



"Many Paths to Learning, One Standard of Excellence"

**BEFORE THE GOVERNING BOARD OF THE
ACTON-AGUA DULCE UNIFIED SCHOOL DISTRICT**

Resolution No. 17-18.13

**Resolution to Authorize Submission of Waiver Request to State Board of Education
on Behalf of iLEAD Online Charter Schools**

WHEREAS, a charter school operating a non-classroom based independent study program must submit a "Nonclassroom-Based Determination of Funding" request to the State Board of Education at regular intervals so that the State Board of Education ("SBE") may determine whether the charter school is entitled to a full share or pro-rata share of ADA-derived funding in light of the charter schools staffing and operations;

WHEREAS, Title 5 of the California Code of Regulations, Sections 11963 *et seq.* establish deadlines for the submission of Nonclassroom-Based Determination of Funding requests and the SBE will not consider a late-filed request unless the SBE also receives and approves a request to waive the missed filing deadline;

WHEREAS, a charter school may not submit a waiver request directly to the SBE, but Education Code Sections 33050 *et seq.* permits a school district governing board to request a waiver of the deadlines for submitting Nonclassroom-Based Determination of Funding requests on behalf of a charter school authorized by the school district's governing board; and

WHEREAS, the iLEAD Online charter schools ("Charter Schools") are authorized by the Acton-Agua Dulce Unified School District ("District") Governing Board and operate independent study programs, but missed the applicable deadline for filing Nonclassroom-Based Determination of Funding requests, have filed late Determination of Funding Requests, and have asked the District's Governing Board to submit waivers to the SBE on their behalf as outlined in Exhibit A.

THEREFORE BE IT RESOLVED, that the Governing Board of the Acton-Agua Dulce Unified School District authorizes the Superintendent or his designee to submit requests to the State Board of Education on behalf of the Charter Schools to waive the deadlines applicable to Nonclassroom-Based Determination of Funding requests, and to take any necessary further action to submit complete waiver requests, including conferring with the District's bargaining units so that the bargaining units may support, oppose, or take no position with respect to the SBE waiver requests.

APPROVED, PASSED AND ADOPTED by the Governing Board of the Acton-Agua Dulce Unified School District on this 22nd day of February 2018, by the following vote:

AYES _____ NOES _____ ABSTAIN _____ ABSENT _____

Ed Porter, President
Board of Trustees

Kelly Jensen, Clerk
Board of Trustees