

GENERAL WAIVER COVER SHEET
CALIFORNIA STATE BOARD OF EDUCATION
NOVEMBER 2003 AGENDA
Item No. WC-6

<p>TITLE: Request by San Antonio Regional Occupational Program to waive <i>Education Code</i> (EC) Section 52314.6(a) regarding the 3% limit enrollment of students under the age of 16, in the Regional Occupational Program (ROP)</p> <p>CDSIS: 6-9-2003</p>	<p>_____ ACTION _____ INFORMATION _____ PUBLIC HEARING <u> X </u> CONSENT</p>
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RECOMMENDATION:

The Department recommends:

Approval with the following conditions: (1) All SBE waiver guidelines must be adhered to, (2) age 16 enrollment be limited to 10 percent of ADA funded in the prior year Annual Apportionment, and (3) approval for one year only. If approved 33051(c) will apply and the district will not have to reapply annually if the information contained on the request remains the same.

Summary of Previous State Board of Education Discussion and Action:

Waiver requests of this type have been discussed and approved by the State Board. CDE staff uses adopted Waiver Policy 2000-06 as a guideline in reviewing these waivers.

Summary of Key Issue(s):

San Antonio Regional Occupational Program (ROP) is requesting this waiver to allow more 9th and 10th grade students that are a part of their respective district's Academies and Career Pathways to participate in ROP classes, which are a vital component of the programs. Their Counselors and Career Technicians have referred these students in order to fully meet their academic and occupational needs as part of the academy and career pathways educational experience. The increase is also needed to address the issue of early intervention in reaching and retaining at-risk students. This would provide the students with an additional reason for staying in school and reinforcing the need for academic and occupational skills being offered regardless of what career they choose to pursue.

San Antonio ROP has provided written assurances that they refer only students under the age of sixteen who can significantly benefit from ROP and whom cannot have their educational needs met without such enrollment. A counselor or the administration will make such referrals and both the school principal and the ROP director will approve the referrals.

San Antonio ROP has also provided assurances that students with special needs will have an individualized education plan and all referred students will be enrolled in a career technical education pathway. These assurances meet all the requirements of the State Board of Education's waiver policy for a waiver of *Education Code* (EC) Section 52315.6

Bargaining unit(s) consulted on: The district does not have any employee bargaining units.

Position of bargaining unit (choose only one): N/A

Neutral

Support

Oppose

Name of bargaining unit representative: N/A

Public hearing identified by (choose one or more):

posting in a newspaper

posting at each school

other

(specify) _____

Public hearing held on: 8/28/03

Local board approval date: 8/28/03

Advisory committee(s) consulted: Representatives from San Antonio Regional

Occupational Centers and Programs Advisory Committee

Objections raised (choose one): None Objections are attached on
separate sheet

Date consulted: August 21, 2003

Effective dates of request: 7/1/2003 to 6/30/2005

Fiscal Analysis (as appropriate): There is no fiscal impact to the Department or the ROP.

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