



LEMOORE UNION HIGH SCHOOL DISTRICT

5 Powell Ave., Lemoore CA, 93245

To: Lemoore Union High School District Board of Trustees
From: Mark Howard
Date: April 26, 2018
Subject: Exemption from Senate Bill (SB) 138 at Lemoore Online College Preparatory High School

Background:

Pursuant to SB 138, individual school sites with greater than 62.5% “identified student population (ISP)” are required to provide breakfast and lunch free of charge to all pupils at the school site. Lemoore Online was identified with greater than 62.5% ISP.

SB 138 Section 49564 allows for a school board to adopt a resolution to authorize an exemption from this requirement due to fiscal hardship. Due to our students being online students it would create a fiscal hardship for that program to begin delivering breakfast and lunch to the homes of our students in efforts to comply with this requirement.

In addition to not being practical to comply, we believe Lemoore Online exceeded 62.5% due to starting its first year this fiscal year and having very low initial enrollment. It took very few students to exceed the 62.5% threshold. We do not anticipate Lemoore Online will continue to exceed this threshold.

This resolution shall be publicly noticed on at least two consecutive meeting agendas, on the first meeting agenda as an information item and on the second meeting agenda as an action item.

Financial Impact:

None.

Recommendation:

Approve the Resolution.

RESOLUTION NO. 18-11

**A RESOLUTION OF THE GOVERNING BOARD OF THE
LEMOORE UNION HIGH SCHOOL DISTRICT
EXEMPTION FROM SENATE BILL (SB) 138 AT
LEMOORE ONLINE COLLEGE PREPARATORY HIGH SCHOOL**

WHEREAS, Lemoore Union High School District has been determined to have one school site, Lemoore Online College Preparatory High School, which is effected by Senate Bill (SB) 138

WHEREAS, Senate Bill 138 requires that any site with an identified student population at or above 62.5% has been deemed high poverty and is therefore required to provide breakfast and lunch free of charge to all pupils at a very high poverty school

WHEREAS, Section 49564 of Senate Bill 138 allows the governing board of a school district to adopt a resolution stating that it is unable to comply with, and demonstrating the reasons why it is unable to comply with, the requirements due to fiscal hardship

WHEREAS, Lemoore Online College Preparatory High School opened for its first year of operation on July 1, 2017 and due to low enrollment numbers in the first year, only a small number of identified students caused the population to exceed 62.5%

WHEREAS, the governing board does not anticipate Lemoore Online College Preparatory High School to sustain a 62.5% identified student population

WHEREAS, the students we serve are online students and would impose a significant fiscal hardship on the educational program to begin delivering breakfast and lunch to every student's home on each school day

NOW, THEREFORE, BE IT RESOLVED that the governing board of Lemoore Union High School District hereby declares its exemption from the requirements of Senate Bill 138 pursuant to Section 49564.

APPROVED, PASSED and ADOPTED by the Governing Board of the Lemoore Union High School District this **10th day of May, 2018**, by the following vote:

AYES:

NOES:

ABSENT/ABSTAIN:

President, Governing Board
Lemoore Union High School District