



# CALIFORNIA STATE BOARD OF EDUCATION

## MARCH 2004 AGENDA

<b>SUBJECT</b>  2003-04 Consolidated Applications – Update on Local Educational Agency (LEAs) that received Conditional Approval	<input checked="" type="checkbox"/> <b>Action</b>
	<input checked="" type="checkbox"/> <b>Information</b>
	<input type="checkbox"/> <b>Public Hearing</b>

### RECOMMENDATION

This item is presented upon request by the State Board of Education (SBE) as a follow-up to the SBE meeting in September 2003. It is presented for information and action as deemed necessary and appropriate.

### SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION

There are 17 state and federal programs that LEAs may apply for in the Consolidated Applications. Approximately \$3.2 billion is distributed annually through the Consolidated Applications process. Consolidated Applications are presented to SBE for approval after they have been received and reviewed. The California Department of Education (CDE) recommendation is based upon application completeness and the status of outstanding compliance issues. CDE provides the SBE with two types of approval recommendations. Regular approval is recommended when an LEA has submitted a correct and complete Consolidated Application, Part I and have no serious noncompliant issues over 365 days. Conditional approval is recommended when an LEA has submitted a correct and complete Consolidated Application, Part I, but has one or more serious noncompliant issues over 365 days. Conditional approval provides authority to the LEA to spend their categorical funds on the condition that they resolve or make significant progress toward resolving noncompliant issues. In extreme cases, conditional approval may include the withholding of funds.

At the meeting in September, the SBE gave conditional approval to the 2003-04 Consolidated Applications for 38 LEAs that have noncompliant issues over 365 days. At the meeting in January, the SBE granted an additional LEA (Oakland USD) conditional approval. No action was recommended to withhold funds. These 38 LEAs will continue to receive funds on the condition that they continue to make progress toward full compliance. The SBE requested an update on the progress of these 38 LEAs at the March SBE Meeting. A progress report for Oakland USD has been requested for the May SBE Meeting.

---

## **SUMMARY OF KEY ISSUES**

As of February 6, 17 of the 38 LEAs have resolved all noncompliant issues that resulted in the conditional approval. The attached report describes the progress of the other 21 LEAs that have not yet resolved their noncompliant issues. All except one of these LEAs are on this list due to noncompliant issues related to services to English learners. The top five issues of noncompliance with these remaining districts are: 1) inadequate qualified staff to provide core content instruction; 2) a lack of access to core content instruction; 3) a lack of access to English language development instruction; 4) no school level English Learner Advisory Committee; and 5) inadequate use of student results to evaluate progress. A noncompliant issue can be quite different from one LEA to another. The extent to which an LEA is noncompliant will range in scope. For example, one LEA may be noncompliant due to one school lacking an English Learner Advisory Committee (ELAC) while another LEA may be noncompliant for the same issue, but have multiple schools without an ELAC. The attached report includes a summary of the noncompliant issues by LEA. For a more indepth review of each specific noncompliant issue within an LEA, case files can be made available for review to the SBE upon request.

---

## **FISCAL ANALYSIS (AS APPROPRIATE)**

This item does not request or require any SBE action. CDE has determined that there are no additional costs or fiscal impact associated with this agenda item.

---

## **ATTACHMENT**

- [Attachment 1](#): 2003-04 Consolidated Applications, Status of Districts Given “Conditional Approval” (3 Pages)
- [Attachment 2](#): Reference List of 2003-04 English Learner Compliance Issues (1 page)

**2003-04 Consolidated Applications  
Status of Districts Given “Conditional Approval”**

**The following LEAs have resolved all noncompliant issues:**

Allensworth Elementary  
Alpaugh Unified  
Columbia Union Elementary  
Ducor Union Elementary  
Jefferson Union High  
Mojave Unified  
Muroc Joint Unified  
Raisin City Elementary  
Ravenswood City Elementary  
Redondo Beach Unified  
Rincon Valley Union Elementary  
San Luis Obispo County Office of Education  
Saucelito Elementary  
Sonora Elementary  
Stanislaus County Office of Education  
Terra Bella Union Elementary  
Tracy Joint Unified

