

2015-2016

New School Designation

For eligible open-enrollment charters seeking to apply for
New School Designation (NSD)

Texas Education Agency Contacts

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2015-2016 New School Designation

Presentation Overview

- Definition of New School Designation (NSD)
- Eligibility requirements for NSD
- Application process for NSD
- Application requirements for NSD

What is New School Designation?

Definition

Authority

Start-Up Grant Opportunity

New School Designation Definition

19 TAC §100.1033(b)(12)

The New School Designation is the term used to refer to **open-enrollment charter school campuses** that are established, through the expansion amendment process, under an existing open-enrollment charter school.

These school campuses must generate their **own accountability ratings** and demonstrate the “new” program offered at their school campus that is **different** from existing educational programs offered by the charter and **not a replication of existing programs.**





Authority

Allowed through

Elementary and Secondary Education Act (ESEA), Section 5202(d)(1) Federal Non-Regulatory Guidance

Texas Charter School Program (CSP) Grant awarded to TEA by the United States Department of Education (USDE)

19 Texas Administrative Code (TAC)
§100.1033(b)(12)

Federal Non-Regulatory Guidance

A state educational agency (SEA) **may only award** CSP sub-grants to multiple charters established under a single charter if...

each of the charter school campuses meets the CSP definition of “charter school”.

the school campuses are truly separate and distinct from each other.

NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(A)



NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(A)(i-ii)

only if the charter holder...



meets all requirements applicable to an expansion amendment;

has operated at least one charter school in Texas for a minimum of five consecutive years (not including the current 2014-2015 school year);

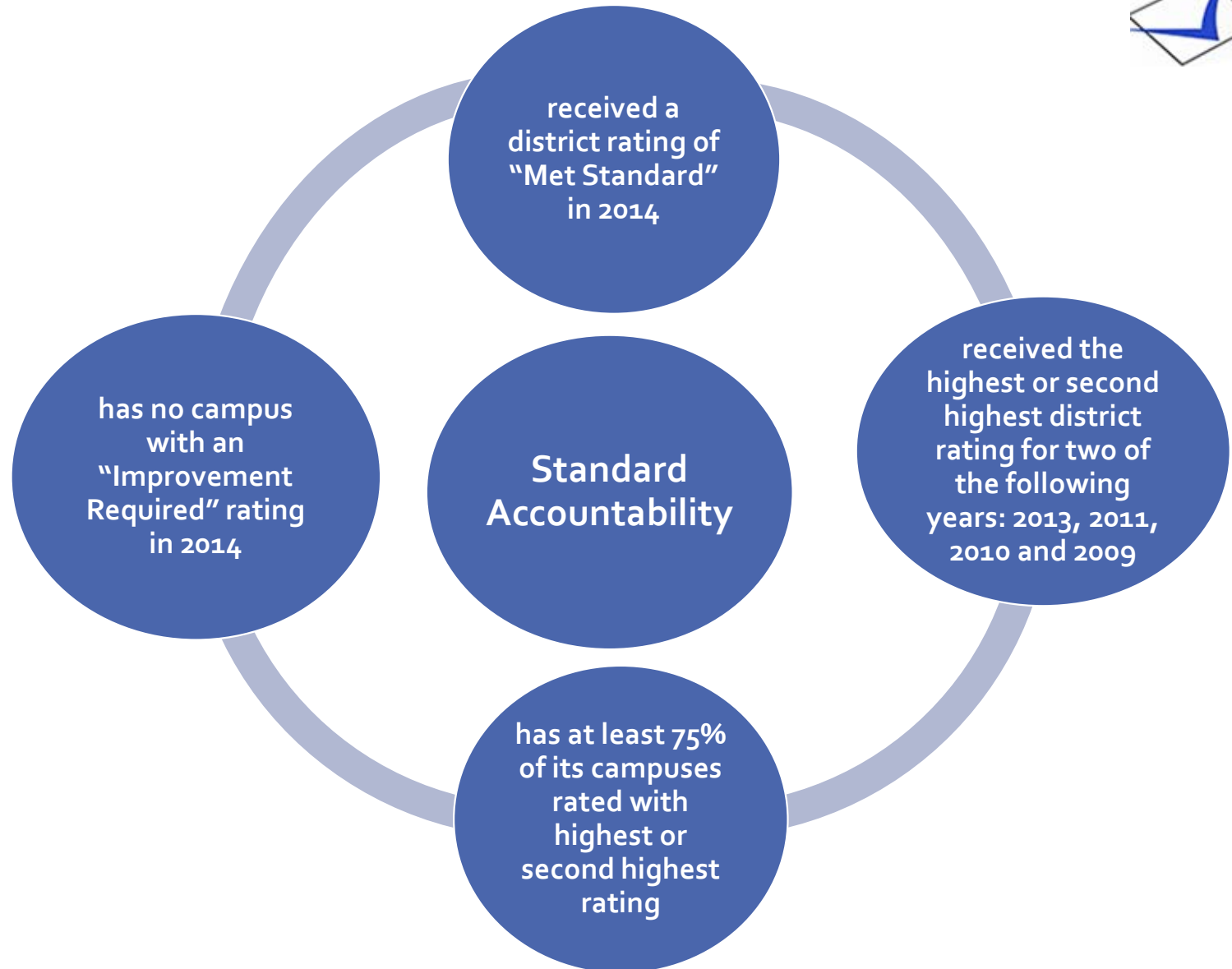
has been evaluated under the accountability rating system (§97.1001) with at least 50% of its student population in assessed grades; and

