

**BEFORE THE INDIANA STATE BOARD OF EDUCATION
NOTICE OF HEARING AND ADMINISTRATIVE PROCEEDING**

Proceeding No. 13-122013

NOTICE OF RECOMMENDATION AND ADMINISTRATIVE PROCEEDING

To: Dr. Lewis D. Ferebee, Superintendent
Indianapolis Public Schools
John Morton-Finney Center for Educational Services
120 East Walnut Street
Indianapolis, IN 46204

Bernice A. N. Corley¹
Indiana Department of Education
200 West Washington Street, Ste. 225
Indianapolis, IN 46204

Notice is hereby provided that the Indiana State Board of Education ("Board"), pursuant to Ind. Code § 20-31-9.5-3(c), shall conduct an administrative proceeding to determine the amount of state tuition support that the Indiana Department of Education ("Department") shall withhold from state tuition support otherwise to be distributed to the Indianapolis Public Schools that is necessary to fund the option for improvement implemented by the Board, specifically, the operation of the turnaround academies from January 1, 2014 through June 30, 2014.

The administrative proceeding will occur and the determination made during the regularly scheduled meeting of the State Board.

DATE: December 20, 2013
TIME: 9:00 a.m. EST
PLACE: Indiana Government Center South – Conf. Room B

The Department will present its recommendation (attached as Exhibit "A"), and the representatives from the Indianapolis Public Schools will have the opportunity to be heard and present information regarding the Department's recommendation. **Any documents to be presented for the Board's consideration must be provided to and received by the State Board Administrator no later than December 13, 2013 by 12:00p.m. EST on.** All

¹ Pursuant to Ind. Code § 4-21.5-3-30(c)(2), Bernice Corley is designated as the individual who will be presenting the recommendation on behalf of the Department. Ms. Corley's telephone number is 317.232.9153.


information will be provided under oath, and the proceeding will be recorded. Board members may ask questions. The Board will make its determination subsequent to the presentation of information. The Board's determination shall be reduced to writing and be distributed to the parties within three (3) business days.

Questions about the schedule or administrative procedures may be directed to:

Laura Naughton, Administrator
Indiana Department of Education
115 West Washington Street, Ste. 600 South
Indianapolis, IN 46204

Per IC 4-21.5-3-20(c)(8), a party who fails to attend or participate in the proceeding may be held in default or have the proceeding dismissed under IC 4-21.5-3-24.


Dated: 12/6/13



Laura Naughton, Administrator
Indiana Department of Education

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was sent to Dr. Lewis D. Ferebee by certified first class mail and was hand delivered to Ms. Corley on this the 6th day of December, 2013.



Laura Naughton, Administrator
Indiana Department of Education

cc: Hudnall Pfeiffer (via email only)
Michelle McKeown, J.D., Ph.D. (via email only)



**Indiana
Department of Education**

Glenda Ritz, Superintendent of Public Instruction

TO: Indiana State Board of Education
FROM: Melissa Ambre, Director of School Finance, Indiana Department of Education
DATE: December 6, 2013
RE: Recommendation for Indianapolis Public Schools Funding & Turnaround Academy Withholding

In accordance with Ind. Code § 20-43-2-1, the Indiana Department of Education (Department) must make state tuition support payments every 40 days, in compliance with the tuition support payment schedule published by the State Budget Director. Additionally, the Department is a party to a contract with EdPower, the turnaround school operator (TSO) of Arlington Community High School, as well as a party to a contract with CSUSA, the TSO of Emma Donnon Middle School, Emmerich Manual High School and Thomas Carr Howe High School. Both contracts require the Department to make payment to the each respective TSO in accordance with the State Budget Director's tuition support payment schedule.

Pursuant to Ind. Code § 20-31-9.5-3(c) and 511 IAC 6.2-9-4(b), the Indiana State Board of Education (Board), with recommendations from the Department, is charged with determining the amounts of tuition support and federal funds that are necessary to fund each turnaround academy. In order for the Department to meet the terms of its contract, the Board must determine the amount to be withheld from Indianapolis Public Schools' tuition support payment and paid to each TSO.

Department Recommendation for State Tuition Support Withholding – Indianapolis Public Schools

Pursuant to Ind. Code § 20-31-9.5-3(c) and 511 IAC 6.2-9-4(b), the Department recommends the following amount be withheld from the state tuition support grant to be distributed to Indianapolis Public Schools from January 1, 2014 through June 30, 2014, to be used for operation of the turnaround academies:

Emma Donnan Middle School	\$1,356,298.67
Arlington Community High School	\$1,741,426.52
Emmerich Manual High School	\$2,222,652.33
Thomas Carr Howe High School	\$2,503,291.40

The recommended amounts reflect the following: September 2013 Membership count used for the complexity and basic tuition support grants; September 2013 FDK count used for the FDK grant; September 2013 Career and Technical Educational Counts used for the Career and Technical Education (Voc-Ed) grant; October 2013 Graduate Report counts used for the Honors Grant; and December 2012 Special Education counts for the Special Education grant.

Please note that Ind. Code § 20-43-4-9 requires the use of the spring ADM count for the second six months of the state fiscal year tuition support funding. Accordingly, the Department will reconcile any over or underpayments in withholding and payments resulting from the use of the spring counts.

Below is the breakdown of the total amount of state tuition support to be withheld from the Indianapolis Public Schools for the TSOs during the last six months of FY 2014:

School	9/13 ADM Count	FY14 Tuition Support	FY14 Special Education Grant	FY14 Complexity Grant	FY14 Career & Tech Ed Grant	FY14 Honors	FY14 Total	Six-Month Total
Donnan	331	\$1,639,310.60	\$307,740.00	\$765,546.73	\$0.00	\$0.00	\$2,712,597.33	\$1,356,298.67
Arlington	428	\$2,119,712.80	\$373,249.00	\$989,891.24	\$0.00	\$0.00	\$3,482,853.04	\$1,741,426.52
Manual	562	\$2,783,361.20	\$235,433.00	\$1,299,810.46	\$114,700.00	\$12,000.00	\$4,445,304.66	\$2,222,652.33
Howe	653	\$3,234,047.80	\$260,257.00	\$1,510,277.99	\$0.00	\$2,000.00	\$5,006,582.79	\$2,503,291.40
Total		\$9,776,432.40	\$1,176,679.00	\$4,565,526.42	\$114,700.00	\$14,000.00	\$15,647,337.82	\$7,823,668.91