



CALIFORNIA STATE BOARD OF EDUCATION

MAY 2004 AGENDA

Petition Waiver

SUBJECT Petition request under <i>Education Code</i> (EC) Section 60421(d) and 60200(g) by Davis Joint Unified School District to purchase Instructional Resources (<i>Everyday Mathematics</i> , Grades 4-5) using Instructional Materials Funding Realignment Program (IMFRP) monies Waiver Number: 115-3-2004	<input checked="" type="checkbox"/> Action
	<input type="checkbox"/> Consent

RECOMMENDATION

Approval Approval with conditions Denial

Approval from May 13, 2004, through June 30, 2006, with the condition that the district supplement *Everyday Mathematics*, Grades 4-5, as necessary for coverage of all mathematics content standards. If renewal of the petition is sought, the district should include evidence of meeting the condition for standards coverage.

SUMMARY OF PREVIOUS STATE BOARD OF EDUCATION DISCUSSION AND ACTION

The petition process was continued in statute for use by districts with the Instructional Materials Funding Realignment Program, AB 1781, Statutes of 2002 with *Education Code* Section 60421(d). This is the first request from this district for a waiver for the *Everyday Mathematics* program. Over the last three years, the State Board has approved 20 of 21 total waivers/petitions submitted for the *Everyday Mathematics* program.

SUMMARY OF KEY ISSUES

The Davis Joint Unified School District requests approval of its petition pursuant to EC 60421(d): "Notwithstanding any other provision of law, pursuant to subdivision (g) of section 60200, the State Board of Education may authorize a school district to use any state basic instructional materials allowance to purchase standards-aligned materials as specified within this part." EC 60200(g): "If a district board establishes to the satisfaction of the State Board that the state-adopted instructional materials do not promote the maximum efficiency of pupil learning in the district, the State Board shall authorize the district board to use its instructional materials allowance to purchase materials as specified by the State Board."

The Davis Joint Unified School District is petitioning to purchase: *Everyday Mathematics* (4-5).

The petition request is for three elementary schools within the District. These three schools have excellent assessment results. All three of these schools have had an API

Davis Joint Unified School District, Page 2

ranking of 9 or 10 over the last four years. The district submitted assessment data for the statewide Mathematics Arts Standards Test and the SAT-9 Mathematics Test. District performance and the performance of these three schools is significantly above the state average, with the district demonstrating 88-90% scoring at "basic or above" on the 2002 Mathematics CST for grades 2-5, compared to 59-67% statewide.

Detailed assessment data are attached to this petition. The District requests that its petition be granted to use *Everyday Mathematics* as the core instructional materials for teachers and students in its GATE program at fourth and fifth grade. The teachers in this program have undergone training by representatives of the company that produces *Everyday Mathematics*, and some have undergone additional professional development to complement this training.

Following earlier petition requests to purchase the *Everyday Mathematics* program using Instructional Materials Fund funds, the State Board of Education asked former Commissioner Stickel to review the 2002 edition of the *Everyday Mathematics* program for grades 4-6. Ms. Stickel found in her report to the Board that there were numerous areas where the Mathematics Standards were not met, particularly at the Grade 4 level. Pursuant to this recommendation the Board acted to approve these petition requests with the condition that the districts demonstrate supplemental coverage of these standards.

Davis Joint Unified School District has agreed to do this supplementation, and therefore the department is recommending approval with conditions.

Authority for Petition: *Education Code* (EC) Section 60421(d) and 60200(g)

Public hearing identified by (choose one or more):

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

Public hearing held on date(s): April 1, 2004

Local board approval date(s): March 4, 2004

Period of request: Period of request: Recommended: May 13, 2004, through June 30, 2006. The District has requested approval through June 2007, but typically the State Board approves waivers/petitions for a two-year period. If the district submits a renewal petition, the district should include evidence for having met the conditions included in this petition.

FISCAL ANALYSIS (AS APPROPRIATE)

LEA's K-8 IMFRP in the 2003-2004 year:	\$	\$152, 338
Estimated cost of requested materials:	\$	\$6,432 annually
Percentage of K-8 IMFRP:		4.2%

BACKGROUND INFORMATION

Action Item: Some documentation is available for web viewing. Waiver forms and other hard copy documents are available for viewing at the Waiver Office or State Board Office.