has an accreditation status of Accredited, and meets the following:

NSD Eligibility Requirements Standard Accountability Procedures

19 TAC §100.1033(b)(12)(A)(ii)(I)

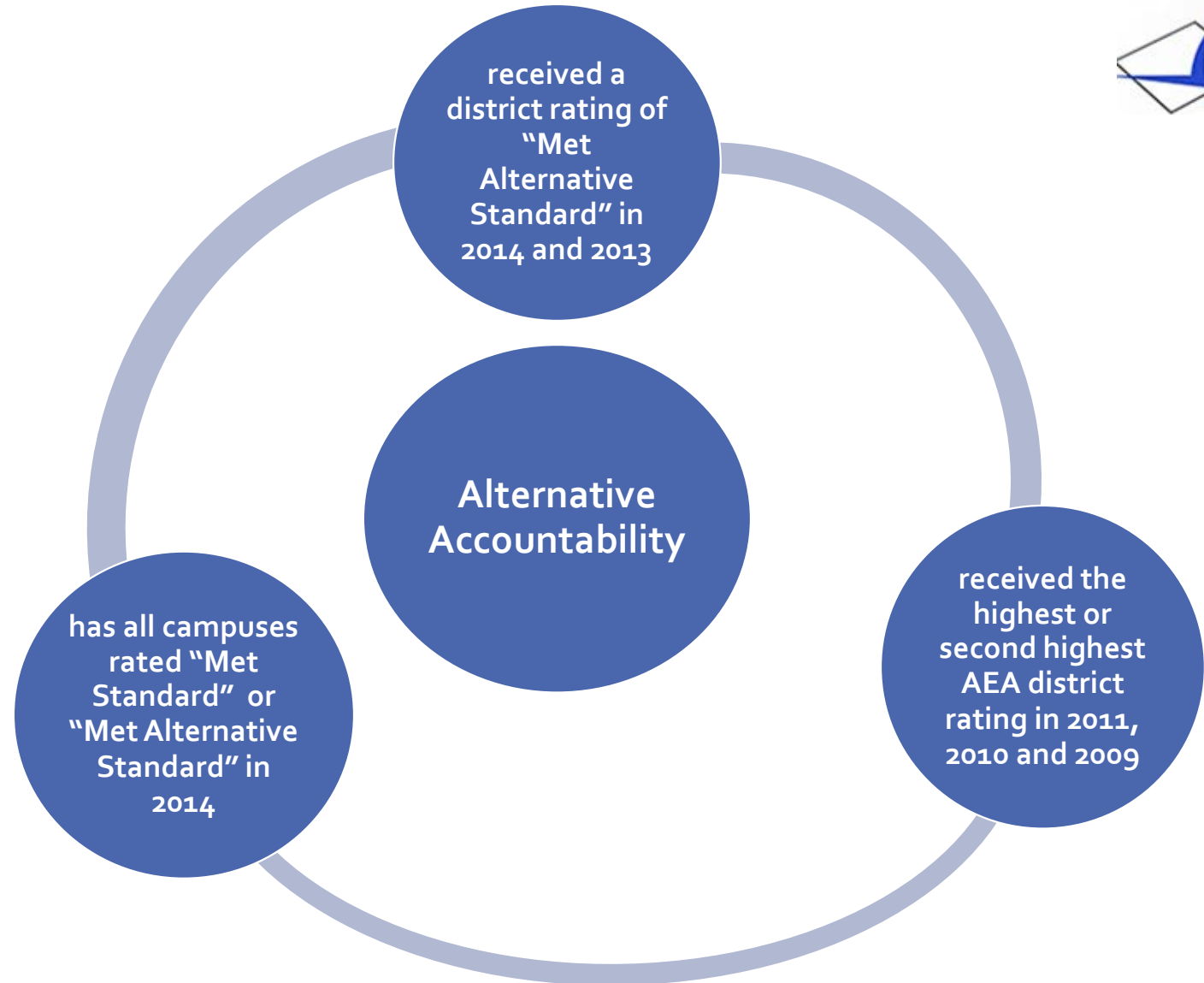
only if the charter school...



