

Berkeley Unified School District
Board of Education Meeting
June 12, 2019

REALM Charter School
Notice of Intent to Revoke

Tonight

- Action: Potential Revocation of REALM charter

History of REALM Charters

- BUSD Board granted separate charters for REALM Middle School and High School in June, 2009
- Charters renewed in December 2015 for current term (7/1/2016-6/30/2021)
- After February 2018 Notice of Violation, Board granted Request for Material Revision to merge middle school and high school under single charter.

Enforcement History

- Notice of Violation: January 26, 2017
 - Fiscal Issues
- Notice of Violation: February 2, 2018
 - Fiscal Issues
- Notice of Violation: September 26, 2018
 - Out-of-County Site

Current Proceedings

- Notice of Violation February 2, 2019
 - Approximately \$1.5 million in unpaid debts
- Delinquent in payments for STRS
 - Impact on teachers' retirement benefits
- Problems with budget process
 - Failure to submit final audit report by December 15, 2018
 - Failure to carry over negative fund balance after merger

Current Proceedings

- Board approved Notice of Intent to Revoke on April 10, 2018
- REALM submitted Request for Material Revision on March 12, 2019 proposing merger with Compass Charter Schools
- Board conducted public hearing on Notice of Intent to Revoke on May 29, 2019

Causes for Revocation

Education Code § 47607(c)

- (1) ***Committed a material violation of any of the conditions, standards, or procedures set forth in the charter;***
- (2) Failed to meet or pursue any of the pupil outcomes identified in the charter;
- (3) ***Failed to meet generally-accepted accounting principles, or engaged in fiscal mismanagement; or***
- (4) ***Violated any provision of law.***

Substantial Evidence

- The Board may revoke a charter upon a showing of substantial evidence that the charter school committed one of the conditions for revocation set forth in that statute. (Education Code § 47607(c))
- Evidence is “substantial” if any reasonable trier of fact could have considered it reasonable, credible, and of solid value. Substantial evidence is relevant evidence that a reasonable mind might accept as adequate to support a conclusion.

Under Education Code section 47607(a)(2), the District is required to “consider increases in pupil academic achievement for all groups of pupils served by the charter school as the most important factor in determining whether to revoke a charter.”

	Socioeconomically Disadvantaged						Latino Students					
English/Language Arts	2018 Seventh Grade			2018 Eighth Grade			2018 Seventh Grade			2018 Eighth Grade		
Grade	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th
Standard Exceeded	0.0	2.56	N/A	8	3.7	5.66	0.0	3.33	N/A	7	2.08	2.38
Standard Met	10.81	10.26	N/A	21	9.26	11.32	10.34	13.33	N/A	27	10.42	14.29
Standard Nearly Met	18.92	20.51	N/A	37	24.07	28.30	17.24	26.67	N/A	36	22.92	30.95
Standard Not Met	70.27	66.67	N/A	35	62.96	54.72	72.41	56.67	N/A	30	64.58	52.38
Percentage: Standard Exceeded/Met	10.81	12.82	N/A	29.0	12.96	16.98	10.34	16.66	N/A	34	12.50	16.67

	Socioeconomically Disadvantaged						Latino Students					
Math	2018 Seventh Grade			2018 Eighth Grade			2018 Seventh Grade			2018 Eighth Grade		
Grade	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th
Standard Exceeded	0	0	N/A	4	5.17	3.92	0.0	0.0	N/A	2	1.85	0
Standard Met	9.09	2.44	N/A	8	8.62	7.84	8.0	6.45	N/A	7	11.11	7.14
Standard Nearly Met	15.15	24.39	N/A	24	27.59	23.53	12.0	22.58	N/A	30	31.48	28.57
Standard Not Met	75.76	73.17	N/A	65	58.62	64.71	80.0	70.97	N/A	60	55.56	64.29
Percentage: Standard Exceeded/Met	9.09	2.44	N/A	12	13.79	11.76	8.0	6.45	N/A	9	12.96	7.14

Under Education Code section 47607(a)(2), the District is required to “consider increases in pupil academic achievement for all groups of pupils served by the charter school as the most important factor in determining whether to revoke a charter.”

	English Language Learners						African American Students					
English/Language Arts	2018 Seventh Grade			2018 Eighth Grade			2018 Seventh Grade			2018 Eighth Grade		
Grade	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th
Standard Exceeded	0	N/A	N/A	0	0	0	N/A	0.0	N/A	N/A	N/A	7.69
Standard Met	0	N/A	N/A	5	0	0	N/A	6.67	N/A	N/A	N/A	7.69
Standard Nearly Met	0	N/A	N/A	50	3.70	6.25	N/A	20.0	N/A	N/A	N/A	23.08
Standard Not Met	100	N/A	N/A	45	96.30	93.75	N/A	73.3 3	N/A	N/A	N/A	61.54
Percentage: Standard Exceeded/Met	0	N/A	N/A	5	0	0	N/A	6.67	N/A	N/A	N/A	15.38

	English Language Learners						African American Students					
Math	2018 Seventh Grade			2018 Eighth Grade			2018 Seventh Grade			2018 Eighth Grade		
Grade	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th	6 th	7 th	8 th
Standard Exceeded	0	N/A	N/A	0	0	0	N/A	0.0	N/A	N/A	N/A	8.33
Standard Met	0	N/A	N/A	0	0	0	N/A	0.0	N/A	N/A	N/A	0.0
Standard Nearly Met	7.69	N/A	N/A	10	25	12.5 0	N/A	25.00	N/A	N/A	N/A	8.33
Standard Not Met	92.31	N/A	N/A	90	75	87.5 0	N/A	75.00	N/A	N/A	N/A	83.33
Percentage: Standard Exceeded/Met	0	N/A	N/A	0	0	0	N/A	0.0	N/A	N/A	N/A	8.33

Increases in Pupil Performance

- Percentage of students scoring either meeting or exceeding standards in English/Language Arts and Mathematics does not exceed 17% for any grade level or subject matter
- Lack of sustained growth across the board.

Board Options

- If Substantial Evidence exists that REALM committed one or more causes for revocation, vote to revoke the charter
 - Effective June 30, 2019
 - REALM may appeal to the County Board, and, if necessary, the State Board of Education
- Decline to Revoke the REALM Charter
 - Status quo