braz Gonzalez, Lupita March 10, 2021  
Paraprofessional • Special Education • Orcutt Academy H.S.Preschool  
70% • 10 months  
Specialized Health Care

Carpio, Andrew March 10, 2021  
Paraprofessional • Special Education • Orcutt Academy H.S.Preschool  
67.5% • 10 months  
Specialized Health Care

Gonzalez, Jose February 23, 2021  
Paraprofessional • Special Education • Alice Shaw Elementary  
77.5% • 10 months  
Specialized Health Care

Lemos, Lisa

February 23, 2021

Paraprofessional • Special Education • Alice Shaw Elementary  
77.5% • 10 months  
Specialized Health Care

***Probation to Permanent***

Contreras, Nancy

March 1, 2021

Child Development Technician • Child Development • Child Development - Hope Center  
100% • 12 months

***Reemployment***

Lopez, Olga

March 18, 2021

Student Information Specialist • Special Education • Special Education Support Staff North  
100% • 12 months

**Separation**

***Resignation***

Barnard, Adriane

February 26, 2021

Paraprofessional • Special Education • Central Avenue Preschool  
67.5% • 10 months

Terrazas, Erika

March 9, 2021

Development Associate • Partners In Education • Partners In Education  
100% • 12 months  
Promoted to a Classified Management position effective 3/10/21

Thornton, Martha

March 5, 2021

Paraprofessional • Special Education • Regency Preschool  
70% • 10 months

***Retirement***

Barba, Andrea

June 8, 2021

Paraprofessional • Special Education • Robert Bruce Preschool  
67.5% • 10 months

Koury, Kathy

August 31, 2021

Children's Creative Project Manager • Educational Services • Educational Services  
100% • 12 months



Mitchell, Nadine

June 11, 2021

Paraprofessional • Special Education • Clarence Ruth Preschool  
75% • 10 months

Quarterly Report  
on  
Williams/Valenzuela Uniform Complaints

[Education Code § 35186]

2021

District: SBCEO

Name of person completing this form: Bridget Baublits

Title of person completing this form: Assistant Superintendent

Please provide the date when this information will be reported publicly at the district governing board meeting:

April 1, 2021

Quarterly report submission date (check one):


April (Jan.—March)

July (April—June)

October (July—Sept.)

January (Oct.—Dec.)

General Subject Area	Total no. of complaints	No. of complaints resolved	No. of complaints unresolved
Textbooks and instructional materials	0	0	0
Teacher vacancy or misassignment	0	0	0
Facilities conditions	0	0	0
Valenzuela/CAHSEE intensive instruction and services	0	0	0
<b>TOTALS</b>	0	0	0

  
Signature of district superintendent

March 16, 2021  
Date

**BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT  
DECISIONS REGARDING CHARTER SCHOOLS**

BP 6015

Introduction

The County Board of Education (Board) subscribes to the belief that properly established and operated charter schools, which are staffed by dedicated teachers and experienced educators, are an integral part of our educational system. ~~provide important opportunities to implement school-level reform and to support innovations that improve student learning.~~

Petitions to establish charter schools coming before the Board are reviewed pursuant to the requirements contained in the Charter Schools Act of 1992 (Education Code 47600 et. seq.), Title 5, California Code of Regulations, and relevant policies and regulations of the County Education Office. Once established, charter schools are likewise operated under and subject to these same laws, regulations and policies.

It is the policy of the Board to always ~~at all times~~ adhere to the governing provisions of state law as respects the establishment and operation of charter schools. This policy is intended to ~~fully and correctly~~ implement state law, and to provide petitioners, staff, school districts and the public with a description of the process and way ~~manner in which~~ the Board will address charter school petitions. In the event of ~~changes or amendments to governing~~ any conflicts with state law, such the provisions will prevail of the Education Code and Title 5, California Code of Regulations shall apply.

