



**LOS ANGELES UNIFIED SCHOOL DISTRICT
Board of Education Report**

Report Number:	# 251– 09/10
Date:	March 2, 2010
Subject:	Approval of the amendment (material revision) for New Los Angeles Charter School
Responsible Staff:	
Name	José J. Cole-Gutiérrez Director
Office/Division	Innovation and Charter Schools Division
Telephone No.	(213) 241-2665

A. EXECUTIVE SUMMARY

Action Proposed: Staff recommends the following action:

Approve the amendment (material revision) for New Los Angeles Charter School.

Staff Recommendation and Rationale:

New Los Angeles Charter School would like to increase its total enrollment from 240 to 360. Innovation and Charter Schools Division staff believe the school has the capacity to serve the additional 120 students. An amendment will allow New Los Angeles Charter School the opportunity to:

1. Delete any and all references, in the petition and subsequent amendments, to the projected enrollment or operational capacity as “240” and replace them with the following:

“360”

2. Delete the paragraph and chart on page 12 referencing the school’s enrollment and how it will be grown over the term of the charter and replace them with the following language:

“At capacity, the New Los Angeles Charter School will serve approximately 360 students in grades 6 through 8, representing the demographics of the Los Angeles Unified School District. New LA will begin with approximately 75 students in grade 6 during the first year of operation, and will add a grade level each year until capacity is reached. The table below illustrates the total enrollment of students per grade level during the first five years as a charter.



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Grade Level	Year 1	Year 2	Year 3	Year 4	Year 5
Grade 6	75	75	120	120	120
Grade 7	-	75	120	120	120
Grade 8	-	-	120	120	120
Total Students	75	150	360	360	360

”

School Data Information:

New Los Angeles Charter School was approved by the Board of Education on April 22, 2008. The school’s charter was approved for five (5) years. It currently serves 150 students in grades six and seven. The school site is located in Board District 1, Local District 3, at 5100 Wilshire Blvd., Los Angeles, 90036.

B. BOARD REPORT

Action Proposed:

Staff recommends the following action:

Approve the amendment (material revision) for New Los Angeles Charter School.

Expected Outcomes

New Los Angeles Charter School is expected to operate its charter school in a manner consistent with local, state, and federal ordinances; laws; and regulations; and the terms and conditions set forth in its petition.

Board Options and Consequences:

“Yes” – The approval of the amendment of the charter would give New Los Angeles the right to continue operation as a charter school under the terms of the amendment for the final three (3) years of a five-year charter, beginning July 1, 2010.

“No” – The denial of the amendment of the charter would cause New Los Angeles Charter School to continue operating under the terms of its current charter unless New Los Angeles Charter School appeals the denial and the appeal is granted by the Los Angeles County Board of Education or California State Board of Education.



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Policy Implications:	No policy implications have been identified by staff.
Budget Impact:	State Revenue Limit income and various other income sources to the District are reduced when current District students enroll at a charter school, and comparable or offsetting expenditure savings may not occur in such cases. Under Education Code section 47604(c), a school district that grants a charter to or operates a charter school that is formed as a non-profit public benefit corporation is not held liable for the charter school's debts or obligations as long as the school district complies with all oversight responsibilities. The District will continue to have monitoring and supervisory responsibility for charter school finances, as specified in the Charter Schools Act. Any modifications to the charter school's petition or operations with significant financial implications would require District approval prior to implementation. Petition approval is also contingent upon adequate liability insurance coverage.
Issues and Analysis:	No legal issues have been identified by counsel at this time.
Applicable Board Delegations:	None
Reporting Requirements and Benchmarks:	New Los Angeles Charter School is expected to comply with local, state, and federal reporting requirements and the terms and conditions set forth in its petition.
Accountable Staff	José Cole- Gutiérrez, Director Robert Bravo, Coordinator

Superintendent's Comments:

Miscellaneous Issues and Matters:

X Informative

C. SUMMARY OF SCHOOL INFORMATION

New Los Angeles Charter School was approved by the Board of Education on April 22, 2008. The school's charter was approved for five (5) years. It currently serves 150 students in grades six and seven. The school site is located in Board District 1, Local District 3, at 5100 Wilshire Blvd., Los Angeles, 90036.



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Respectfully submitted,

APPROVED BY:

RAMON C. CORTINES
Superintendent of School

JAMES MORRIS
Chief Operating Officer

REVIEWED BY:

APPROVED &
PRESENTED BY:

DAVID HOLMQUIST
General Counsel

- No legal issues
- Legal informative

José Cole-Gutiérrez
Director
Innovation and Charter Schools Division

YUMI TAKAHASHI
Budget Director

- No budget issues
- Budget informative



LOS ANGELES UNIFIED SCHOOL DISTRICT

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DESEGREGATION IMPACT STATEMENT (DIS)
NEW LOS ANGELES CHARTER SCHOOL
BOARD OF EDUCATION REPORT # 251-09/10
March 2, 2010

I. Category of Proposed Action:

The proposed action would amend the charter for New Los Angeles Charter School and provide a final total of approximately 360 students in grades 6-8 during the final three years of the five year term.

