

**BEFORE THE PUBLIC CHARTER SCHOOL COMMISSION
STATE OF IDAHO**

In the Matter of the Charter Renewal for:

IDAHO STEM ACADEMY, DBA
BINGHAM ACADEMY

Reference No. 21-52503

FINAL ORDER

On February 10, 2022, the Idaho Public Charter School Commission (“Commission”) voted to accept and adopt the consent agreement signed by IDAHO STEM ACADEMY, dba BINGHAM ACADEMY (“Bingham Academy”) and the Director of the Idaho Public Charter School Commission, thereby approving Bingham Academy’s renewal application and renewing Bingham Academy’s charter for a five-year operational term, to begin July 1, 2022, with the following conditions:

CONDITION 1. Bingham Academy must have a positive year-end fund balance at the end of each fiscal year of the renewed performance certificate term. This condition is based on Bingham Academy meeting and maintaining the fund balance necessary for removal of the Notification of Fiscal Concern under which it currently operates. This condition will be evaluated on November 1st of each year of the renewed term and will be based on the financial data reported in Bingham Academy’s independent financial audit report submitted annually to the Commission.

CONDITION 2. Bingham Academy must either have a minimum of 60 days of cash on hand or between 30 and 60 days of cash on hand with a positive one-year trend at the end of each fiscal year of the renewed performance certificate term. This condition is based on Bingham Academy meeting and maintaining the number of days’ cash on hand necessary for removal of the Notification of Fiscal Concern under which the school currently operates. This condition will be evaluated on November 1st of each year of the renewed term using the calculation identified in the “cash on hand” measure of the Commission’s performance framework and will be based on the

financial data reported in Bingham Academy's independent financial audit report submitted annually to the Commission.

Bingham Academy shall comply with the conditions set forth above.

IT IS SO ORDERED.

DATED: February 28, 2022.

STATE OF IDAHO
PUBLIC CHARTER SCHOOL COMMISSION

By: Alan Reed
ALAN REED
Chairman

APPEAL INFORMATION¹

This is a final order of the agency. Any party may file a motion for reconsideration of this final order within 14 days of the service date of this order. The agency will dispose of the petition for reconsideration within 21 days of its receipt, or the petition will be considered denied by operation of law. *See Idaho Code § 67-5246(4).*

Pursuant to Idaho Code sections 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may appeal this final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which: (a) a hearing was held, (b) the final agency action was taken, (c) the party seeking review of the order resides, or operates its principal place of business in Idaho, or (d) the real property or personal property that was the subject of the agency action is located.

An appeal must be filed within 28 days (a) of the service date of this final order, (b) of an order denying petition for reconsideration, or (c) the failure within 21 days to grant or deny a petition for reconsideration, whichever is later. *See Idaho Code § 67-5273.* The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

¹ Idaho regulations require this information be provided in all final orders. *See IDAPA 04.11.01.740.02.* However, due to the Consent Agreement signed by both the school and the Director of the Idaho Public Charter School Commission, and the adoption of the Consent Agreement by the Idaho Public Charter School Commission, it is likely not pertinent to this case.

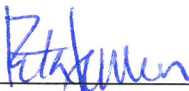
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on February 28, 2022, I caused to be served a true and correct copy of the foregoing by the following method to:

Dan Cravens	<input checked="" type="checkbox"/>	U.S. Mail
Board of Directors Chairperson	<input type="checkbox"/>	Hand Delivery
Idaho STEM Academy, dba	<input type="checkbox"/>	Overnight Mail
Bingham Academy	<input type="checkbox"/>	Facsimile:
1350 Parkway Dr., Ste. 18	<input checked="" type="checkbox"/>	Email
Blackfoot, ID 83221		
cravdan@isu.edu		

Mark Fisk	<input checked="" type="checkbox"/>	U.S. Mail
School Administrator	<input type="checkbox"/>	Hand Delivery
Idaho STEM Academy, dba	<input type="checkbox"/>	Overnight Mail
Bingham Academy	<input type="checkbox"/>	Facsimile:
1350 Parkway Dr., Ste. 18	<input checked="" type="checkbox"/>	Email
Blackfoot, ID 83221		
mfisk@bingham.academy		

Jenn Thompson, Director	<input type="checkbox"/>	U.S. Mail
Idaho Public Charter School Commission	<input type="checkbox"/>	Hand Delivery
304 N. 8th St., Ste. 242	<input type="checkbox"/>	Overnight Mail
Boise, ID 83702	<input type="checkbox"/>	Facsimile:
jenn.thompson@osbe.idaho.gov	<input checked="" type="checkbox"/>	Email



Rita Jensen, Paralegal