

**IDAHO PUBLIC CHARTER SCHOOL COMMISSION
REGULAR MEETING AGENDA**

Date: Thursday, June 27, 2024
Start Time: 9:00 A.M., MDT

Physical Location: Joe R. Williams Building, West Conference Room
700 W. State St, Boise, ID 83702

Live Stream: <https://www.youtube.com/@IPCSC>

- I. COMMISSION WORK (Action Item) 9:00-9:10am**
 - A. Agenda Review / Approval
 - B. Minutes Review / Approval

- II. PERFORMANCE CERTIFICATE AND FRAMEWORK (Action Item) 9:10 -10:00am**

- III. CONSIDERATION OF RENEWAL CONDITIONS (Action Item) 10:15 -11:00am**
 - A. Peace Valley Charter School

- IV. BLUUM PRESENTATION 11:00–11:45am**

- V. CONSIDERATION OF AMENDMENT TO PERFORMANCE CERTIFICATE (Action Item) 11:45am - 12:15pm**
 - A. Kootenai Classical Academy

- VI. PUBLIC COMMENT**
 - A. Public comment will be limited to three minutes per person. To submit written comment please email to pcsc@osbe.idaho.gov before 5:00 pm MDT on Wednesday, June 26, 2024.

- VII. ADJOURN (Action Item)**

MEETING MINUTES FOR REGULAR MEETING

Date: Thursday, April 11, 2024

Start Time: 9:00 A.M., MST

Physical Location: Joe R. Williams Building, 700 W. State St, West Conference Room, Boise, ID 83720

This meeting was called to order by Chairman Reed on April 11, 2024 at 9:00 am

Commissioners Present:	Staff Present:
Chairman Reed - Present	Director Jacob Smith, IPCSC
Vice Chair Bair - Present	Tim Davis, Attorney General’s Office
Commissioner Koehler - Present	Jen Coffey, IPCSC
Commissioner Hedrick - Present	Jared Dawson, IPCSC
Commissioner Quinn – Present	Jean Nichols, IPCSC
Commissioner Amador – Present	Naysa Shepherd, IPCSC

I. COMMISSION WORK (Action Item)

A. Agenda Review / Approval

Motion/Second (Hedrick/Quinn) Motion to approve the agenda as presented. *The motion passed unanimously.*

B. Minutes Review / Approval

Motion/Second (Quinn/Koehler) Motion to approve the minutes from the February 8, 2024 Regular Commission meeting and February 29, 2024 Special Commission meeting as presented. *The motion passed unanimously.*

II. OVERVIEW OF NEW LAWS AND IPCSC IMPLEMENTATION

Attorney Chris Yorgason presented an overview of the new laws with Director Jacob Smith available for questions and clarification on how the Idaho Public Charter Commission plans to execute implementation of the new laws.

III. RENEWAL SCHOOL TERMS (Action Item)

Director Jacob Smith explained the need to determine the criteria for the twelve-year or six-year renewal to move forward with performance certificates for this year.

Motion/Second (Hedrick/none) Motion to offer 12-year charter renewals to Liberty Charter School, Victory Charter School, and Vision Charter School with understanding

if they do not meet performance standards, they will need to come back to the Commission anyway. No second. *The motion failed.*

Motion/Second (Bair/Hedrick) Motion to offer 12-year charter renewals to Liberty, Victory, and Vision Charter schools based on performance measures.

Discussion during motion. Chairman Reed clarified the motion will need to set the criteria for performance certificates for voting on in June not to vote on the schools receiving the twelve- or six-year renewal.

Amended Motion/Second (Bair/Hedrick) Motion for the schools that meet or exceed all the criteria in all the aspects of their performance framework to receive twelve-year renewals. *The motion passed 3-2.*

IV. FINANCIAL MANAGEMENT (Action Items)

A. FY24 Authorizer Fees

Director Smith presented the proposed new formula for the FY24 Authorizer Fees. This will allow the authorizer fees to be transparent and predictable.

Motion/Second (Hedrick/Koehler) Motion to approve the staff recommendation of \$25 per student minimum with a \$2,500 per year maximum of \$10,000. *The motion passed unanimously.*

B. FY25 Operating Budget

Director Smith presented the FY 25 operating budget that was just approved last month.

Motion/Second (Quinn/Koehler) Motion to approve the FY 25 operating budget. *The motion passed unanimously.*

C. FY26 Budget Request

Director Smith presented the FY 26 budget request. This is only approving what the Commission will ask for during the budget setting process in September.

Motion/Second (Hedrick/Amador) Motion to approve Director's recommendation for an overall 3% budget increase for FY 26. *The motion passed unanimously.*

V. COMMITTEE APPOINTMENTS (Action Item)

Vice Chair Bair presented the proposed committee appointments.

Motion/Second (Quinn/Koehler) Motion to approve the Committee appointments as presented with the note that the new member of the Commission replace Chairman Reed on the Financial Committee. *The motion passed unanimously.*

VI. PUBLIC COMMENT

No public comment provided.