II. Summary Description of Current District Practice:

Charter schools are schools of choice by legislation and are open to any student in the State of California. Charter schools are granted single charter status for a maximum of five (5) years. It should be noted, however, that although State legislation allows students to attend a charter school from any area in the state, the Los Angeles Unified School District (LAUSD) is under Court Order, Crawford v. LAUSD, which applies to all schools within or chartered through the LAUSD. Any modifications to the Court-Ordered Integration Program must first be approved by Student Integration Services.

III. Proposed Change:

The approval of the amendment of the charter would give New Los Angeles the right to continue operation as a charter school under the terms of the amendment for the final three (3) years of a five-year charter, beginning July 1, 2010.

IV. Effects of This Proposal:

The Los Angeles Unified School District (LAUSD) does not guarantee availability of Court-ordered Integration funding. The charter school will be responsible for maintaining the Court Order and providing information requested by the LAUSD as set forth in the Charter petition. Modifications or school decisions cannot negatively impact or cause additional costs to the Court-ordered Integration budget.

V. Analyze the Impact of This Proposal on Integration, Desegregation, Re-segregation and/or Segregation:

If the Charter goals are met, there should be positive results on the five (5) Harms of Racial Isolation which are low academic achievement, low self-esteem, lack of access to post-secondary opportunities, interracial hostility and intolerance, and overcrowded conditions. The Court-ordered Integration Program for participating students will operate under various Court Orders for schools within the Los Angeles Unified School District. Any modification of the Court-ordered Integration Program must first be approved by Student Integration Services.

VI. If proposed action affects negatively any desegregation program, list other option(s) identified:

If the District Court-ordered Integration Guidelines are followed, there will not be a negative effect on the District's Court-ordered Integration Program.

PREPARED BY:

Robert Bravo
Coordinator
Charter Schools Division

APPROVED BY:

ESTELLE SHEPHERD LUCKETT
Director
Student Integration Services

**AMENDMENT TO CHARTER OF
NEW LOS ANGELES CHARTER SCHOOL**

This Amendment to the Charter of New Los Angeles Charter School (“Amendment”) is made between Los Angeles Unified School District (“District”), California public school district, and New Los Angeles Charter School (“Charter School” and/or “New Los Angeles”), a California charter school. This Amendment is to be read in conjunction with and shall expressly amend the Charter of New Los Angeles Charter School approved by the Los Angeles City Board of Education on **April 22, 2008** (“Charter”) and any subsequent amendments. The effective date of this Amendment is the date of approval by the Board of Education.

RECITALS.

A. WHEREAS, Charter Schools agrees to amend its Charter, and where required, its Bylaws, to reflect changes to the Charter as noted below.

B. WHEREAS, District and Charter School jointly agree to amend certain provisions of the Charter to reflect District policy and state and federal laws, statutes, and regulations.

NOW, THEREFORE, the parties hereby acknowledge the adequacy of the consideration for this Amendment and, notwithstanding any provision to the contrary set forth in the Charter, the parties hereto expressly agree as follows:

1. Enrollment: Any and all references, in the petition and subsequent amendments, to the projected enrollment or operational capacity as “240” shall be deleted and replaced with the following:

“360”

2. Whom the School Shall Serve: The paragraph and chart on page 12 referencing the school’s enrollment and how it will be grown over the term of the charter shall be deleted and replaced by the following language:

“At capacity, the New Los Angeles Charter School will serve approximately 360 students in grades 6 through 8, representing the demographics of the Los Angeles Unified School District. New LA will begin with approximately 75 students in grade 6 during the first year of operation, and will add a grade level each year until capacity is reached. The table below illustrates the total enrollment of students per grade level during the first five years as a charter.

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Total Students	75	150	360	360	360

”

3. All other provisions of the Charter shall remain in effect.

IN WITNESS WHEREOF, the parties hereto have caused the Amendment to be duly executed and delivered in their respective names by their authorized representative as of the date set forth below:

DATED: March __, 2010

NEW LOS ANGELES CHARTER SCHOOL
 (“Charter School”)

By: _____

Title: _____
 Authorized Representative of New Los Angeles

DATED: March __, 2010

LOS ANGELES UNIFIED SCHOOL DISTRICT
 (“District”)

By: _____

Title: _____
 Authorized Representative of Los Angeles Unified
 School District