

**GENERAL WAIVER COVER SHEET**  
**CALIFORNIA STATE BOARD OF EDUCATION**  
**APRIL 2003 AGENDA**  
**Item No. W-2**

<b>TITLE:</b> Request by <b>City of Santa Rosa High School District</b> to waive <i>Education Code</i> (EC) section 76001(h)(i), the five percent ( <b>5%</b> ) limit on the number of high school students a principal may recommend for summer school enrollment in a community college. The request is to go up to <b>25%</b> .	<u>  <b>X</b>  </u> <b>ACTION</b> <u>      </u> <b>INFORMATION</b> <u>      </u> <b>PUBLIC HEARING</b> <u>      </u> <b>CONSENT</b>
<b>CDSIS:</b> 19-1-2003	

**RECOMMENDATION:**

The Department recommends:       **CDE Recommendation will follow in the**  
 Approval                               **SBE Supplemental Mailing (green sheets)**  
 Denial

**Summary of Previous State Board of Education Discussion and Action:**

A waiver of this type has never before been requested from the State Board of Education (SBE). However this topic relates to a statewide issue of concurrent enrollment of High School Students in Community Colleges.

**Summary of Key Issue(s):**

City of Santa Rosa High School District (CSRHSD) is requesting a waiver of a limit on **summer school enrollment in a community college for a concurrently enrolled high school student**. EC 76001(i) specifies that *“The principal of a school shall not recommend a number of pupils who have completed a particular grade in excess of 5 percent of the total number of pupils in the school who have completed that grade immediately prior to the time of recommendation.”* CSRHSD wants to waive the 5% limit, and be allowed to go up to an enrollment of 25% of students completing a grade level by a condition of the waiver.

In Santa Rosa’s waiver request the Assistant Superintendent states, “high school students in our district have historically attended Santa Rosa Junior college at rates higher than the prescribed education code requirements.” The letter goes on to say, “In fact, the positive relationship that has existed between Santa Rosa City Schools and Santa Rosa Junior College has resulted in students concurrently enrolled at the junior college year round at substantial rates.” The school district argues that the close proximity of the high schools to the junior college and the fact that a unique junior college scholarship exists for students in the area are additional reasons to approve this waiver.

At first glance this might appear to be a good thing to consider, since the summer school programs in high schools are being more limited due to focusing on remediation, rather than enrichment classes. However, there is substantial statute guiding the intent and implementation of such concurrent enrollment.

In addition, the Governor has proposed an \$80 million dollar reduction in apportionments to California’s community colleges to account for what he considers inappropriate student full time equivalents (FTEs) in concurrent enrollments with the K-12 system. It is the Governor’s concern that these enrollment programs

are being double reported or claimed. The Department of Finance, in cooperation with Thomas Nussbaum, Chancellor of the California Community Colleges, is currently investigating these concerns. If student FTEs have been double claimed, the community colleges would need to reduce the apportionments accordingly.

If the Governor and the legislature move forward with the \$80 million reduction statewide, the community colleges will be serving 50,000-60,000 student FTEs with no funding support. The Interim Vice-Chancellor of Educational Services for the California Community Colleges has informed Chief Financial Officers in colleges, that the Governor has started an audit of high school concurrent enrollment at community colleges. The Chancellor's office has asked all campuses for a "self-study" of their concurrent enrollment practices and to document all activity in this area.

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Bargaining unit(s) consulted on: Santa Rosa Teachers Association -12/27/02  
CSEA#367 – 12/27/02  
CSEA #75 – 12/27/02

Position of bargaining unit (choose only one):

Neutral  **Support**  Oppose

Name of bargaining unit representative: **(names not provided)**

Public hearing identified by (choose one or more):

posting in a newspaper  posting at each school  (other ) Superintendents Office

Public hearing held on: 1/8/2003 Local board approval date: 1/8/2003

Advisory committee(s) consulted:

Objections raised (choose one):  None Date consulted: Maria Carrillo HS Site Council: 1/7/03, Elsie Allen HS Site Council: 1/7/03, Santa Rosa HS Site Council: 1/7/03, Montgomery HS Site Council: 1/8/03, Piner HS Site Council: 1/8/03, Ridgway HS Site Council: 1/8/03

Effective dates of request: **6/1/2003 to 5/31/2004**

**Fiscal Analysis:** To be in the supplemental mailing on this waiver.