



CALIFORNIA STATE BOARD OF EDUCATION

JULY 2004 AGENDA

General Waiver

SUBJECT Request by San Bernardino County Superintendent of Schools ROP for a renewal to waive <i>Education Code</i> (EC) Section 52314.6 regarding the 3% limit on enrollment of students under the age of 16, in the Regional Occupational Program (ROP). Waiver Number: 32-5-2004	<input checked="" type="checkbox"/> Action
	<input checked="" type="checkbox"/> Consent

RECOMMENDATION

Approval **Approval with conditions** **Denial**

(1) All SBE waiver guidelines must be adhered to, (2) age 16 enrollments be limited to 10 percent of ADA funded in the prior year Annual Apportionment, and (3) for the juvenile court program, this waiver includes only the courses taught by the ROP, which are landscaping and a computer course. If the State Board of Education approves this renewal, the waiver will have continuing effect as long as the information in the waiver request remains current, pursuant to the provisions of *Education Code* Section 33051(c).

SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION

This is a renewal of previous waiver for San Bernardino County Superintendent of Schools ROP. This renewal would be for a second consecutive year. Similar waivers have been discussed previously and approved by the State Board.

SUMMARY OF KEY ISSUES

San Bernardino County Superintendent of Schools ROP is requesting this renewal waiver to cover all sixteen districts and the juvenile court school program. The renewal waiver is needed to allow students recommended by their counselors/administrators to have access to, and benefit from, ROP instruction in all of their participating districts. In many cases, students are enrolled in district career academics or career pathways that begin in the 9th or 10th grade but, because of the under age 16 limitation, cannot participate in the learning opportunities ROPs provide. This renewal waiver ensures the availability of ROP training and services necessary to meet the greatest needs of individual students and schools.

San Bernardino County Superintendent of Schools ROP agrees to all of the conditions specified by the California State Board of Education Policy 00-06 dated June 2000. These assurances meet all of the requirements of the State Board of Education's waiver policy for a waiver of *Education Code* Section 52315.6.

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Authority for Waiver: Education Code (EC) Section 33050

Bargaining unit(s) consulted on date(s): ROP teachers in the County are not represented by the union because they only have non-permanent "hourly" teacher status.

Position of bargaining unit(s) (choose only one):

Neutral Support Oppose

Name of bargaining unit/representative(s): None

Public hearing identified by (choose one or more):

posting in a newspaper posting at each school other (specify)

Public hearing held on date(s): Not necessary for renewal.

Local board approval date(s): June 7, 2004

Advisory committee(s) consulted: ROP Coordinating Council (composition representatives from the 16 member districts of the ROP).

Objections raised (choose one): None Objections are as follows:

Date(s) consulted: May 13, 2004

Period of request: July 1, 2004 – June 30, 2005 (second consecutive year)

FISCAL ANALYSIS (AS APPROPRIATE)

There is no fiscal impact to the Department or the ROP.

BACKGROUND INFORMATION

Consent Item: Backup materials, waiver request forms and supporting documents are not available for web viewing but are available for inspection in the Waiver Office.