TO: The Honorable the Members of the Board of Regents

FROM: Allison Armour-Garb

SUBJECT: Conforming Technical Correction to the May 2020 Renewal and Revision of the Charter of South Bronx Classical Charter School III

DATE: May 27, 2021

AUTHORIZATION(S):

SUMMARY

Issue for Decision (Consent Agenda)

Should the Board of Regents approve a nunc pro tunc conforming technical correction to the May 2020 renewal and revision of the charter of South Bronx Classical Charter School III, a Board of Regents-authorized charter school?

Reason(s) for Consideration

Technical nonconforming discrepancy in prior item.

Proposed Handling

This question will come before the Full Board at its June 2021 meeting, where it will be voted on and action taken.

Procedural History

In May 2020, the New York State Education Department (the Department) made and presented a renewal and revision recommendation to the Board of Regents for approval and issuance as required by Article 56 of the Education Law. The Department now recommends that the Board approve a *nunc pro tunc* conforming technical correction to that item.

Background Information

In May 2020, the Board of Regents granted a full-term, five-year renewal to the South Bronx Classical Charter School III, with a revision to "increase current grade span of the school to include Grades 6 to 8 from the school's current kindergarten through

Grade 5; and increase authorized enrollment from 372 students to 476 students by year 4 of the renewal charter term." The enrollment table, as approved by the Board of Regents, indicated that the expansion in grade levels would commence in the 2021-2022 academic year. This *nunc pro tunc* conforming technical correction to the charter would correct the enrollment table to accurately indicate the intent of the Board of Regents and the Department[1] that the grade level expansion, starting with the addition of Grade 6, would commence in the 2020-2021 school year, with the enrollment as indicated in the enrollment table for that grade configuration.

This *nunc pro tunc* conforming technical correction to the charter would not increase the total number of students or grade levels the charter school would serve by the conclusion of the charter term. The New York City Department of Education was consulted regarding this correction and was not in opposition.

Current Grade Levels and Enrollment

	Year 1 2020 to 2021	Year 2 2021 to 2022	Year 3 2022 to 2023	Year 4 2023 to 2024	Year 5 2024 to 2025
Grade Configuration	K - Grade 5	K - Grade 6	K - Grade 7	K - Grade 8	K - Grade 8
Total Proposed Enrollment	365	406	443	476	476

Corrected Grade Levels and Enrollment

	Year 1 2020 to 2021	Year 2 2021 to 2022	Year 3 2022 to 2023	Year 4 2023 to 2024	Year 5 2024 to 2025
Grade Configuration	K - Grade 6	K - Grade 7	K - Grade 8	K - Grade 8	K - Grade 8
Total Proposed Enrollment	406	443	476	476	476

Related Regents Items

South Bronx Classical Charter School III

May 2020: Charter Renewal and Revision
(https://www.regents.nysed.gov/common/regents/files/520bra7-REVISED.pdf).

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[1] In a decision dated July 17, 2020, the Commissioner awarded co-location space for the school's grade 6 commencing with the 2020-2021 school year (see Appeal of Classical Charter Schools, 60 Ed Dept Rep, Decision No. 17,881).

Recommendation

It is recommended that the Board of Regents take the following action:

VOTED: That the Board of Regents approves a *nunc pro tunc* conforming technical correction to the May 2020 renewal and revision of the charter of South Bronx Classical Charter School III, to reflect that the grade level expansion, starting with the addition of Grade 6, would commence in the 2020-2021 school year.

Timetable for Implementation

If approved, the recommended conforming technical correction would be effective nunc pro tunc to date of the May 2020 item.