

LOS ANGELES UNIFIED SCHOOL DISTRICT

BOARD OF EDUCATION REPORT NO. 365-06/07

Facilities Services Division

For presentation to the Board of Education on May 8, 2007

Adopted 5/24/07

**SUBJECT: CERTIFICATION OF UNHOUSED PUPILS FOR PROPOSITION 1D
CHARTER SCHOOL FACILITIES PROGRAM APPLICANTS**

PROPOSAL

Staff proposes that the Board of Education adopt an unhoused pupil calculation methodology for the purpose of the Charter School Facility Program (CSFP) related to Proposition 1D. Staff further proposes that the Board adopt a resolution stating that there will be no unhoused pupils within the Los Angeles Unified School District as of June 5, 2007.

BACKGROUND

This Board report is intended to meet the requirements of Proposition 1D as related to CSFP applications filed by independent Charter operators. Voters approved of Proposition 1D in November 2006. Proposition 1D included an additional \$500 million for the CSFP. AB 127 was signed by the Governor in May 2006. It removed the CSFP requirement that a school district demonstrate that it has new construction eligibility before the OPSC will consider a funding request from a charter operator. The CSFP now allows the school district to determine the number of pupils that are reduced from its new construction eligibility when an independent charter applies for funding.

Proposition 1D requires school districts to: 1) establish a methodology to calculate the number of unhoused pupils served by a Proposition 1D funded project, and, 2) certify the specific number of unhoused pupils --based on that methodology--served by a project. The approval of this proposed Board action would accomplish both of these requirements and thereby ensure that the District's new construction eligibility will not be reduced by independent charters applying for CSFP funds.

Proposition 1D requires charter applicants to notify the school district where the charter is to be located of their intent to apply for Proposition 1D CSFP funds at least 30 days prior to filing an application. School districts are then required to certify the number of unhoused pupils that will be served by the project. This certification is required to take place at a regularly scheduled board meeting. The certification, in the form a board resolution, must be signed by a school board member and submitted to the OPSC within 90 days of the charter school's notification.

Methodology for Calculating Unhoused Pupils

Staff recommends that the following methodology be used by the LAUSD to determine the number of unhoused pupils that will be included in each CSFP new construction funding application that is submitted by a charter schools within LAUSD:

1. Determine the number of District unhoused pupils in each grade level, calculated as prescribed by the State in Section 1859.50 of the School Facility Program (SFP) regulations, that will remain unhoused after all projects in the Strategic Execution Plan (SEP) are completed.
2. If the number for any grade level is greater than zero, determine the proximity of remaining unhoused pupils to a proposed charter school that will serve those grade levels.
3. At the LAUSD Board's discretion, assign any "remaining" unhoused pupils to the proposed charter school projects that will serve the appropriate grade levels provided the proposed charter school is within a 1-mile radius of any "remaining" elementary unhoused pupils and/or within a 3-mile radius of any "remaining" secondary unhoused pupils. The number of "remaining" unhoused pupils assigned to a charter school should not exceed the number of pupil grants for which the charter school has applied.

Based on the above methodology, the number of pupils that will remain unhoused after the completion of all projects in the New Construction SEP is zero. Staff expects this number to remain zero through October 31, 2007, which is the last day the State allows the District to use 2006-2007 enrollment data to calculate eligibility for State for matching funds. Therefore, the required Board certification should reflect that each CSFP application filed through October 31, 2007 will include zero LAUSD unhoused pupils.

BUDGET IMPLICATIONS

The state Charter School Facilities Program is currently funded by state bond funds resulting from the passage of Proposition 1D in November 2006. Previous CSFP awards from Proposition 55 counted against District eligibility and therefore had an impact on LAUSD funding. As a result of recent changes to the CSFP regulations and this Board report, CSFP awards from Proposition 1D will not impact LAUSD access to State matching funds.

POLICY IMPLICATIONS

These actions establish a methodology to calculate unhoused pupils for purposes of the CSFP program.

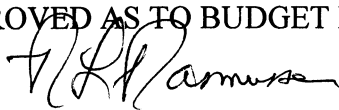
DESEGREGATION IMPACT STATEMENT

These actions have been reviewed and do not require a desegregation impact statement.

RECOMMENDATION

IT IS RECOMMENDED, that the Board of Education adopt an unhoused pupil calculation methodology for the purpose of the Charter School Facility Program (CSFP) related to Proposition 1D. It is further recommended that the Board adopt a resolution stating that there will be no unhoused pupils within the Los Angeles Unified School District as of June 5, 2007.

APPROVED AS TO BUDGET IMPLICATIONS:



ROGER RASMUSSEN
Budget Director

Respectfully submitted,

DAVID L. BREWER III
Superintendent of Schools

PREPARED BY:



KENNETH HARGREAVES
Director of Operations, New Construction



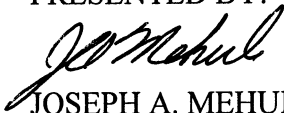
JIM COWELL
Deputy Chief Facilities Executive, New Construction

APPROVED BY:



MICHELLE MEGHROUNI
Associate General Counsel II

PRESENTED BY:



JOSEPH A. MEHULA
Chief Facilities Executive

RESOLUTION OF THE BOARD OF EDUCATION OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT ESTABLISHING THE NUMBER OF UNHOUSED PUPILS WITH THE LOS ANGELES UNIFIED SCHOOL DISTRICT AS OF JUNE 5, 2007, BASED ON THE CALCULATION OF UNHOUSED PUPILS THAT IS PRESCRIBED BY THE STATE IN SECTION 1859.50 OF THE SCHOOL FACILITY PROGRAM (SFP) REGULATIONS FOR THE CHARTER SCHOOL FACILITIES PROGRAM (CSFP).

WHEREAS, AB 127 was approved by Governor Schwarzenegger in May 2006. Among other things, this law changed some of the provisions of the CSFP. The changes were incorporated into law when voters approved an additional \$500 million for the CSFP as part of Proposition 1D in the November 2006 election; and

WHEREAS, The CSFP now requires that the number of pupils that are reduced from a district's new construction eligibility as a result of a charter school filing an application on its own behalf be determined by that school district; and

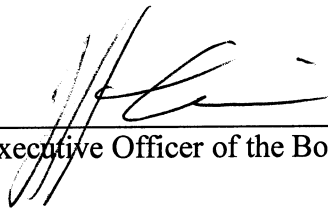
WHEREAS, For a charter school applying on its own behalf for new construction funds, the new regulations request the school district to provide a certification to the number of the district's unhoused pupils, pursuant to Section 1859.50, that the project will serve; and

WHEREAS, As of the date of this board report, the number of unhoused pupils that will remain unhoused after the completion of all projects identified in the SEP is zero. Staff expects this number to remain the same through at least October 31, 2007, but most likely beyond that date;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT, COUNTY OF LOS ANGELES, CALIFORNIA, AS FOLLOWS:

All projects for which applications will be submitted by charter schools on their own behalf to the Office of Public School Construction for the 2007 application cycle of the Charter School Facilities Program will serve zero unhoused District pupils.

Adopted and signed this 24th day of May, 2007, by the Board of Education of the Los Angeles Unified School District.

By: 
Executive Officer of the Board of Education