VII. ADJOURN (Action Item)

Motion/Second (Hedrick/Bair) Motion to adjourn. *The motion passed unanimously.*

Meeting adjourned 12:35 pm

DRAFT

II. PERFORMANCE CERTIFICATE AND FRAMEWORK

BACKGROUND

In February 2024, House Bill 422, Accelerating Public Charter Schools Act was signed into law. The intent of the revisions to current charter school laws was to:

- Provide parents and students with expanded choices in the types of educational opportunities that are available within the public-school system;
- Hold public charter schools accountable for meeting measurable student educational standards;
- Reward public charter schools that meet their accountability measures with enhanced autonomy and freedom from regulatory burden;
- Foster and support charter schools through best practices, development, educational, and operational assistance.

DISCUSSION

The Accelerating Public Charter Schools Act repealed, revised, and replaced many sections of Idaho Code 33 Chapter 52; additionally, it eliminated all IDAPA rules associated with charter school law. Due to the rewrite of many provisions found in the new law, it is necessary for the Charter School Commission to align policies, procedures, legal agreements, performance measures, and resources.

The effective date of the new laws was February 27, 2024 and as such, all current performance certificates and frameworks in place at the time required updating to bring into alignment with the new law. Beginning in April 2024, Commission staff began work to research and develop a repository of data, legal guidance, national practices, and charter school leader input. Over the course of a few short months, Commission staff engaged approximately 100 stakeholders to obtain information to support the changes being suggested today. Stakeholders included charter school administrators, business managers, board members, attorneys, Idaho education partners, and national charter school leaders.

The draft found in the meeting materials includes the most recent version for approval consideration.

SPEAKER(s)

IPCSC Director, Jacob Smith

COMMISSION ACTION

1. A motion to approve the Performance Certificate and Framework as presented, to be effective July 1, 2024 for all current and future charter schools, and for the IPCSC Director to coordinate with the IPCSC Chairman to execute each charter school's performance certificate; OR
2. A motion to approve the Performance Certificate and Framework as presented with the following changes: _____, to be effective July 1, 2024 for all current and future charter schools, and for the IPCSC Director to coordinate with the IPCSC Chairman to execute each charter school's performance certificate; OR
3. A commission-developed motion.

CHARTER SCHOOL PERFORMANCE CERTIFICATE

This Performance Certificate (“Certificate”) is effective on **July 1, 2024**, by and between the Idaho Public Charter School Commission (the “Commission”) and (**School NAME**) (the “Charter Holder”) for the purpose of operating **School Name** (the “School”), an independent public school organized as an Idaho nonprofit corporation and established under the Accelerating Public Charter Schools Act, Idaho Code section 33-5201 *et seq.*, as amended (the “Charter Schools Act”).

RECITALS

WHEREAS, the Charter Holder has organized and manages the public charter school pursuant to the Idaho Non-profit Corporation Act, Chapter 52, Title 30; and

WHEREAS, on (**DATE**), the Commission approved a Charter Application for the establishment of the School; and

(WHEREAS, on (**DATE**) the Commission renewed the School’s charter for a subsequent **six or 12-year** term of operations to begin July 1, **2024**, and end on June 30, **20__**). ****RENEWAL ONLY**

(WHEREAS, on **_____**, **2024**, the Commission conditionally renewed the School’s charter for a subsequent six-year term of operations to begin July 1, **2024**, and end on June 30, **20__**). ****IF APPLICABLE TO THE RENEWAL**

NOW THEREFORE, in consideration of the foregoing recitals and the mutual understandings contained herein, the Commission and the Charter Holder agree as follows:

DEFINITIONS

For purposes of this Performance Certificate, each of the following words or expressions shall have the same meaning as set forth in Section 33-5202A, Idaho Code:

- A. **Application** means the document submitted to the Authorizer to request the creation of a public charter school found at <https://chartercommission.idaho.gov/pcsc-schools/> incorporated by reference including amendments and applications.
- B. **Authorizer** means any of the following: a local board of trustees of a school district; the public charter school commission; an Idaho public college, university, or community college; or a private, nonprofit, Idaho-based, nonsectarian college or university that is accredited by the same organization that accredits Idaho public colleges and universities.
- C. **Charter** means the grant of authority approved by the authorizer to the charter holder.

- D. Charter Holder** means the public charter school’s board of directors to which a charter is granted.
- E. Educational services provider** means a nonprofit or for-profit entity that contracts with a public charter school for a fee to provide educational services and resources, including administrative support and educational design, implementation, or management.
- F. Founder** means a person who makes a material contribution toward the establishment of a public charter school and who is designated as such by the charter holder.
- G. Performance certificate** or “Certificate” means a fixed-term, renewable certificate between a public charter school and the Idaho Public Charter School Commission that outlines the negotiated roles, powers, responsibilities, and performance expectations for each party to the certificate.
- H. Public charter school** means a school that is authorized to deliver public education in Idaho.
- I. Public charter school commission or “commission”** means the public charter school commission established pursuant to Section 33-5213, Idaho Code.
- J. Public charter school commission board or “commission board”** means the seven (7) member governing board of the commission that are appointed by governor, subject to the advice and consent of the senate.
- K. Virtual School** means a public charter school that delivers a full-time, sequential program of synchronous and/or asynchronous instruction primarily through the use of technology via the internet in a distributed environment. Schools classified as virtual must have an online component to their school with online lessons and tools for student and data management. Students enrolled in a virtual school may meet at the same location and time while receiving virtual instruction.
 *Keep if virtual school, can delete for others

