

**Arizona State Board for Charter Schools  
On-going Board Actions as of October 5, 2010**

<b>Withholding</b>					
<b>School Name</b>	<b>Date of Board Action</b>	<b>Violation</b>	<b>Notes</b>	<b>Status of Corrective Action Plan</b>	<b>Date issue, if unresolved, will come back before the Board</b>
<b>Back-to-Basics</b>	May 10, 2010	Noncompliance with state law for failing to report student attendance data in accordance with A.R.S. §§ 15-185(B)(2), 15-901 and 15-902	<p>Corrective action plan for the charter holder includes:</p> <ul style="list-style-type: none"> <li>•Demonstration that the charter holder has corrected the student attendance data for fiscal year 2010 reported to ADE and used for funding purposes. This would include providing all information to and completing all steps required by ADE. Board staff will review the revised student attendance data for the charter holder after the data have been aggregated by ADE to ensure the data accurately reflect, within 2%, the information found on the teacher-marked attendance rosters.</li> <li>•Detailed policies and procedures related to student attendance recording and reporting that address the charter holder's overall processes as well as specific steps included to ensure the issues identified by the Board during its site visits to the school do not recur.</li> <li>•Evidence that the policies and procedures have been adopted by the charter holder's corporate or governing body, as appropriate (e.g., meeting minutes).</li> <li>•Implementation of the policies and procedures developed and adopted by the charter holder that result in the submission of accurate data through the first 40 days of FY 2011.</li> </ul>	<p>At the July 12, 2010 Board meeting, the school provided attendance policies and procedures and minutes from the school's July 5, 2010 governing board meeting. Staff is reviewing these documents.</p> <p>On July 29, 2010, staff notified the charter representative that the information provided was insufficient and did not address all of the corrective action plan requirements.</p>	Notice of Intent to Revoke was issued as part of the motion.

## Withholding

School Name	Date of Board Action	Violation	Notes	Status of Corrective Action Plan	Date issue, if unresolved, will come back before the Board
<b>Bradley Academy of Excellence, Inc.</b>	June 14, 2010	Failure to comply with attendance record retention requirements pursuant to A.R.S. §39-121.01 and in accordance with the General Retention Schedule for School Districts and Charter Schools published by the Arizona State Library, Archives and Public Records	Compliance must be demonstrated through the fiscal year 2010 audit. If Bradley Academy of Excellence's fiscal year 2010 audit does not demonstrate compliance, the charter holder will be brought back to the Board for consideration of other ways through which the charter holder could demonstrate compliance in order to have the 10% returned.		January 2011
<b>Global Education Foundation, Inc.</b>	June 14, 2010	<ul style="list-style-type: none"> <li>▪ Failure to comply with Classroom Site Fund requirements found in A.R.S. §15-977,</li> <li>▪ Failure to retain student attendance records as required by A.R.S. §39-121.01 and in accordance with the General Retention Schedule for School Districts and Charter Schools published by the Arizona State Library, Archives and Public Records, and</li> <li>▪ Failure to comply with federal and state payroll tax requirements as</li> </ul>	<ul style="list-style-type: none"> <li>▪ For Classroom Site Fund, either through the fiscal year 2010 audit or through Agreed-Upon Procedures established by Board staff.</li> <li>▪ For attendance records, through the fiscal year 2010 audit. If Global Education Foundation's fiscal year 2010 audit does not demonstrate compliance, the charter holder will be brought back to the Board for consideration of other ways through which the charter holder could demonstrate compliance in order to have the 10% returned.</li> <li>▪ For federal and state payroll taxes, through the satisfactory completion of the corrective action plan requested in the Board's March 22, 2010 audit letter.</li> </ul>		January 2011

## Withholding

School Name	Date of Board Action	Violation	Notes	Status of Corrective Action Plan	Date issue, if unresolved, will come back before the Board
		required by 26 U.S.C. §3402 and A.R.S. §§43-401 and 43-1111.			
<b>Scottsdale Horizons Charter School</b>	May 10, 2010	Noncompliance with state law for failing to report student attendance data in accordance with A.R.S. §§ 15-185(B)(2), 15-901 and 15-902	<p>Corrective action plan for the charter holder includes:</p> <ul style="list-style-type: none"> <li>• Demonstration that the charter holder has corrected the student attendance data for fiscal year 2010 reported to ADE and used for funding purposes. This would include providing all information to and completing all steps required by ADE. Board staff will review the revised student attendance data for the charter holder after the data have been aggregated by ADE to ensure the data accurately reflect, within 2%, the information found on the teacher-marked attendance rosters.</li> <li>• Detailed policies and procedures related to student attendance recording and reporting that address the charter holder's overall processes as well as specific steps included to ensure the issues identified by the Board during its site visits to the school do not recur.</li> <li>• Evidence that the policies and procedures have been adopted by the charter holder's corporate or governing body, as appropriate (e.g., meeting minutes).</li> <li>• Implementation of the policies and procedures developed and adopted by the charter holder that result in the submission of accurate data through the first 40 days of FY 2011.</li> </ul>	<p>At the July 12, 2010 Board meeting, the school provided attendance policies and procedures and minutes from the school's July 5, 2010 governing board meeting. Staff is reviewing these documents.</p> <p>On July 29, 2010, staff notified the charter representative that the information provided was insufficient and did not address all of the corrective action plan requirements.</p>	After school's 40 <sup>th</sup> day of FY2011
<b>Vechij Himdag</b>	June 14,	▪ Failure to comply	▪ Compliance with Classroom Site Fund		January 2011