NSD Eligibility Requirements Alternative Education Accountability Procedures

19 TAC §100.1033(b)(12)(A)(ii)(II)(a)

only if the charter school...



only if the charter...



NSD
Eligibility
Requirements
Alternative
Education
Accountability
Procedures

19 TAC §100.1033(b)(12)(A)(ii)(II)(b)

Alternative
Accountability

has **at least 30%** of the students in each of the following **student groups** (if reported) **rated Met Standard** in each subject area assessed as reported on the 2013-2014 Texas Academic Performance Report (TAPR): African American, Hispanic, White, Special Education, Economically Disadvantaged, Limited English Proficient, and At Risk;"
in 2014

NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(A)(iii-viii)

only if...



no charter campus is identified for federal sanctions or interventions in the most recent report

the charter is not under any sanction imposed by TEA

the charter holder completes an approved application

the new charter school will serve at least 100 students

the NSD amendment complies with all requirements of 19 TAC §100.1033(b)(12)

the commissioner determines that the NSD is in the best interest of the students of Texas

NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(B)(i-iv)

only if...



the proposed school satisfies each element of the definition of a public charter school

the proposed school is not merely an extension of an existing charter school

the proposed school is separate and distinct from the existing charter school(s)

the open-enrollment charter, as amended, includes a separate written performance agreement for the proposed school that meets the requirements of the ESEA, Section 5210(1)(L), and TEC, §12.111(a)(3) and (4)

NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(C)(i)(ii)

The commissioner shall determine...

the terms of the open-enrollment charter as a whole,
as modified by the NSD

whether the proposed school shall be established and
recognized as a separate school under Texas law

NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(D)

The commissioner shall consider...

whether the proposed school and the existing charter school(s) have separate sites, employees, student populations, and governing bodies

whether day to day operations are carried out by different officers

NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(D)

Important

the presence or absence of any one of the previous elements, by itself, does not determine whether the proposed school will be found to be separate or part of an existing school;

however

the presence or absence of **several elements** will inform the commissioner's decision.

NSD Eligibility Requirements

The commissioner shall consider...

whether the proposed school and the existing charter school(s) have distinctly different requirements in their written performance agreements

the extent to which the performance agreement for the proposed school imposes higher standards than those imposed by TEC, §12.104(b)(2)(L)

19 TAC §100.1033(b)(12)(E)(i-ii)

NSD Eligibility Requirements

19 TAC §100.1033(b)(12)(F)

Failure to meet any standard or requirement shall mean...

- the immediate termination of any federal charter school program grant; and/or
- immediate termination of any waiver exempting a charter from some of the expansion amendment requirements granted as a result of the new school designation.



Application Process

Application
Submission

Application
Requirements

Application for New School Designation 2015-2016 Submission

Complete the following...