SECTION 1: TERMS OF AUTHORIZATION

- A. Establishment of School.** The Charter Holder is hereby authorized to implement the School as described in the Application, incorporated herein by this reference. Any significant changes to any section of the Application, including the educational program, facilities plan, financial plan, or the management plan, during the School’s pre-operational period or first operational term shall be treated as a charter amendment in accordance with the Commission’s policy. ****NEW SCHOOLS**

OR

Continued Operation of School. Pursuant to the Charter Schools Act, the Commission hereby

School Name
 Performance Certificate 20__ – 20__
 Executed (DATE)

approves the continued operation of the School on the terms and conditions set forth in this Certificate. ****RENEWAL SCHOOLS**

- B. Term of Agreement.** The School’s operational term shall be from **July 1, 20__**, and end on **June 30, 20__**. Subsequent terms of operation may be issued by the Commission in accordance with Idaho Code and Commission policy. **(*6 year term for new school; 6 or 12 for renewal school)**
- C. Renewal Conditions.** The School is conditionally approved to operate. Applicable conditions are attached as Appendix B and incorporated herein by this reference. If all renewal conditions have been completed to the satisfaction of the Commission by the stated due date, the School shall continue operations through the remainder of the current Certificate term. In the event that all renewal conditions have not been completed to the satisfaction of the Commission by the stated due date, the Commission will consider whether to exercise its authority to revoke the School’s Charter at its next regularly scheduled public meeting or special meeting, if necessary. ****IF APPLICABLE TO RENEWAL SCHOOL**

SECTION 2: SCHOOL GOVERNANCE

- A. Governing Board.** The School shall be governed by a board of directors (the “Charter Holder”) in a manner that is consistent with the terms of this Certificate, so long as such provisions are in accordance with applicable state, federal, and local law. The Charter Holder shall have final authority and responsibility for the academic, financial, and organizational performance of the School. The Charter Holder shall also have authority for and be responsible for policy and operational decisions of the School, although nothing herein shall prevent the Charter Holder from delegating decision-making authority for policy and operational decisions to officers, employees, and agents of the School, as well as third party educational services providers.
- B. Articles of Incorporation and Bylaws.** The articles of incorporation and bylaws of the Charter Holder shall provide for governance of the operation of the School as a nonprofit corporation and a public charter school, and shall at all times be consistent with all applicable state, federal, and local laws, and this Certificate. The Charter Holder shall notify the Commission of any modification to the School’s articles of incorporation or bylaws within 48 hours of approval by the Charter Holder.
- C. Charter Board Composition.** The composition of the School’s Governing Board shall at all times be determined by and consistent with the School’s articles of incorporation and bylaws, and all applicable laws, rules, regulations, and policies. The Charter Holder shall notify the Commission of any changes to the School’s Governing Board members or their contact information within 48 hours of the change.

SECTION 3: AUTHORIZER ROLE AND RESPONSIBILITIES

- A. Oversight Allowing Autonomy.** The Commission shall continually monitor the performance and

legal compliance of the public charter school, including collecting and analyzing data, and conducting prearranged site visits. The Commission will conduct oversight activities that enable it to fulfill its responsibilities, including conducting appropriate inquiries and investigations, in a manner that does not unduly inhibit the autonomy of the School and is consistent with the intent of the Charter Schools Act.

- B. Charter School Performance Framework.** The Charter School Performance Framework (“Performance Framework”) is attached and incorporated into this Certificate as Appendix A. The Performance Framework shall be used to evaluate the School’s performance, and at a minimum, will include academic proficiency and growth; college and career readiness (high school only); actual and potential at-risk and economically disadvantaged makeup of the student body population for all grade levels; and board performance and stewardship, including compliance with all applicable laws, regulations, and terms of the Performance Certificate. The specific terms of the Performance Framework are determined by the Commission and shall be binding on the School. If the Commission revises the Performance Framework during the term of this Performance Certificate through a vote of the Commission Board at a public meeting, the revised Performance Framework shall be deemed effective on the date set by the Commission Board and shall replace the previous Performance Framework.
- C. Commission to Monitor School Performance.** The Commission shall monitor and report on the School’s progress in relation to the indicators, measures, metrics, and targets set out in the Performance Framework.
- D. Renewal.** No later than September 1, the Commission shall issue a public charter school performance report and charter renewal application guidance to any Charter Holder whose charter will expire the following year. The performance report shall summarize the School’s performance to date, based on the Performance Certificate, and shall provide notice of any weaknesses or concerns that may jeopardize renewal, if not timely rectified. The Charter Holder shall have thirty (30) days to respond to the performance report and submit any corrections or clarifications for the report.
- i. In making charter renewal decisions, the Commission will do the following:
 - i. Ground its decision in evidence of the school’s performance over the term of the performance certificate;
 - ii. Ensure that data used in making renewal decisions are available to the school and public;
 - iii. Take into consideration the actual and potential at-risk and economically disadvantaged makeup of the School’s student body population as defined in Section 33-1001, Idaho Code, for all grade levels; and
 - iv. Provide a public report summarizing the evidence basis for each decision.

The Commission shall offer renewal terms in accordance with Section 33-5209A(7), Idaho Code. In accordance with the Charter Schools Act, the Commission shall renew any Charter in which the School met all of the terms of its Certificate at the time of renewal.

