

**Arizona State Board for Charter Schools
On-going Board Actions as of June 29, 2012**

Withholding					
School Name	Date of Board Action	Violation	Notes	Status of Corrective Action Plan	Date issue, if unresolved, will come back before the Board
El Centro for the Study of Primary and Secondary Education	4/9/12	Failure to timely submit fiscal year 2011 single audit			
Luz Academy of Tucson, Inc.	4/9/12	Failure to timely submit fiscal year 2011 single audit			
TAG Elementary, Inc.	3/12/12	Failure to comply with federal payroll tax requirements	<p>On 4/18/12, provided evidence of \$10,000 April voluntary contribution submitted to the IRS.</p> <p>On 4/18/12, provided evidence that all required federal payroll taxes for two payrolls that occurred in April 2012 have been timely deposited into the Treasury of the United States.</p> <p>On 4/18/12, indicated that the Form 941 employment tax return for the 1st quarter of 2012 is due 4/30/12 and would be provided to the Board at that time.</p> <p>On 5/7/12, provided evidence that all required federal payroll taxes for the first quarter of tax year 2012 (January through March 2012) have been timely deposited into the Treasury of the United States.</p> <p>On 5/21/12, provided evidence of a \$10,053.16 May voluntary contribution submitted to the IRS and an update on charter holder's efforts to enter into a</p>		

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			<p>payment plan with the IRS.</p> <p>On 5/21/12, provided evidence that all required federal payroll taxes for two payrolls that occurred in May 2012 have been timely deposited into the Treasury of the United States.</p> <p>On 6/5/12, provided copy of approved installment agreement with the IRS. The installment agreement requires monthly payments of \$15,000 beginning 7/10/12. Since the installment agreement was signed by the IRS on 5/31/12 and does not require the first payment be made until 7/10/12, the requirement that the charter holder provide proof of a June voluntary payment in order to have the 10% withholding returned was waived.</p> <p>On 6/20/12, provided evidence that all required federal payroll taxes for the two payrolls that occurred in June 2012 have been timely deposited into the Treasury of the United States. Further, information was provided indicating that these deposits represented the final two for the quarter ending 6/30/12 and that there would be no other payroll that would be paid in June.</p> <p>10% withholding to be returned with June 30th payment.</p>		
Visions Unlimited Academy, Inc.	3/12/12	Failure to comply with federal payroll tax requirements	On 4/10/12, provided evidence of \$1,000 April voluntary contribution submitted to IRS.		On 3/12/12, the Board also voted to issue a notice

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			<p>On 4/10/12, 4/18/12, and 4/24/12 provided updates on charter holder's efforts to enter into payment plan with the IRS.</p> <p>On 4/26/12, provided evidence that all required federal payroll taxes for the first quarter of tax year 2012 (January through March 2012) have been timely deposited into the Treasury of the United States.</p> <p>On 5/2/12, provided evidence of \$1,200 May voluntary contribution submitted to the IRS.</p> <p>On 5/16/12, provided the federal payroll tax amount for the pay period ending 5/16/12.</p> <p>On 6/1/12, provided evidence of \$1,200 June voluntary contribution submitted to the IRS.</p> <p>On 6/1/12, provided the federal payroll tax amount for the pay period ending 5/31/12.</p> <p>On 6/5/12, provided evidence of deposits with the IRS for April and May.</p> <p>On 6/12/12, provided evidence that April and May deposits with IRS equaled required amounts.</p> <p>On 6/14/12, provide update on charter holder's efforts to enter into a payment plan with the IRS.</p> <p>On 6/19/12, provided evidence that all</p>		<p>of intent to revoke the charter. For additional information, please see the "Schools Under a Notice of Intent to Revoke" section.</p>

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			<p>required federal payroll taxes June 2012 have been timely deposited into the Treasury of the United States.</p> <p>On 6/25/12, provided clarification that the information provided on 6/19/12 represented the last payroll to post before the end of the 6/30/12 quarter.</p> <p>10% withholding to be returned with August payment.</p>		

Schools Under a Notice of Intent to Revoke

School Name	Date of Board Action	Alleged Violation	Date of Revocation Hearing/Orders	Status
El Centro for the Study of Primary and Secondary Education	4/9/12	<ul style="list-style-type: none"> Failure to timely submit fiscal year 2011 single audit 	Hearing before OAH Administrative Law Judge scheduled for August 9, 2012 at 1 p.m.	
Luz Academy of Tucson, Inc.	4/9/12	<ul style="list-style-type: none"> Failure to timely submit fiscal year 2011 single audit 	Hearing before OAH Administrative Law Judge scheduled for August 9, 2012 at 8 a.m.	
Visions Unlimited Academy, Inc.	3/12/12	<ul style="list-style-type: none"> Failure to comply with federal payroll tax requirements Failure to provide a learning environment that will improve pupil achievement in accordance with A.R.S. 15-181(A) 	Hearing before OAH Administrative Law Judge scheduled for August 6 and 7, 2012.	Informal settlement conference occurred on June 14, 2012.