The County Board shall consider any appeal of a decision made by the governing board of a school district within the County Board's jurisdiction to deny a petition for the establishment of a charter school, deny the renewal of a charter, or revoke a charter that was originally authorized by the district, provided that the request for the appeal meets the requirements described below. (Education Code 47605, 47607; 5 CCR 11967)

(cf. 0420.4 - Authorization of County Charter Schools)

(cf. 0420.42 - Renewal of County Charter Schools)

(cf. 0420.43 - Revocation of County Charter Schools)

## PROVISIONS RELATING TO STUDENTS

### BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS

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#### Scope

~~This policy applies to Board review of three distinct types of charter school petitions: (1) those submitted directly to the Board for county-wide charter schools proposing to serve students for whom the Santa Barbara County Education Office (SBCEO) would otherwise be responsible for providing direct education and related services (Education Code 47605.5); (2) those submitted directly to the Board for county-wide charter schools proposing to provide instructional services that are not generally provided by SBCEO (Education Code 47605.6); and (3) those petitions previously denied by the governing board of a school district and subsequently submitted to Board for review (Education Code 47605).~~

#### Appeal of District Denial of Charter Authorization or Renewal

If the governing board of a school district denies a petition for the establishment or renewal of a charter school, the petitioners may submit an appeal to the County Board within 30 calendar days of the denial. Any petition submitted to the County Board after this time may be denied. (Education Code 47605)

#### Petition Format

The A petition to the County Board to establish or renew a charter school that has been denied by a school district governing board shall be submitted in a the format that may be as prescribed by the Board/County Superintendent of Schools (see Charter School Handbook for instructions), and shall include: (Education Code 47605; 5 CCR 11966.5, 11967)

1. A complete copy of the charter petition as denied, including, but not limited to, the signatures required by Education Code 47605 and the identification of the proposed site(s) where the charter school will operate
2. Evidence of the school district governing board's action to deny the petition, such as meeting minutes
3. Any written factual findings from the school district governing board setting forth specific facts to support the grounds for denial
4. A signed certification stating that the petitioner(s) will comply with all applicable law

## PROVISIONS RELATING TO STUDENTS

### BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS

BP 6015

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5. A description of any changes to the petition necessary to reflect the County Board as the chartering entity

If the petition submitted on appeal contains new or different material terms, the County Board shall immediately remand the petition to the governing board of the school district for reconsideration. If the governing board of the school district denies a petition after reconsideration, the petitioner may elect to resubmit the petition for the establishment of a charter school to the County Board. (Education Code 47605)

Upon receipt of a petition and before the petition is officially submitted, the County Superintendent or designee shall verify that all required content has been received in the correct format. A petition will not be considered officially received until all required content in the correct format is received. Once verified, the County Superintendent or designee shall date the official receipt of the petition.

Within 60 days of the receipt of the petition, the County Board shall hold a public hearing to review documentation and obtain public input.

In considering the charter petition, the County Board is not limited to a review based solely on the reasons for denial stated by school district. The County Board shall review and approve or deny a petition based on the criteria specified in Education Code 47605. (Education Code 47605; 5 CCR 11967)

#### Procedures and Timelines for Presentation and Review of Petitions

~~The procedures to be followed and associated timelines for the presentation and Board review of charter school petitions shall be those specified in the Education Code and California Code of Regulations, which may be separately described in written procedures to be developed by the Superintendent of Schools.~~

#### Petition Content

~~A petition to the Board to approve a charter school shall include all of the content required by law. In addition to the items required by law, the Board may request petitioners submit additional information that will assist the Board in reviewing the charter petition.~~

#### Action on Petition — Findings

## PROVISIONS RELATING TO STUDENTS

### **BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS**

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~~For petitions submitted following denial at the district level (Education Code 47605) and petitions to establish county-wide charter schools for students already receiving direct education and related services from the SBCEO (Education Code 47605.5)~~

~~It is the intent of the Board that charter schools with sound educational practice should be encouraged. Except for charter petitions brought under Education Code 47605.6, The Board shall deny a petition only if the Board makes written factual findings specific to the particular petition, setting forth specific facts to support one or more of the following findings:~~