SECTION 4: EDUCATIONAL PROGRAM

- A. School Mission.** The mission of the School is as follows: **XX.**
- B. Grades Served.** The School may serve students in grades **_____**.
- C. Design Elements.** The School shall implement and maintain the essential design elements as presented in the Application, incorporated by reference. Any changes to the essential design elements shall be approved by the Commission.
- D. Standardized Testing.** Students of the School shall be tested with the same standardized tests as other Idaho public school students.
- E. Accreditation.** The School shall be accredited as provided by the statute and rules of the State Board of Education.

SECTION 5: SCHOOL OPERATIONS

- A. In General.** The School and the Charter Holder shall operate at all times in accordance with all federal and state laws, rules, regulations, local ordinances, and Commission policies applicable to public charter schools.
- B. School Performance.** The School shall meet the standards as defined in the Performance Framework.
- C. Required Reports.** The School shall prepare and submit reports as required by the Commission's policy, as found on the Commission's website.
- D. Notice to the Commission.** The Charter Holder will notify the Commission within 48 hours if any of the following occur:
- i. If the Charter Holder becomes aware that the school is not operating in substantial compliance with the terms and conditions of this Performance Certificate;
 - ii. If the School's accrediting body finds that the school has failed to meet or maintain full accreditation requirements;
 - iii. If any complaints are filed against the school, including but not limited to lawsuits and complaints filed with the Idaho Professional Standards Commission relating to school employees; and
 - iv. If there are any early warning signs of distress as outlined in this Performance Certificate, including excessive reductions in enrollment of all students or at-risk students, excessive staff turnover, or excessive governance board turnover of the charter holder in any school year or between school years.

- E. Maximum Enrollment.** The maximum number of students who may be enrolled in the School, across all programs, shall be (NUMBER).
- F. Enrollment Policy.** The School shall make student recruitment, admissions, enrollment, and retention decisions in a nondiscriminatory manner and without regard to race, color, creed, national origin, sex, marital status, religion, ancestry, disability or need for special education services. In no event may the School limit admission based on race, ethnicity, national origin, disability, gender, income level, athletic ability, or proficiency in the English language. If there are more applications to enroll in the School than there are spaces available, the School shall select students to attend using a random selection process that shall be publicly noticed and open to the public.
- G. School Facilities.** The School shall operate at the following location(s): (ADDRESS). The School shall provide the Commission with facilities documentation in accordance with Commission policy, as found on the Commission website.
- H. Attendance Area.** The School's primary attendance area is as follows:
- i. XXXX
- I. Identified Comparison Group.** For purposes of evaluating the School against the metrics and measures established in the Performance Framework, the School's comparison group shall be identified as described below and shall be established for the length of the Certificate term. The School's comparison group shall include all schools in the following districts: _____
- J. Staff.** Instructional and administrative staff of the School shall be certified as provided by Section 33-5206(4-7), Idaho Code. The Charter Holder shall adopt a policy consistent with Section 33-507, Idaho Code, regarding the hiring of family members.
- K. Alignment with All Applicable Law.** The School shall comply with all applicable federal and state laws, rules, and regulations. In the event any such laws, rules, or regulations are amended, the School shall be bound by any such amendment upon the effective date of said amendment.

SECTION 6: SCHOOL FINANCE

- A. General.** The School shall comply with all applicable financial and budget laws, rules, regulations, and financial reporting requirements, as well as the requirements contained in the School's Performance Framework.
- B. Financial Controls.** At all times, the School shall maintain appropriate governance, managerial procedures, and financial controls, which shall include, but not be limited to: (1) commonly accepted accounting practices and the capacity to implement them; (2) adequate payroll procedures; (3) procedures for the creation and review of monthly and quarterly financial reports; (4) internal control procedures for cash receipts, cash disbursements and purchases; and (5)

maintenance of asset registers and financial procedures for grants, all in accordance with state and federal laws, rules, regulations, and Commission policy.

In the event that the School has an agreement with a third party education services provider which includes a deficit protection clause, the School shall be exempt from some or all measures within the financial portion of the Performance Framework. * VIRTUAL ONLY

- C. Financial Audit.** The School shall submit audited financial statements from an independent auditor in accordance with the rules of the State Department of Education.
- D. Annual Budgets.** The School shall adopt a budget for each fiscal year, prior to the beginning of the fiscal year in accordance with the rules of the State Department of Education.

SECTION 7: TERMINATION, NON-RENEWAL AND REVOCATION

- A. Termination by the School.** Should the School choose to terminate its Charter before the expiration of the Certificate, it may do so upon written notice to the Commission. Any school terminating its charter shall work with the Commission to ensure a smooth and orderly closure and transition for students and parents, as guided by the public charter school closure protocol established by the Commission.
- B. Nonrenewal.** The Commission may non-renew the Charter at the expiration of the Certificate if the School failed to meet one or more of the terms of its Certificate, including the Performance Framework. The Charter Holder may appeal a decision to non-renew directly to the Office of Administrative Hearings and is subject to judicial review as a contested case as set forth in Chapter 52, Title 67, Idaho Code.
- C. Revocation.** The School's Charter may be revoked by the Commission if, after fair and specific notice from the Commission, the School:
 - a. Commits a material and substantial violation of any of the terms, conditions, standards, or procedures required by the Charter Schools Act or the Performance Certificate;
 - b. Fails to meet generally accepted standards for fiscal management;
 - c. Substantially violates any material provision of law from which the School is not exempted; or
 - d. Has failed to meet one or more of the renewal conditions, included in Appendix B [IF NECESSARY], by the stated due date.

