



## Board of Education Report

---

**File #:** Rep-172-16/17, **Version:** 1

---

**Approval of Issuance of Notice of Intent to Revoke and Adoption of Notice of Facts in Support of Revocation for El Camino Real Charter High School Pursuant to Education Code Section 47607(e) [Public Hearing]**

**October 18, 2016**

**Charter Schools Division**

**Action Proposed:**

Staff recommends that the Board of Education approve the issuance of the Notice of Intent to Revoke and adopt the Notice of Facts in Support of Revocation for El Camino Real Charter High School (ECRCHS) pursuant to Education Code section 47607(e). Staff also recommends that the Charter Schools Division (CSD) be authorized to send and receive any documents related to the Notice of Intent to Revoke and Notice of Facts in Support of Revocation.

**Background:**

The LAUSD Board approved the charter for El Camino Real Charter High School on November 10, 2015. The charter term expires June 30, 2021. It is located at 5440 Valley Circle Blvd., Woodland Hills, CA 91367, in Board District 3, Local District Northwest.

Pursuant to Education Code section 47607(c), the authorizing entity may revoke the charter of a charter school if it finds, through a showing of substantial evidence, that the charter school did any of the following:

- (1) Committed a material violation of any of the conditions, standards, or procedures set forth in the charter.
- (2) Failed to meet or pursue any of the pupil outcomes identified in the charter.
- (3) Failed to meet generally accepted accounting principles, or engaged in fiscal mismanagement.
- (4) Violated any provision of the law.

Education Code section 47607(d) requires the authorizing entity to notify the charter school in writing of any violation and give the charter school a reasonable opportunity to remedy the violation prior to revocation.

Education Code section 47607 (e) provides: “Prior to revoking a charter for failure to remedy a violation pursuant to subdivision (d), and after expiration of the school’s reasonable opportunity to remedy without successfully remedying the violation, the chartering authority shall provide a written notice of intent to revoke and notice of facts in support of the revocation to the charter school.”

At a public hearing held on August 23, 2016, the LAUSD Board of Education authorized the District to issue a Notice of Violations (NOV) to El Camino Real Charter High School providing the school with reasonable opportunity to remedy violations by September 23, 2016. The District received El Camino’s response to the District’s Notice of Violations which included information regarding the charter school’s actions and proposed actions to remedy the violations.

The Board of Education is required to consider increases in pupil academic achievement for all groups of pupils served at the charter school as the most important factor in determining whether to revoke a charter. (Ed. Code §47607(c)(2).) El Camino Real Charter High School underwent its first renewal on November 10, 2015. The school's record of academic performance does indicate that ECRCHS's numerically significant student subgroups have achieved growth in academic performance except for the African American subgroup in English Language Arts (ELA) and the English Learner subgroup in both ELA and Math. Based on the past two years of CAASPP (SBAC) data, African American students showed a decrease of 2 percentage points in ELA and an increase of 12 percentage points in Math. The English Learner subgroup decreased 32 percentage points in ELA and also showed a decrease of 12 percentage points in Math. Latino students showed an increase of 2 percentage points in ELA and 4 percentage points in Math. Socioeconomically Disadvantaged students showed an increase of 7 percentage points in ELA and 12 percentage points in Math. Students with Disabilities increased 1 percentage point in ELA and 4 percentage points in Math. In the former API System, the school went from 838 to 834, resulting in a 4 point decrease. Also in 2013, although the school met the Schoolwide Growth target, it did not meet 2 out of 7 subgroup growth targets. For example, the Latino subgroup decreased by 3 points and the Students with Disabilities subgroup increased by 6 points and didn't meet its growth target of 9. Subgroups that met their growth targets included the African American subgroup which met its growth target of 5, the Socioeconomically Disadvantaged subgroup exceeded its growth target by 6 points and the English learner subgroup exceeded its growth target by 103 points. (Although more recent CAASPP (SBAC) assessment data shows that the English learner subgroup is at 0% at Met or Exceeded the standards.) Although the school shows upward trajectory, as noted in the Notice of Intent to Revoke and Facts in Support of Revocation, staff has ongoing concerns that the serious and egregious violations outlined in the Notice of Violations particularly in the area of governance and fiscal mismanagement outweigh the school's academic achievement.