- ~~1. The charter school presents an unsound educational program for the pupils to be enrolled in the charter school.~~
- ~~2. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition.~~
- ~~3. The petition does not contain the number of signatures required by the Education Code 47605(a).~~
- ~~4. The petition does not contain an affirmation of each of the conditions set forth in Education Code 47605(e).~~
- ~~5. The petition does not contain reasonably comprehensive descriptions of all the information required by the Education Code 47605(b-c) (5) (A)-(P Q).~~
- ~~6. The petition or proposed program is inconsistent with the law and/or does not fulfill other legal requirements. The petition does not contain a declaration of whether or not the charter school shall be deemed the exclusive public employer of the employees of the charter school for purposes of Chapter 10.7 (commencing with Section 3540) of Division 4 of Title 1 of the Government Code.~~
- ~~7. The charter school is demonstrably unlikely to serve the interests of the entire community in which the school is proposing to locate. Analysis of this finding shall include consideration of the fiscal impact of the proposed charter school. A written factual finding under this paragraph shall detail specific facts and circumstances that analyze and consider the factors discussed in the Education Code 47605(c)(7)(A)-(B).~~

## PROVISIONS RELATING TO STUDENTS

### **BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS**

BP 6015

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8. The school district is not positioned to absorb the financial impact of the proposed charter school. A school district satisfies this paragraph if it has a qualified interim certification pursuant to Section 42131 and the county superintendent of schools, in consultation with the County Office Fiscal Crisis and Management Assistance Team, certifies that approving the charter school would result in the school district having a negative interim certification pursuant to Education Code Section 42131, has a negative interim certification pursuant to Section 42131, or is under state receivership. Charter schools proposed in a school district satisfying one of these conditions shall be subject to a rebuttable presumption of denial.

Following review of the petition and the public hearing, the County Board shall either grant or deny the charter within 90 days of receipt of the petition, or within 120 days if the petitioner and County Board agree to the extension. (Education Code 47605)

A charter school authorized by the County Board on appeal shall be subject to the same requirements concerning geographic location to which it would otherwise be subject if it received approval from the school district to which it originally submitted its petition. (Education Code 47605, 47605.1)

A charter school authorized by the County Board on an appeal shall operate under the provisions of its charter, relevant policies and regulations adopted by the County Board, any memorandum of understanding (MOU) between the County Board and the charter school, and applicable state and federal laws. The County Board may approve one or more MOUs with the charter school to clarify the financial and operational arrangements, such as how and when the charter school will establish governing bylaws, policies, and procedures or implement additional requirements that the County Board considers necessary for the sound operation of a charter school. Any such MOU may, at the option of the County Board, be annually reviewed by the County Board and the charter school governing body and be amended as necessary.

(cf. 0420.42 - Oversight of County Approved Charter Schools)

Any charter petition appealed to and denied by the County Board may be submitted to the State Board of Education (SBE) within 30 days of the denial. Upon request by the petitioner, the County Board shall prepare a documentary record, including transcripts of the public hearing at which the petition was denied, no later than 10 business days of the request. Within 30 days of receipt of the appeal submitted to

## PROVISIONS RELATING TO STUDENTS

### **BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS**

BP 6015

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SBE, the County Board may submit a written opposition and supporting documentation or evidence that was considered by the County Board in reviewing and denying the petition. (Education Code 47605)

#### Appeal of District Charter School Revocations

If a school district governing board revokes the charter of the charter school it authorized, the charter school may appeal the revocation by delivering a written Notice of Appeal to the County Board within 30 days the district's final decision. (Education Code 47607; 5 CCR 11968.5.4)

The Notice of Appeal shall include all the following: (5 CCR 11968.5.4)