Revocation may not occur until the Charter Holder has been afforded a public hearing, unless the Commission determines that the continued operation of the School presents an imminent public safety issue, in which case the charter may be revoked immediately. Public hearings shall be conducted by the Commission or such other person or persons appointed by the Commission to conduct public hearings and receive evidence. Hearings will be conducted in accordance with Section 33-5209C(2), Idaho Code.

If the Commission revokes the Charter, it will clearly state the reasons for the revocation in a resolution before the Commission Board.

The Charter Holder may appeal a decision to revoke directly to the Office of Administrative Hearings and is subject to judicial review as a contested case as set forth in Chapter 52, Title 67, Idaho Code.

- D. Closure.** The Commission’s closure protocol shall begin immediately after a decision to terminate is made by the Charter Holder, or a decision to revoke or non-renew is made by the Commission. Closure protocol shall begin regardless of whether the Charter Holder appeals the decision. In the event that closure protocol begins, the School shall cease operations no later than the following June 30. Closure protocol shall only cease if the Office of Administrative Hearings overturns the Commission’s decision.

SECTION 8: MISCELLANEOUS

- A. No Employee or Agency Relationship.** None of the provisions of this Certificate will be construed to create a relationship of agency, representation, joint venture, partnership, ownership, or employment between the Commission and the School.
- B. Additional Services.** Except as may be expressly provided in this Certificate, as set forth in any subsequent written agreement between the School and the Commission, or as may be required by law, neither the School nor the Commission shall be entitled to the use of or access to the services, supplies, or facilities of the other.
- C. No Third-Party Beneficiary.** This Certificate shall not create any rights in any third parties, nor shall any third party be entitled to enforce any rights or obligations that may be possessed by either party to this Certificate.
- D. Amendment.** This Certificate may be amended by agreement between the Charter Holder and the Commission in accordance with Commission policy, as found on the Commission website. All amendments must be in writing and signed by the Charter Holder and the Commission.

IN WITNESS WHEREOF, the Commission and the Charter Holder have executed this Performance Certificate to be effective July 1, 2024.

Chairman
Idaho Public Charter School Commission

School Name _____
Performance Certificate 20__ – 20__
Executed (DATE)

Chairman
(School name) Charter Holder (Board of Directors)

School Name
Performance Certificate **20**__ – **20**__
Executed (**DATE**)



PERFORMANCE FRAMEWORK

Idaho Public Charter School Commission
514 W. Jefferson Street, #303
Boise, Idaho 83702

Phone: (208) 332-1561

pcsc@osbe.idaho.gov

Alan Reed, Chairman
Jacob Smith, Director

ACADEMIC MEASURES

1. Math Proficiency
2. ELA Proficiency
3. Math Growth
4. ELA Growth
5. Literacy Proficiency
6. College and Career Readiness

Note: When the term *comparison group* is used in this framework, the group of schools selected is unique to each charter school.

1. MATH PROFICIENCY

Proficiency Rate: The IPCSC will use the proficiency rates as determined by the Idaho Accountability Framework measured via the Idaho Standards Achievement Test and reported via the Idaho Report Card.

Math Proficiency Rubric	
Exceeds Standard	The school's proficiency rate is greater than one standard deviation above the average of the school's identified comparison group, OR the school's proficiency average is in the 90 th percentile of all Idaho schools.
Meets Standard	The school's proficiency rate is equal to the average or falls between the average and one standard deviation above the average of the school's identified comparison group.
Approaches Standard	The school's proficiency rate falls between the average and one standard deviation below the average of the school's identified comparison group.
Does Not Meet Standard	The school's proficiency rate is more than one standard deviation below the average of the school's identified comparison group, OR the school has been identified by Idaho Department of Education for comprehensive or targeted support for three consecutive years.

2. ELA PROFICIENCY

Proficiency Rate: The IPCSC will use the proficiency rates as determined by the Idaho Accountability Framework measured via the Idaho Standards Achievement Test and reported via the Idaho Report Card.

ELA Proficiency Rubric	
Exceeds Standard	The school's proficiency rate is greater than one standard deviation above the average of the school's identified comparison group, OR the school's proficiency average is at or above the 90 th percentile of all Idaho schools.
Meets Standard	The school's proficiency rate is equal to the average or falls between the average and one standard deviation above the average of the school's identified comparison group.
Approaches Standard	The school's proficiency rate falls between the average and one standard deviation below the average of the school's identified comparison group.
Does Not Meet Standard	The school's proficiency rate is more than one standard deviation below the average of the school's identified comparison group, OR the school has been identified by Idaho Department of Education for comprehensive or targeted support for three consecutive years.

3. MATH GROWTH

Growth Rate: The IPCSC will use the growth rates as determined by the Idaho Accountability Framework measured via the Idaho Standards Achievement Test and reported via the Idaho Report Card. Growth rate is determined by the percentage of students who made adequate growth towards proficiency.

