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**AGENDA ITEM:** Compliance Matters – Legacy Education Group

**Issue**

Legacy Education Group has failed to close out its Corrective Action Plan (CAP) resulting from the on-site monitoring of the charter holder's special education program that occurred in October 19, 2010.

**Background**

On October 25, 2010 the Arizona Department of Education's Exceptional Student Services Division (ADE/ESS) issued [a letter of findings](#) to Legacy Education Group for the monitoring that occurred on October 19, 2010.

On October 26, 2011 ADE/ESS issued a [letter](#) to the charter holder stating that because there continued to be unresolved items that prevented the completion of the CAP, the school's special education funding had been placed on hold.

As of November 16, 2011, the charter holder has not yet completed the requirements of the CAP.

**Board Options**

1. The Board may decide to take no action at this time and direct staff to monitor the charter holder's progress in closing out its corrective action plan.
2. The Board may find Legacy Education Group is in noncompliance with state and federal law for its failure to comply with special education requirements and move to withhold 10% of Legacy Education Group's monthly State aid apportionment until compliance is demonstrated through the completion of the corrective action plan required by ADE/ESS.
3. The Board may vote to issue a Notice of Intent to Revoke the charter of Legacy Education Group for failing to comply with state and federal special education requirements. The motion should also require that:
  - Within 48 hours of receipt of the Notice the charter operator shall notify staff and parents/guardians of registered students of the Notice of Intent to Revoke and the Notice of Hearing and provide a school location where the copy may be reviewed;
  - Within 20 days of receipt of the Notice the charter operator shall provide copies of all correspondence and communications used to comply with the preceding provision; and
  - Within 20 days of receipt of the Notice the charter operator shall provide the Board with the names and mailing addresses of parents/guardians of all students registered with the school.
4. The Board may choose to withhold 10% (Option #2) and to issue a Notice of Intent to Revoke the charter holder's charter contract (Option #3).

**Staff's Recommendation**

Staff's recommendation is Option 2.