1. A copy of the district's Notice of Violation, Notice of Intent to Revoke, and the Final Decision, unless the school district did not provide them to the charter school as required pursuant to 5 CCR 11968.5.2
2. Evidence of the final vote of the school district governing board, if available
3. All evidence relied upon by the school district in determining whether substantial evidence existed that the charter school failed to remedy one or more violations identified in the Notice(s) of Violation
4. All evidence and correspondence submitted by the charter school's governing body in response to the school district's Notice of Violation and Notice of Intent to Revoke
5. Minutes of any public meeting at which the school district governing board considered or made its decision to revoke the charter, if available
6. A written statement from the charter school explaining why it does not believe that the school district's factual findings are supported by substantial evidence
7. Identification of any procedural omissions or errors the charter school alleges to have occurred in the revocation process



## PROVISIONS RELATING TO STUDENTS

### BOARD POLICY -- ~~CHARTER SCHOOLS APPEALS FROM DISTRICT~~ DECISIONS REGARDING CHARTER SCHOOLS

BP 6015

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The County Board shall consider the following when determining whether school district's factual findings are supported by substantial evidence: (5 CCR 11968.5.4)

1. Whether the district provided the charter school a Notice of Violation and a reasonable opportunity to remedy the identified violation(s)
2. If the charter school submitted a response to the Notice of Violation, whether the charter school complied with the procedures set forth for that response
3. Whether the district provided the charter school a Notice of Intent to Revoke, a public hearing, and Final Decision
4. Whether the school district provided the charter school a Notice of Revocation by Determination of a Severe and Imminent Threat to Pupil Health or Safety, if applicable
5. Whether an alleged procedural deficiency negatively impacted the charter school's ability to refute or remedy the alleged violation(s) or the school district's ability to comply with its procedural obligations or authorizing duties

The County Board shall provide the California Department of Education and the school district a copy of its written decision within 10 calendar days of its action. (5 CCR 11968.5.4)

The County Board may reverse the district's decision if it determines the district's findings are not supported by substantial evidence. If the district's decision is reversed on appeal, the district shall continue to be regarded as the chartering authority. The school district may appeal the reversal to SBE. (Education Code 47607)

If the County Board does not issue a decision within 90 days of receiving the Notice of Appeal, or if the County Board upholds the district's decision to revoke the charter, the charter school may appeal to SBE. (Education Code 47607)

If the County Board denies a charter school petition, the petitioner may submit the petition to the State Board of Education in accordance with State law. (Education Code section 47605(j) (1))

## PROVISIONS RELATING TO STUDENTS

### BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS

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~~For petitions submitted to establish county wide charter schools to provide instructional services that are not generally provided by the SBCEO (Education Code 47605.6)~~

~~In reviewing county wide charter petitions brought under Education Code 47605.6, the Board may grant such a petition only if the Board is satisfied that granting the charter is consistent with sound educational practice and that the charter school has reasonable justification for why it could not be established by petition to a school district. The Board shall deny a petition to establish a countywide charter school brought under Education Code 47605.6 if the Board finds one or more of the following:~~

- ~~1. The charter school presents an unsound educational program for the pupils to be enrolled in the charter school.~~
- ~~2. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition.~~
- ~~3. The petition does not contain the number of signatures required by the Education Code.~~
- ~~4. The petition does not contain an affirmation of each of the conditions set forth in Education Code.~~
- ~~5. The petition does not contain reasonably comprehensive descriptions of all the information required by the Education Code 47605.6(b) (5) (A) (Q).~~
- ~~6. Any other basis that the Board finds justifies the denial of the petition.~~

~~Further, for petitions under Education Code 47605.6, the Board may impose any additional requirements beyond those required by law, and may also, as a condition of approval, enter into an agreement with a third party at the expense of the charter school, to oversee, monitor and report to the Board on the operations of the charter school.~~

#### Monitoring and Supervision

~~SBCEO/Superintendent of Schools' oversight of the charter school shall conform to the provisions required by and/or authorized by law.~~

#### Charter Approval

Appeals from District Decisions Regarding Charter Schools – Board Policy 6015 8

PROVISIONS RELATING TO STUDENTS

**BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS**

BP 6015

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~~An initial approval of a charter petition by the Board shall be for a period to be determined by the Board, but not to exceed five years.~~