Math Growth Rubric	
Exceeds Standard	The school's growth rate is greater than one standard deviation above the average of the school's identified comparison group, OR the school's growth rate is in the 90 th percentile of all Idaho public schools.
Meets Standard	The school's growth rate is equal to the average or falls between the average and one standard deviation above the average of the school's identified comparison group, OR the growth rate increased by at least 10% over the previous year.
Approaches Standard	The school's growth rate falls between the average and one standard deviation below the average of the school's identified comparison group.
Does Not Meet Standard	The school's growth rate is more than one standard deviation below the average of the school's identified comparison group.

4. ELA GROWTH

Growth Rate: The IPCSC will use the growth rates as determined by the Idaho Accountability Framework measured via the Idaho Standards Achievement Test and reported via the Idaho Report Card. Growth rate is determined by the percentage of students who made adequate growth towards proficiency.

ELA Growth Rubric	
Exceeds Standard	The school's growth rate is greater than one standard deviation above the average of the school's identified comparison group, OR the school's growth rate is in the 90 th percentile of all Idaho public schools.
Meets Standard	The school's growth rate is equal to the average or falls between the average and one standard deviation above the average of the school's identified comparison group, OR the growth rate increased by at least 10% over the previous year.
Approaches Standard	The school's growth rate falls between the average and one standard deviation below the average of the school's identified comparison group.
Does Not Meet Standard	The school's growth rate is more than one standard deviation below the average of the school's identified comparison group.

5. LITERACY

Early Literacy Proficiency Rate (K-3 only): The IPCSC will use the proficiency rates as determined by the Idaho Accountability Framework measured from the Idaho Reading Indicator and reported via the Idaho Report Card.

Literacy Proficiency Rubric	
Exceeds Standard	<p>One of the following is true:</p> <ul style="list-style-type: none"> • The school's proficiency rate on the spring administration of the statewide literacy assessment is greater than one standard deviation above the average of the school's identified comparison group; OR • The school's proficiency rate on the spring administration of the statewide literacy assessment is at or above 90%; OR • The fall to spring change in proficiency rate is 20% or greater.
Meets Standard	<p>The school's proficiency on the spring administration of the statewide literacy assessment is equal to the average or within one standard deviation above the average of the school's identified comparison group, OR the school's fall to spring change in proficiency rate is between 10%-19%.</p>
Approaches Standard	<p>The school's proficiency on the spring administration of the statewide literacy assessment falls within one standard deviation below the average of the school's identified comparison group.</p>
Does Not Meet Standard	<p>The school's proficiency rate on the spring administration of the statewide literacy assessment is more than one standard deviation below the average of the school's identified comparison group.</p>

6. COLLEGE AND CAREER READINESS

Adjusted Cohort Graduation Rate (ACGR): High schools will be evaluated based on their 4-Year ACGR. Alternative high schools will be evaluated based on their 5-Year ACGR. The IPCSC annual report will present the previous year's data, as the current year's data is not available when Annual Reports are produced. The IPCSC will use the appropriate ACGR as provided by the Idaho Accountability Framework and reported via the Idaho Report Card.

College and Career Readiness Rubric	
Exceeds Standard	The school's ACGR is greater than one standard deviation above the average of the school's identified comparison group, OR the school's ACGR is 90%.
Meets Standard	The school's ACGR is equal to the average OR falls between the average and one standard deviation above the average of the school's identified comparison group.
Approaches Standard	The school's ACGR falls between the average and one standard deviation below the average of the identified comparison group.
Does Not Meet Standard	The school's ACGR is more than one standard deviation below the school's identified comparison group.

OPERATIONAL MEASURES

BOARD GOVERNANCE

1. Governance Structure
2. Governance Oversight

OPERATIONAL MANAGEMENT

3. Student Services
4. Data Security and Information Transparency
5. Facility and Services

DRAFT

BOARD GOVERNANCE

1. GOVERNANCE STRUCTURE

Data Sources: Board bylaws, articles of incorporation, and any courtesy letters or notifications issued to the school by entities responsible for oversight or enforcement.

Governance Structure Rubric	
Meets Standard	<ul style="list-style-type: none"> • Board bylaws are compliant with ID law. • Articles of incorporation are current. • No investigations were conducted into either ethical behavior or conflict of interest regarding any board director. • The board did not experience an Open Meeting Law violation that needed to be cured this year. <p>OR</p> <p>The school was informed of or became aware of a non-compliance and action to correct the issue was taken within 30 days.</p>
Does Not Meet Standard	The school was informed of or became aware of non-compliance and action to correct the issue was <u>not</u> taken within 30 days.

2. GOVERNANCE OVERSIGHT

Data Sources: Board meeting minutes, school policies, continuous improvement plan (or other strategic planning evidence if submitted by the school), and verification of submission of annual administrator evaluation.

Governance Oversight Rubric	
Meets Standard	<ul style="list-style-type: none"> • The board reviews academic data in a timely and thorough manner. • The board reviews financial reports in a timely and thorough manner. • The board maintains compliant policies. • The board engages in strategic planning. • The board conducts a compliant annual evaluation of their school leader and/or management organization. <p>OR</p> <p>The school was informed of or became aware of a non-compliance and action to correct the issue was taken within 30 days.</p>
Does Not Meet Standard	<p>The school was informed of or became aware of non-compliance and action to correct the issue was <u>not</u> taken within 30 days.</p>

OPERATIONAL MANAGEMENT

3. STUDENT SERVICES

Data Sources: If applicable, any notifications or courtesy letters issued by the Idaho Department of Education or State Board of Education, which required corrective action with regard to the school's ELL, SPED, or C&C Readiness programs, as well as any documentation submitted by the school evidencing correction.

