

FEDERAL WAIVER COVER SHEET
CALIFORNIA STATE BOARD OF EDUCATION
JANUARY 2004 AGENDA
Item No. WC-3

<p>TITLE: Request by Chino Valley Unified School District to waive No Child Left Behind Act (NCLB); Title IV, Part A, Section 4115 (a)(1)(c) to use Safe and Drug Free Schools and Communities funds to support the cost of The Great Body Shop, a Comprehensive Health, Substance Abuse, Violence prevention Program preK-8th grade.</p> <p>CDSIS: Fed-09-2003</p>	<p>_____ ACTION _____ INFORMATION _____ PUBLIC HEARING <u> X </u> CONSENT</p>
---	--

RECOMMENDATION:

The Department recommends:

Approval, on condition that the district continue with its plans to participate in the evaluation of *The Great Body Shop* by Children’s Health Market and Southern Illinois University, and to submit the outcome of that evaluation to the Center for Substance Abuse Prevention and to the department. The final evaluation must be submitted no later than January of 2006. A report of progress in meeting this condition must also be submitted to the department no later than January 2005.

Denial

Summary of Previous State Board of Education Discussion and Action:

State Board Policy 03-01 contains guidelines for approval of applications for waiver of the NCLB requirements that Title IV funds be used for “science-based” prevention programs.

Summary of Key Issue(s):

This application requests a waiver so that the LEA may use the “promising” prevention program *The Great Body Shop* rather than a “science-based” prevention program as required by Title IV of NCLB. Per State Board Policy 03-01, there are three conditions which must be satisfied before approval of the use of a “promising” prevention program rather than an already-established science-based program. Each of those conditions is listed in bold below.

Is the program innovative? And,

Does the program demonstrate substantial likelihood of success?

These two conditions, for innovation and substantial likelihood of success, are satisfied because the program has already been designated as “promising” by the Center for Substance Abuse Prevention. Policy 03-01 lists the Center as one of the nationwide research groups which may recognize a new program as “science-based.”

Is there a plan and timeline for submitting the program for review and recognition?

This condition requires that the plan be reviewed by one of the nationwide research groups identified in policy 03-01. This waiver request meets this criteria, because the producer of the program is already participating in a study by Southern Illinois University which will determine the effectiveness of the program within the next two years, and because the LEA has committed to participating in the data collection process for that study with the intent to submit the outcome of that evaluation to the Center for Substance Abuse Prevention in order to upgrade the Great Body Shop from promising to a model program. Following through on this commitment to evaluation is therefore a condition for approval of the waiver.

Summary

The department recommends that this waiver request be approved as it meets each of the three criteria identified in the State Board waiver policy re the federal statute.

Federal Waiver Authority: NCLB, Title IV, Part A, Section 4115(a)(3)

Local board approval date: 6/5/03

Effective dates of request: 9/1/03

Fiscal Analysis (as appropriate): Programmatic change – no fiscal impact.

Background Information: Waiver request forms and supporting documents are available for inspection in the Waiver Office.