Charter Renewal or Material Modification of an Approved Charter

~~Renewing or materially modifying a charter is subject to the approval of the Board.~~

Implementation

~~The Superintendent of Schools shall develop such administrative regulations and/or written procedures as may be necessary or prudent to implement this policy.~~

ADOPTED BY COUNTY BOARD: \_\_\_\_\_ September 7, 2006

REVISED: \_\_\_\_\_ December 2, 2010

BP 6015

*Legal Reference: Education Code 47600 ET. seq.*

Legal Reference:

EDUCATION CODE

220 Nondiscrimination

33054 Waivers

47600-47616.7 Charter Schools Act of 1992, as amended

60600-60649 Assessment of academic achievement, including:

60605 Academic content and performance standards; assessments

60640-60649 Assessment of academic achievement

GOVERNMENT CODE

3540-3549.3 Educational Employment Relations Act

54950-54963 The Ralph M. Brown Act

CODE OF REGULATIONS, TITLE 5

11960-11969 Charter schools

UNITED STATES CODE, TITLE 20

7223-7225 Charter schools

CODE OF FEDERAL REGULATIONS, TITLE 34

200.1-200.78 Accountability

ATTORNEY GENERAL OPINIONS

PROVISIONS RELATING TO STUDENTS

**BOARD POLICY -- CHARTER SCHOOLS APPEALS FROM DISTRICT  
DECISIONS REGARDING CHARTER SCHOOLS**

BP 6015

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80 Ops.Cal.Atty.Gen. 52 (1997)

78 Ops.Cal.Atty.Gen. 297 (1995)

Management Resources:

CSBA PUBLICATIONS

Charter Schools: A Guide for Governance Teams, 2016

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov/sp/cs>

Education Commission of the States: <http://www.ecs.org>

National School Boards Association: <http://www.nsba.org>

U.S. Department of Education: <http://www.ed.gov>

ADOPTED BY COUNTY BOARD:

September 7, 2006

REVISED:

December 2, 2010

190572.1

**BOARD POLICY – APPEALS FROM DISTRICT DECISIONS REGARDING CHARTER SCHOOLS**

BP 6015

Introduction

The County Board subscribes to the belief that properly established and operated charter schools, which are staffed by dedicated teachers and experienced educators, are an integral part of our educational system.

Petitions to establish charter schools coming before the Board are reviewed pursuant to the requirements contained in the Charter Schools Act of 1992 (Education Code 47600 et. seq.), Title 5, California Code of Regulations, and relevant policies and regulations of the County Education Office. Once established, charter schools are likewise operated under and subject to these same laws, regulations and policies.

It is the policy of the Board to always adhere to the governing provisions of state law as respects the establishment and operation of charter schools. This policy is intended to implement state law, and to provide petitioners, staff, school districts and the public with a description of the process and way the Board will address charter school appeal petitions. In the event of any conflicts with state law, the provisions of the Education Code and Title 5, California Code of Regulations shall apply.

The County Board shall consider any appeal of a decision made by the governing board of a school district within the County Board's jurisdiction to deny a petition for the establishment of a charter school, deny the renewal of a charter, or revoke a charter that was originally authorized by the district, provided that the request for the appeal meets the requirements described below. (Education Code 47605, 47607; 5 CCR 11967)

Appeal of District Denial of Charter Authorization or Renewal

If the governing board of a school district denies a petition for the establishment or renewal of a charter school, the petitioners may submit an appeal to the County Board within 30 calendar days of the denial. Any petition submitted to the County Board after this time may be denied. (Education Code 47605)

A petition to the County Board to establish or renew a charter school that has been denied by a school district governing board shall be submitted in the format as prescribed by the County Board/County Superintendent of Schools (see Charter School Handbook for instructions), and shall include: (Education Code 47605; 5 CCR 11966.5, 11967)