Student Services Rubric	
Meets Standard	<p>All of the following are true:</p> <ul style="list-style-type: none"> • The school's English Language Learner program is in good standing; and • The school's Special Education program is in good standing; and • The school's college and career readiness program is in good standing; and • The school's federal programs are in good standing. <p>OR</p> <p>The school was informed of or became aware of a non-compliance and action to correct the issue was taken within 30 days.</p>
Does Not Meet Standard	<p>The school was informed of or became aware of non-compliance and action to correct the issue was <u>not</u> taken within 30 days.</p>

4. DATA SECURITY & INFORMATION TRANSPARENCY

Data Sources: Periodic desk audit of school website, and any formal notifications regarding data security or public records compliance.

Data Security and Information Transparency Rubric	
Meets Standard	<ul style="list-style-type: none"> • The school’s website is compliant with I.C. 33-133(7) (data collection, access, and security policy); I.C. 33-320 (continuous improvement plan); and I.C. 33-357 (expenditures updated monthly, contracts, performance reports, and annual budgets). • The school did not experience any issues involving data security this year. • The school did not experience any compliance issue regarding public records requests this year. <p>OR</p> <p>The school was informed of or became aware of a non-compliance and action to correct the issue was taken within 30 days.</p>
Does Not Meet Standard	<p>The school was informed of or became aware of non-compliance and action to correct the issue was <u>not</u> taken within 30 days.</p>

5. FACILITY & SERVICES

Data Sources: Verification of meal service program and transportation services via public documents and/or school website, and any notifications of concerns regarding occupancy or safety issued to the school by entities responsible for oversight or enforcement.

Facility and Building Services Rubric	
Meets Standard	<ul style="list-style-type: none"> • The school's occupancy certificate is current. • The school maintains current safety inspections and drills. • The school provides daily transportation to students in compliance with Idaho Code. • The school provides a compliant lunch program. <p>OR The school was informed of or became aware of a non-compliance and action to correct the issue was taken within 30 days.</p>
Does Not Meet Standard	The school was informed of or became aware of non-compliance and action to correct the issue was <u>not</u> taken within 30 days.

FINANCIAL MEASURES

NEAR TERM HEALTH

1. Current Ratio
2. Unrestricted Days Cash
3. Default

SUSTAINABLE HEALTH

4. Debt Service Coverage Ratio
5. Debt to Asset Ratio
6. Financial Compliance

NEAR-TERM HEALTH

1. CURRENT RATIO

Calculation: $\text{Current Assets} \div \text{Current Liabilities}$

Data Source: Annual Fiscal Audit Report

Current Ratio Rubric	
Exceeds Standard	The school has a current ratio of more than 1.5.
Meets Standard	The school has a current ratio of at least 1.1 (or between 1.0 and 1.1 with a 1-year positive trend).
Approaches Standard	The school has a current ratio of between .9 and 1.0 (or between 1.0 and 1.1 with a 1-year negative trend).
Does Not Meet Standard	The school has a current ratio of .9 or less.

2. UNRESTRICTED DAYS CASH

Calculation: Unrestricted Cash and Investments ÷ ((Total Expenses - Depreciation Expense) / 365)

Data Source: Annual Fiscal Audit Report

Unrestricted Days Cash Rubric	
Exceeds Standard	The school has more than 60 days cash on hand.
Meets Standard	<p>The school has 60 days cash OR between 30- and 60-days cash and one year trend is positive.</p> <p>*Note: Schools in their first or second year of operation must have a minimum of 30 days cash.</p>
Approaches Standard	The school has between 15-30 days cash OR between 30-60 days cash, but one-year trend is negative.
Does Not Meet Standard	The school has fewer than 15 days cash on hand.

3. DEFAULT

Calculation: No calculation

Data Source: Annual Fiscal Audit Report, Terms of Debt, Other Formal Notifications Received by School

Default Rubric	
Exceeds Standard	The school has met standard for at least 3 consecutive years, including the most recently completed school year.
Meets Standard	<p>The school is not in default of any financial obligations and did not experience any instances of default during the fiscal year.</p> <p>Financial obligations include, but are not limited to, making payments to vendors and utility services on time, complying with all loan covenants, filing any reports required for maintenance of grants or philanthropic funds, meeting all tax obligations, and operating without financial judgements or property liens.</p>
Approaches Standard	The school experienced one or more instances of minor default during the fiscal year (such as making late payments); however, the school is not currently in default of any financial obligations.
Does Not Meet Standard	School is currently in default of financial obligations.