### Withholding

School Name	Date of Board Action	Violation	Notes	Status of Corrective Action Plan	Date issue, if unresolved, will come back before the Board
Alternative School, Inc.	2010	with Classroom Site Fund requirements found in A.R.S. §15-977	requirements either through the fiscal year 2010 audit or through Agreed-Upon Procedures established by Board staff.		

### Schools Under a Notice of Intent to Revoke

School Name	Date of Board Action	Alleged Violation	Date of Revocation Hearing/Orders	Status
Academy of Arizona, Inc.	9/13/10	Failing to comply with its charter contract and A.R.S. § 15-183 (E)(3) when it ceased providing educational services to students		
Back-to-Basics	May 10, 2010	Failing to report student attendance data in accordance with A.R.S. §§ 15-185(B)(2), 15-901 and 15-902	Hearing is set for October 26 and 27, 2010.  Second Pre-Hearing Conference set for September 27, 2010.  Pre-Hearing Conference set for August 13, 2010.	Hearing date request submitted to OAH 6/1/10  Notice of Hearing and NOIR to be mailed 6/7/10.  Notices delivered on 6/11/10.

### Other Legal Matters

School Name	Date of Board Action	Status
Kachina Country Day School, Inc.	7/12/10	Charter holder has requested a formal hearing be set regarding the Board's action denying the renewal application.

<b>Scottsdale Horizons Charter School</b>	7/12/10	Charter holder has requested a formal hearing be set regarding the Board's action denying the renewal application.  Formal non-renewal hearing before OAH Administrative Law Judge scheduled for December 6, 7 and 8, 2010.
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**Consent/Settlement Agreements that are being monitored**

<b>School Name</b>	<b>Date of Board Action</b>	<b>Terms</b>	<b>Status of compliance with Terms</b>
<b>Gila Educational Group</b>	7/12/10	<p>The Charter Operator agrees that it shall discontinue the operation of its Middle School effective June 30, 2010 and that it shall cease to serve students in grades 7 and 8.</p> <p>By August 13, 2010, the Charter Operator shall develop and submit to the Board a Performance Management Plan ("PMP") for the High School 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 August 13, 2010 through June 30, 2013. 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 Gila Educational Group in the PMP must correspond with the Quarterly Report submission dates identified in paragraph 15. The PMP to be submitted to the Board by August 13, 2010 shall be incorporated into this Agreement as Attachments A and B.</p> <p>Throughout the duration of the PMP (August 13, 2010 through June 30, 2013) 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"> <li>• Detail the Charter Operator's progress on the implementation of the Action Steps identified in the PMP within the Timelines(s) identified;</li> <li>• Provide evidence that the High School is progressing toward the prescribed Targets, which includes a data comparison in chart and graph format depicting the High School's academic student performance; and</li> <li>• Provide documentation of the High School's budget expenditures for the Action Steps implemented for the quarter.</li> </ul> <p>Throughout the duration of the PMP (August 13, 2010 through June 30, 2013) 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 High School's instructional staff that identifies each staff's content area</p>	<p>On August 11, 2010 staff received the completed Performance Management Plan (PMP) from Gila Preparatory Academy High School. Staff will review the PMP for content.</p> <p>First Quarterly Report due in October.</p>

## Consent/Settlement Agreements that are being monitored

School Name	Date of Board Action	Terms	Status of compliance with Terms
		<p>assignments and highly qualified status that evidence that the High 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 <i>et seq.</i>).</p> <p>By June 30, 2013 and for every year thereafter for the duration of the charter, the High School’s reading and mathematics AIMS scores shall meet or exceed the State average percent proficient in reading and math on the state assessment.</p>	
<b>Legacy Schools</b>	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"> <li>▪ Detail the Charter Operator’s progress on the implementation of the Action Steps identified in the PMP within the Timeline(s) identified;</li> <li>▪ 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</li> <li>▪ Provide documentation of the School’s budget expenditures for the Action Steps implemented for the quarter.</li> </ul> <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</p>	<p>On June 28, 2010 staff received the completed Performance Management Plan (PMP) from Legacy Elementary School. Staff will review the PMP for content.</p> <p>First Quarterly Report due in October.</p>

### Consent/Settlement Agreements that are being monitored

School Name	Date of Board Action	Terms	Status of compliance with Terms
		<p>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>	

### 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 Withholding	Date Appeal Timeframe Expires	Status of Corrective Action Plan