1. A complete copy of the charter petition as denied, including, but not limited to, the signatures required by Education Code 47605 and the identification of the proposed site(s) where the charter school will operate
2. Evidence of the school district governing board's action to deny the petition, such as meeting minutes
3. Any written factual findings from the school district governing board setting forth specific facts to support the grounds for denial
4. A signed certification stating that the petitioner(s) will comply with all applicable law
5. A description of any changes to the petition necessary to reflect the County Board as the chartering entity

If the petition submitted on appeal contains new or different material terms, the County Board shall immediately remand the petition to the governing board of the school district for reconsideration. If the governing board of the school district denies a petition after reconsideration, the petitioner may elect to resubmit the petition for the establishment of a charter school to the County Board. (Education Code 47605)

Upon receipt of a petition and before the petition is officially submitted, the County Superintendent or designee shall verify that all required content has been received in the correct format. A petition will not be considered officially received until all required content in the correct format is received. Once verified, the County Superintendent or designee shall date the official receipt of the petition.

Within 60 days of the receipt of the petition, the County Board shall hold a public hearing to review documentation and obtain public input.

In considering the charter petition, the County Board is not limited to a review based solely on the reasons for denial stated by school district. The County Board shall review and approve or deny a petition based on the criteria specified in Education Code 47605. (Education Code 47605; 5 CCR 11967)

The Board shall deny a petition only if the Board makes written factual findings setting forth specific facts to support one or more of the following findings:

1. The charter school presents an unsound educational program for the pupils to be enrolled in the charter school.
2. The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition.

3. The petition does not contain the number of signatures required by the Education Code 47605(a).
4. The petition does not contain an affirmation of each of the conditions set forth in Education Code 47605(e).
5. The petition does not contain reasonably comprehensive descriptions of all the information required by Education Code 47605(c)(5)(A)-(O).
6. The petition does not contain a declaration of whether or not the charter school shall be deemed the exclusive public employer of the employees of the charter school for purposes of Chapter 10.7 (commencing with Section 3540) of Division 4 of Title 1 of the Government Code.
7. The charter school is demonstrably unlikely to serve the interests of the entire community in which the school is proposing to locate. Analysis of this finding shall include consideration of the fiscal impact of the proposed charter school. A written factual finding under this paragraph shall detail specific facts and circumstances that analyze and consider the factors discussed in the Education Code 47605(c)(7)(A)-(B).
8. The school district is not positioned to absorb the financial impact of the proposed charter school. A school district satisfies this paragraph if it has a qualified interim certification pursuant to Section 42131 and the county superintendent of schools, in consultation with the County Office Fiscal Crisis and Management Assistance Team, certifies that approving the charter school would result in the school district having a negative interim certification pursuant to Education Code Section 42131, has a negative interim certification pursuant to Section 42131, or is under state receivership. Charter schools proposed in a school district satisfying one of these conditions shall be subject to a rebuttable presumption of denial.

Following review of the petition and the public hearing, the County Board shall either grant or deny the charter within 90 days of receipt of the petition, or within 120 days if the petitioner and County Board agree to the extension. (Education Code 47605)

A charter school authorized by the County Board on appeal shall be subject to the same requirements concerning geographic location to which it would otherwise be subject if it received approval from the school district to which it originally submitted its petition. (Education Code 47605, 47605.1)

A charter school authorized by the County Board on an appeal shall operate under the provisions of its charter, relevant policies and regulations adopted by the County Board, any memorandum of understanding (MOU) between the County Board and the charter school, and applicable state and federal laws. The County Board may approve one or more MOUs with the charter school to clarify the financial and operational arrangements, such as how and when the charter school will establish governing bylaws, policies, and procedures or implement additional requirements that the County Board considers necessary for the sound operation of a charter school. Any such MOU may, at the option of the County Board, be annually reviewed by the County Board and the charter school governing body and be amended as necessary.