District staff has carefully and thoroughly reviewed El Camino's response to the NOV. As set forth in the attached Notice of Intent to Revoke and Notice of Facts in Support of Revocation, although El Camino has provided some remedies in its Response, such as prohibiting the purchase of alcohol, instituted some changes to leadership, and adopted policies to address violations, staff still has ongoing concerns regarding the charter organization, its leadership, and its governing board, to operate the school effectively and in compliance with applicable laws, regulations, and the terms of the school's charter.

Staff therefore recommends the issuance of the attached Notice of Intent to Revoke and Notice of Facts in Support of Revocation on the grounds provided therein for failing to successfully remedy all of the violations set forth in the Notice of Violations.

**Expected Outcomes:**

Staff recommends that the Board issue the Notice of Intent to Revoke and adopt the Notice of Facts in Support of Revocation. If the Board approves the issuance of the Notice of Intent to Revoke and adopts the Notice of Facts in Support of Revocation of the El Camino Real Charter High School charter, thereby adopting the written factual findings contained therein, a public hearing on the revocation of the El Camino Real Charter High School shall be held at 9:00 a.m. on November 15, 2016, in the LAUSD Board Room located at 333 South Beaudry Avenue, Los Angeles, CA, 90017.

Should the LAUSD Board revoke the charter of El Camino Real Charter High School at the public revocation hearing on November 15, 2016 based on violations of law and fiscal mismanagement, El Camino Real Charter High School will not continue to qualify as a charter school for funding and for all other purposes during the pendency of an appeal. (§47607(i).)

**Board Options and Consequences:**

“Yes” - Board approves the issuance of the Notice of Intent to Revoke and adopts the Notice of Facts in Support of Revocation to El Camino Real Charter High School. Board directs Charter Schools Division staff to issue the Notice of Intent to Revoke and Notice of Facts in Support of Revocation notifying El Camino Real Charter High School of the revocation hearing scheduled for 9:00 a.m. on November 15, 2016, in the LAUSD Board Room located at 333 South Beaudry Avenue, Los Angeles, CA, 90017. Staff is also directed to receive any response from El Camino Real Charter High School.

“No” - The issuance of the Notice of Intent to Revoke and adoption of Notice of Facts in Support of Revocation will not be approved discontinuing the revocation process. El Camino Real Charter High School will continue to operate as a charter school under the terms and conditions as set forth in its last approved charter.

**Policy Implications:**

There are no policy implications at this time.

**Budget Impact:**

The budget impact will be dependent on the resolution of revocation proceedings.

**Issues and Analysis:**

Find attached Notice of Intent to Revoke and Notice of Facts in Support of Revocation with attached exhibits outlining substantial evidence why El Camino Real Charter High School failed to fully refute the violations and/or successfully remedy the violations outlined in the August 23, 2016 Notice of Violations.

**Attachments:**

Notice of Intent to Revoke and Notice of Facts in Support of Revocation

**Informatives:**

Not applicable.

**RESPECTFULLY SUBMITTED,**

**APPROVED & PRESENTED BY:**

---

MICHELLE KING  
Superintendent

---

JOSÉ COLE-GUTIÉRREZ  
Director  
Charter Schools Division

**REVIEWED BY:**

---

DAVID HOLMQUIST  
General Counsel

\_\_\_ Approved as to form.

**REVIEWED BY:**

---

CHERYL SIMPSON  
Director, Budget Services and Financial Planning

\_\_\_ Approved as to budget impact statement.

## **Exhibits May Be Viewed at:**

**<http://laschoolboard.org/sites/default/files/10-18-16BR172Exhibits1-18.pdf>**

**<http://laschoolboard.org/sites/default/files/10-18-16BR172Exhibits19-36.pdf>**

**<http://laschoolboard.org/sites/default/files/10-18-16BR172Exhibit37.pdf>**