



## **STAFF REPORT AND RECOMMENDATION**

### **MATERIAL REVISION TO CHARTER PETITION OF CLOVIS ONLINE SCHOOL**

**March 23, 2021**

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The Clovis Unified School District (District) received a material revision to the charter of Clovis Online School (COS), proposing to add grade levels kindergarten through sixth. District staff and legal counsel have reviewed the material revision and supporting information. Each Board Member has received a copy of the material revision and supporting information.

This Staff Report and Recommendation (Staff Report) discusses the material revision, states the applicable legal standards, and sets forth District staff's report and recommendation that the Board grant the material revision.

#### **1. BACKGROUND**

COS is a charter school that the District's Board initially authorized in 2008. The Board last renewed the charter in August 2019 for five years, effective July 1, 2019 through June 30, 2024. Based on its current charter, COS provides nonclassroom-based instruction for students in grades 7 - 12.

COS has submitted for the Board's consideration and approval a material revision to its current charter. The material revision seeks to add grades kindergarten through sixth to COS' instructional program.

The District's Board held a public hearing on March 17, 2021 regarding the provisions of the material revision, at which time the Board was to consider the level of support for the material revision by teachers and other employees of the District and parents. No persons were present or spoke during the public hearing.

The District's Board is scheduled to hold a second public hearing on April 7, 2021 regarding the granting or denial of COS' material revision.

#### **2. LEGAL STANDARDS FOR REVIEW OF MATERIAL REVISION TO CHARTER**

Materials revisions to a charter are governed by the Charter Schools Act of 1992 (Education Code section 47600 et seq.) and the related regulations (5 Cal. Code of Regs. Section 11960 et seq.) Particularly, a material revision to expand grade levels may be made only with the approval of the chartering authority, in this case the District's Board. (Education Code § 47607(a)(3)) The material revision shall include, but not be limited to, a reasonably comprehensive description of any new requirement of charter schools enacted into law after the charter was originally granted or last review. (Education Code § 47607(b)) The material revision

is governed by the standards and criteria described in Education Code section 47605.  
(Education Code § 47607(a)(3))

Pursuant to Education Code section 47605, subdivision (c), the following standard governs the granting of COS' material revision:

. . . The governing board of the school district shall grant a charter for the operation of a school under this part if it is satisfied that granting the charter is consistent with sound educational practice and with the interests of the community in which the school is proposing to locate. The governing board shall consider the academic needs of the pupils the school proposes to serve. . . .”

### 3. RECOMMENDATION

District staff recommends that the Board grant COS' material revision to add grade levels kindergarten through sixth as the granting of it is consistent with sound educational practice and with the interests of the community in which COS is located.

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