2015-2016 application for
New School Designation

A waiver request to waive:
19 TAC §100.1033(b)(9)(A)(ii)

A Charter Expansion
Amendment Request Form –
(Add an Additional Campus) and
all corresponding documentation

Any other expansion requests and
corresponding documentation
that are necessary to implement
the new school

Submission Deadline

Applications due...

On or before

Thursday, **January 15, 2014** by **5:00 p.m.**

Email all documents electronically to

charteramendments@tea.texas.gov



Application Requirements

1. State the address for the proposed school campus;
2. State the grade levels to be served;
3. Explain if this new campus will benefit from other federal charter school grant(s) not awarded by the TEA;
4. Describe the lottery process;

Application Requirements

5. Explain how the proposed school is **unique** and not an extension of an existing charter school...
 - Different **officers**?
 - Separate **employees**?
 - Separate **governing bodies**?
 - Separate **site**?
 - Separate **student populations**?

Application Requirements

Written performance agreement between proposed school and charter holder

Explain how the new school campus meets the federal definition of charter school.

Explain how the new school campus outlines the ways, other than those from Slide 16, in which this agreement is different from the requirements of the existing school.

Discuss three to five higher student performance standards for the new school that are specific, realistic, and measurable and different than those for schools currently operated by the charter.

Application
Requirement
Performance
Standards

Format for performance standards...

By (*DATE*) , (*SPECIFIC PERCENTAGE*)
of (*ALL STUDENTS* or *A SPECIFIC
STUDENT GROUP* or *STUDENT GROUPS*)
will achieve (*LEVEL OF PERFORMANCE*)
on the (*SPECIFIC ASSESSMENT*).

Application
Requirement

Sample
Performance
Standard

Example of a performance standard...

In Spring 2016, 80% of all students who are assessed will achieve a score of Met Standard on the Reading State Assessment of Academic Readiness (STAAR).

Application Requirement

Board Resolution

Provide a governing board resolution stating that the board agrees and supports the application amendment for New School Designation.

**CORPORATE BOARD OF TRUSTEES
RESOLUTION**

State of Texas
County of _____

WHEREAS, the Board of Trustees of <<Charter Holder name>> (the Board) finds it in the best interest of <<Charter School>> to modify its charter pursuant to 19 Texas Administrative Code (TAC) §100.1033(a) which states, the terms of an open-enrollment charter may be revised with the consent of the charter holder by written amendment;

WHEREAS, the Board desires the commissioner's approval for a new school designation, under 19 TAC §100.1033(12), to establish an additional and unique charter school campus under an existing open-enrollment charter pursuant to federal Title V, Part B non-regulatory guidance; and

WHEREAS, the Board acknowledges that in doing so, the charter holder must also meet the eligibility requirements set forth within TAC §100.1033(9) and (10)(D), that permit the charter holder, <<Charter Holder Name>>, to submit an expansion amendment request seeking to add a new campus, for such designation.

WHEREAS, the Board has considered and approved a business plan that will support the expansion and requested modifications.

NOW THEREFORE, BE IT RESOLVED that the Board of Trustees of <<Charter Holder Name>> approve and hereby authorize the Superintendent, <<Name>>, to submit an application for new school designation, an expansion amendment request for a new campus, and a corresponding waiver request to waive TAC §100.1033(9)(A)(ii).

Passed and approved by the majority of members of the Board of <<Charter Holder Name>>, for <<Charter Name>>, on the <<day>>, of <<Month>> of <<Year>>.

_____ President, Printed Name	_____ Date
_____ Vice-President, Printed Name	_____ Date
_____ Treasurer, Printed Name	_____ Date
_____ Secretary, Printed Name	_____ Date

New School
Designation
2015-2016
Reminders

Submit the following...


2015-2016 application for New
School Designation



A waiver request to waive:
19 TAC §100.1033(b)(9)(A)(ii)



A Charter Expansion Amendment
Request Form – *(Add an Additional
Campus)* and all corresponding
documentation



Any other expansion requests and
corresponding documentation that are
necessary to implement the new school



Applications are due Thursday,
January 15, 2015 by 5:00 p.m.

Contact Information

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