

Supplemental Memorandum

To: STATE BOARD MEMBERS

Date: May 29, 2003

From: Susan Lange

Re: ITEM #38

Subject Permanent Regulations Regarding Funding Determinations for Charter Schools Offering Nonclassroom-based Instruction Pursuant to Senate Bill (SB) 740 (Chapter 892, Statutes of 2001)

Upon further review of the reasons that the Office of Administrative Law (OAL) provided in its decision disapproving the SB 740 permanent regulations and discussions with OAL staff, California Department of Education (CDE) staff has determined that data used in the development of the regulations must be added to the rulemaking file. To do this, the data must have a 15-day public availability period as required by *Government Code* Section 11347.1.

The data are revenue and expenditure information reported to the CDE in the Standardized Account Code Structure (SACS) by small school districts (defined as districts with fewer than 1,000 units of average daily attendance). These data were used by the Advisory Commission on Charter Schools in its development of the percentages for certificated employee salaries and benefits expenditures, and instruction and instruction-related expenditures that are included as funding criteria in the SB 740 regulations. A copy of the data to be available for public comment is attached.

Attachment included in this supplemental:

Attachment 1: Selected Financial Data for Small School Districts (Pages 1-5) (This attachment is not available on the Web)