**The following LEAs have not yet resolved all noncompliant issues:**

<b>District Name</b>	<b>Noncompliant Issues</b>	<b>Comments</b>
Ballico-Cressey Elementary	EL 2b, 3ab, 9a, 9b	1 issue already resolved.
Cloverdale Unified	EL 3b, 6b, 9a	Technical Assistance provided in January 2004.
Compton Unified	EL 1, 2ab, 3ab, 4bcd, 5abc, 6ab, 7, 8ab, 9ab, 10	CDE/OCR staff has jointly collaborated with Compton USD to provide extensive technical assistance and conducted three to four compliance-monitoring visits during 2001-02 and 2002-03 school years. The district has made significant improvement.
Grant Joint Union High	EL 1, 2ab, 3ab, 6b, 7, 8a, 9a	Since 2001 CDE/OCR have conducted 6 on-site reviews. . The district has made significant progress since 2001. Grant has met benchmarks last year so no funding was withheld for this fiscal year. Reviews scheduled for Feb. 3-4 and June 1-3. Expect all issues resolved by June
Graves Elementary	EL 1, 3a, 4d, 7, 8a	Review scheduled for March to verify resolution of issues.
Las Virgenes Unified	EL 3b, 6b	
Los Angeles Unified	EL 4ab, 6ab, 8a, 9a	8 issues already resolved. Submitted information on the other issues in February.
Madera Unified	EL 2b, 3b, 6b	Technical Assistance scheduled for March; onsite review scheduled for April.
Monrovia Unified	EL 2ab, 3ab, 9ab	Technical Assistance provided in December. Review scheduled for April.
Ojai Unified	EL 6ab, 9ab	Most issues resolved in February.
Orchard Elementary	EL 1, 2ab, 4cd, 8a, 9b	Technical Assistance provided in November. Review scheduled for May.
Piner-Olivet Union	EL 1, 2b, 3a, 4cd, 8a, 9ab	

Elementary		
Pittsburg Unified	EL 2ab, 3ab, 6ab, 7	CDE and OCR staff have worked with Pittsburg USD through the instability brought about by the series of changes in district administration, and is working with PUSD current administration to bring compliance with state and federal law to top priority. On January 22, 2004 CDE/OCR staff met with PUSD staff to discuss the current status of compliance and specific next steps to resolve remaining issues.
Potter Valley Comm. Unified	EL 2a, 2b, 3a, 6b, 7	Technical Assistance scheduled for March.
San Francisco Unified	EL1, 2ab, 3ab, 4bcd, 5b, 6ab, 7, 8a, 9ab, 10ab	Technical Assistance scheduled for March 16 and April 20-23.
Santa Clara County Office of Education	EL 3a, 6ab	6 issues already resolved.
Santa Paula Elementary	EL 5ac, 8a	
Santa Paula High	EL 1, 2ab, 3ab, 4d, 5a, 6ab, 8ab, 9a	2 issues already resolved.
Silver Valley Unified	EL 3b	
Solano County Office of Education	EL 2a	Most issues already resolved.
Whittier Union High	IKE 2	Professional Development not appropriately provided to private school staff.

## Reference List of 2003-04 English Learner Compliance Issues

<b>EL 1</b>	Reclassification
<b>EL 2a</b>	Program evaluation process
<b>EL 2b</b>	Program evaluation implementation with student results
<b>EL 3a</b>	English language development instructional services
<b>EL 3b</b>	Access to core curriculum
<b>EL 4a</b>	Home language survey
<b>EL 4b</b>	Initial assessment in English
<b>EL 4c</b>	Initial assessment in the primary language
<b>EL 4d</b>	Parent notification of assessment results
<b>EL 5a</b>	Placement in structured-English immersion program
<b>EL 5b</b>	Placement in English language mainstream program
<b>EL 5c</b>	Placement in alternative course of educational study program
<b>EL 6a</b>	Adequate qualified staff for English language development instruction
<b>EL 6b</b>	Adequate qualified staff for core curriculum instruction
<b>EL 7</b>	Professional Development
<b>EL 8a</b>	Parent notification of placement and opportunity to apply for waiver
<b>EL 8b</b>	Waiver policies and procedures
<b>EL 9a</b>	English learner advisory committee (ELAC – school level committee)
<b>EL 9b</b>	District English learner advisory committee (DELAC)
<b>EL 10a</b>	Adequate general fund resources for English learner services
<b>EL 10b</b>	Appropriate use of EIA-LEP (Economic Impact Aid – Limited-English Proficient) funds