SUSTAINABLE HEALTH

4. DEBT SERVICE COVERAGE RATIO

Calculation:

If school owns its facility **OR** if the school leases its facility and the lease is capitalized:

$(\text{Net Income} + \text{Depreciation Expense} + \text{Interest Expense}) \div (\text{Principal} + \text{Interest} + \text{Lease Payments})$

If school leases its facility and the lease is not capitalized:

$(\text{Facility Lease Payments} + \text{Net Income} + \text{Depreciation Expense} + \text{Interest Expense}) \div (\text{Principal} + \text{Interest} + \text{Lease Payments})$

Data Source: Annual Fiscal Audit Report

Debt Service Coverage Ratio Rubric	
Exceeds Standard	The school's debt service coverage ratio is 1.5 or greater OR the school operates debt-free.
Meets Standard	Debt Service Coverage Ratio is between 1.1 and 1.49
Approaches Standard	The school's debt service coverage ratio is between .9 and 1.09
Does Not Meet Standard	Debt Service Coverage Ratio is less than .9

5. DEBT TO ASSET RATIO

Calculation:

$(\text{Total Liabilities, excluding pension liabilities}) \div (\text{Total Assets, excluding pension assets})$

Data Source: Annual Fiscal Audit Report

Debt to Asset Ratio Rubric	
Exceeds Standard	The school has met standard for 3 consecutive years, including the most recently completed school year, OR the school operates debt-free.
Meets Standard	The school's Debt to Asset Ratio is less than 0.9
Approaches Standard	The school's Debt to Asset Ratio is between 0.9. and 1.0
Does Not Meet Standard	The school's Debt to Asset Ratio is greater than 1.0

6. FINANCIAL COMPLIANCE

Calculation: No calculation

Data Source: Annual Fiscal Audit Report, Desk Audit of Policies, Other Formal Notifications Received by School

Financial Compliance Rubric	
Exceeds Standard	The school has met standard for 3 or more consecutive years, including the most recently completed school year.
Meets Standard	<ul style="list-style-type: none"> • Accounting Practices: finances are managed in compliance with GAAP. • Internal Controls: the school's internal controls are compliant. • There were no audit findings in the most recent financial audit.
Approaches Standard	The school was informed of non-compliance with accounting practices, financial transparency, or internal controls, and prompt action to correct is in evidence.
Does Not Meet Standard	The school is operating under a notification of fiscal concern or a notification of possible or imminent closure OR the school was informed of non-compliance with accounting practices, or internal controls and the issues were not corrected within 30 days.

III. CONSIDERATION OF RENEWAL CONDITIONS – Peace Valley Charter School

BACKGROUND

In 2023, Peace Valley Charter School (PVCS) was conditionally renewed with a 5-year operating contract. Conditions were established with the school with deadlines. Should the school meet all conditions by the established deadlines, it may continue operating until its next renewal cycle. However, failure to meet any condition by the established deadline requires that the authorizer, at its next public meeting, consider whether revocation of the school's charter is warranted.

The following condition has been determined to be “Unmet”:

Condition 2: *PVCS must achieve full accreditation through the State Board of Education's approved school accrediting body (currently Cognia) by June 1, 2024.*

Part of PVCS's conditional approval in 2018 included the condition that the school achieve accreditation candidacy status by July 1, 2019 and achieve full accreditation by July 1, 2021. This condition was adopted based on the Commission's stated concerns that PVCS's academic program, as presented in the charter petition, may not be sufficient to produce the academic outcomes necessary to meet standard on the academic performance measures of the performance framework. PVCS did not meet this condition by the stated date, as it did not achieve accreditation candidacy status until April of 2022. Based on Cognia's accreditation procedures, within two years of a school's acceptance into candidacy status, the school will be reviewed to determine whether full accreditation status will be awarded. The due date of this condition accounts for Cognia's two-year window within which PVCS will be reviewed.

DISCUSSION

Pursuant to Idaho Code section 33-5209C, if a school's charter is renewed with conditions and the school subsequently fails to meet any one of those conditions by the specified dates, the school's charter may be revoked by the Commission.

The IPCSC may consider whether to begin revocation proceedings at the next regularly scheduled meeting.

SPEAKER(s)

IPCSC Director, Jacob Smith
PVCS Board Chair, Michael Pinkerton
PVCS Board Treasurer, Brandy Gosch
PVCS Director of Student Services, Hope DeCuir
PVCS Business Manager, Gigi Murfitt
PVCS Principal/Superintendent, Sita Chiang
Cognia VP Pacific Region, Dale Kleinert

COMMISSION ACTION

1. A motion to take no action on the unmet renewal condition and allow the school to continue operations; OR
2. A motion to initiate a revocation hearing based on the school's unmet renewal condition at the next regular scheduled commission meeting on August 15, 2024.

V. CONSIDERATION OF AMENDMENT TO PERFORMANCE CERTIFICATE

BACKGROUND

Kootenai Classical Academy is requesting an amendment to their 2023 – 2028 Performance Certificate to remove their annual enrollment caps in order to increase capacity in 7th and 8th grades beginning the 2024-2025 school year. This change is considered a “major amendment” and as such, requires IPCSC approval.

DISCUSSION

The specific request to amend the current Performance Certificate of Kootenai Classical Academy in order to remove the annual enrollment limits found in Section 5(c):

C. Maximum Enrollment. The maximum number of students who may be enrolled in the school shall be 702. Enrollment shall be limited to the following:

2023-2024	2024-2025	2025-2026	2026-2027	2027-2028
428	482	536	590	702

SPEAKERS

Ed Kaitz, Ph.D., Headmaster
Marcel LeBlanc, Board Chair

IMPACT

If the IPCSC approves the amendment, the IPCSC will have 30 days in which to execute an amendment to the performance certificate.

COMMISSION ACTION

1. A motion to approve the amendment to remove the annual enrollment limits found in Section 5(c) of the 2023-2028 Performance Certificate for Kootenai Classical Academy; OR
2. A motion to deny the amendment proposal for Kootenai Classical Academy.