Other Legal Matters

School Name	Date of Board Action	Status
E.Q. Scholars, Inc.	1/23/12	<p>Charter holder has requested a formal hearing be set regarding the Board's action denying the renewal application.</p> <p>Informal settlement conference was held on March 15, 2012. The matter was not settled.</p> <p>The Board met on March 20, 2012 and removed failure to comply with Generally Accepted Accounting Principles as a reason for denying the request for charter renewal.</p> <p>Formal hearing before OAH Administrative Law Judge scheduled for May 14 has been continued to July 30, 2012</p>
StarShine Academy	5/14/12	Charter holder has requested a formal hearing be set regarding the Board's action denying the renewal application.

Consent/Settlement Agreements that are being monitored

School Name	Date of Board Action	Terms	Status of compliance with Terms
Legacy Schools	5/10/10	<p>By July 1, 2010, the Charter Operator shall develop and submit to the Board a Performance Management Plan ("PMP") for reading and mathematics using the templates provided by the Board. The PMP is a strategic plan addressing the School's academic performance deficiencies and shall cover the period of July 1, 2010 through June 30, 2012. The Board shall identify the Measure, Metric, Target and Strategies for the PMP. The Charter Operator shall identify the Action Steps, Timeline, Responsible Party, Evidence of Meeting Action Steps, and Budget of the PMP. The Timeline(s) identified by the Charter Operator in the PMP must correspond with the Quarterly Report submission dates identified in paragraph 21. The PMPs to be submitted to the Board by July 1, 2010 shall be incorporated into this Agreement as Attachment A and B.</p> <p>Throughout the duration of the PMP (July 1, 2010 through June 30, 2012) and within 10 days of the end of every calendar quarter (October 1, January 1, April 1, June 1), the Charter Operator shall complete and submit a Quarterly Report to the Board. Each Quarterly Report shall:</p> <ul style="list-style-type: none"> ▪ Detail the Charter Operator's progress on the implementation of the Action Steps identified in the PMP within the Timeline(s) identified; ▪ Provide evidence that the School is progressing toward the prescribed Targets, which includes a data comparison in chart and graph format depicting the School's academic student performance; and 	<p>On June 28, 2010 staff received the completed Performance Management Plan (PMP) from Legacy Elementary School. Staff reviewed the PMP for content. The first quarterly report is due in October.</p> <p>On December 17, 2010 staff reviewed the first quarterly report. The HQ staff listing was requested via email. A meeting will be scheduled with the new campus principal being hired in January 2011 to review the requirements of the consent agreement and the components of the PMP.</p> <p>On December 20, 2010 ADE requested additional information on three instructional staff members to determine HQ status.</p>

Consent/Settlement Agreements that are being monitored

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		<ul style="list-style-type: none"> ▪ Provide documentation of the School’s budget expenditures for the Action Steps implemented for the quarter. <p>Throughout the duration of the PMP (July 1, 2010 through June 30, 2012) and within 10 days of the end of the quarter (October 1, January 1, April 1, June 1), the Charter Operator shall provide a current list of the School’s instructional staff that identifies each staff’s content area assignments and highly qualified status that evidences that the School’s teachers of core academic subjects (English, reading or language arts, mathematics, science, foreign languages, civics and government, economics, arts, history, and geography) are “highly qualified” under the No Child Left Behind Act of 2001 (20 U.S.C. § 6301 et seq.).</p> <p>By June 30, 2012 and for every year thereafter for the duration of the charter, the School’s reading and math AIMS scores shall meet or exceed the State average percent proficient in reading and math on the state assessment.</p> <p>By June 30, 2012 and for every year thereafter for the duration of the charter, the School must have a student growth percentile of no less than minus one standard deviation from the State median growth percentile in reading and math.</p>	<p>On January 24, 2011 staff met with the new principal, reading coach, and charter representative to discuss the consent agreement, quarterly reports, and the components of the PMP.</p> <p>On March 30, 2011 staff reviewed the second quarter report. A follow-up conference took place to discuss the collection of evidence that demonstrates implementation of the action steps.</p> <p>The third quarter report is currently under review.</p> <p>The charter holder continues to submit quarterly reports demonstrating the implementation of the PMP. Results of efforts will be reviewed when the FY2011 data is complete.</p> <p>Legacy Elementary School’s FY2011 academic performance data shows the school exceeded the state average percent proficient and the state median growth percentile for reading. In math, the school met the Board’s median growth percentile requirement and fell 5 points below the state average percent proficient.</p> <p>The charter holder submitted the second quarter report demonstrating the implementation of the PMP on December 28, 2011.</p>

Consent/Settlement Agreements that are being monitored

School Name	Date of Board Action	Terms	Status of compliance with Terms
			<p>As a part of a five-year interval review, Board staff will be conducting a site visit to the school on March 22, 2012, to discuss implementation of the PMP to date with the school leadership team.</p> <p>Site visit occurred on March 22, 2012. PMP was assigned as part of the 5 year interval review. The terms of the consent agreement remain in place.</p> <p>The charter holder submitted the fourth quarter report demonstrating implementation of the PMP on June 4, 2012. On June 29, 2012, the charter holder timely submitted a PMP as part of the five-year interval review requirement for charter holder.</p>

Status of Board Requested Reports/Site Visits

School Name	Date of Board Action	Board Request of School/Staff	Status of compliance with request

Failing Schools

School Name	Date of Board Action	Violation	Hearing Information	Status

Civil Penalties

School Name	Date of Board Action	Violation	Amount of Civil Penalty	Date Appeal Timeframe Expires	Status