Any charter petition appealed to and denied by the County Board may be submitted to the State Board of Education (SBE) within 30 days of the denial. Upon request by the petitioner, the County Board shall prepare a documentary record, including transcripts of the public hearing at which the petition was denied, no later than 10 business days of the request. Within 30 days of receipt of the appeal submitted to SBE, the County Board may submit a written opposition and supporting documentation or evidence that was considered by the County Board in reviewing and denying the petition. (Education Code 47605)

#### Appeal of District Charter School Revocations

If a school district governing board revokes the charter of the charter school it authorized, the charter school may appeal the revocation by delivering a written Notice of Appeal to the County Board within 30 days the district's final decision. (Education Code 47607; 5 CCR 11968.5.4)

The Notice of Appeal shall include all the following: (5 CCR 11968.5.4)

1. A copy of the district's Notice of Violation, Notice of Intent to Revoke, and the Final Decision, unless the school district did not provide them to the charter school as required pursuant to 5 CCR 11968.5.2
2. Evidence of the final vote of the school district governing board, if available
3. All evidence relied upon by the school district in determining whether substantial evidence existed that the charter school failed to remedy one or more violations identified in the Notice(s) of Violation
4. All evidence and correspondence submitted by the charter school's governing body in response to the school district's Notice of Violation and Notice of Intent to Revoke



5. Minutes of any public meeting at which the school district governing board considered or made its decision to revoke the charter, if available
6. A written statement from the charter school explaining why it does not believe that the school district's factual findings are supported by substantial evidence
7. Identification of any procedural omissions or errors the charter school alleges to have occurred in the revocation process

The County Board shall consider the following when determining whether school district's factual findings are supported by substantial evidence: (5 CCR 11968.5.4)

1. Whether the district provided the charter school a Notice of Violation and a reasonable opportunity to remedy the identified violation(s)
2. If the charter school submitted a response to the Notice of Violation, whether the charter school complied with the procedures set forth for that response
3. Whether the district provided the charter school a Notice of Intent to Revoke, a public hearing, and Final Decision
4. Whether the school district provided the charter school a Notice of Revocation by Determination of a Severe and Imminent Threat to Pupil Health or Safety, if applicable
5. Whether an alleged procedural deficiency negatively impacted the charter school's ability to refute or remedy the alleged violation(s) or the school district's ability to comply with its procedural obligations or authorizing duties

The County Board shall provide the California Department of Education and the school district a copy of its written decision within 10 calendar days of its action. (5 CCR 11968.5.4)

The County Board may reverse the district's decision if it determines the district's findings are not supported by substantial evidence. If the district's decision is reversed on appeal, the district shall continue to be regarded as the chartering authority. The school district may appeal the reversal to SBE. (Education Code 47607)

If the County Board does not issue a decision within 90 days of receiving the Notice of Appeal, or if the County Board upholds the district's decision to revoke the charter, the charter school may appeal to SBE. (Education Code 47607)

Legal Reference:

EDUCATION CODE

220 Nondiscrimination

33054 Waivers

47600-47616.7 Charter Schools Act of 1992, as amended

60600-60649 Assessment of academic achievement, including:

60605 Academic content and performance standards; assessments

60640-60649 Assessment of academic achievement

GOVERNMENT CODE

3540-3549.3 Educational Employment Relations Act

54950-54963 The Ralph M. Brown Act

CODE OF REGULATIONS, TITLE 5

11960-11969 Charter schools

UNITED STATES CODE, TITLE 20

7223-7225 Charter schools

CODE OF FEDERAL REGULATIONS, TITLE 34

200.1-200.78 Accountability

ATTORNEY GENERAL OPINIONS

80 Ops.Cal.Atty.Gen. 52 (1997)

78 Ops.Cal.Atty.Gen. 297 (1995)

Management Resources:

CSBA PUBLICATIONS

Charter Schools: A Guide for Governance Teams, 2016

WEB SITES

CSBA: <http://www.csba.org>

California Department of Education: <http://www.cde.ca.gov/sp/cs>

Education Commission of the States: <http://www.ecs.org>

National School Boards Association: <http://www.nsba.org>

U.S. Department of Education: <http://www.ed.gov>

ADOPTED BY COUNTY BOARD: September 7, 2006

REVISED: December 2, 2010