Income Reallocation

Sample Board Resolutions

First, establish ongoing authority with RESOLUTION #1A or #1B

Then, exercise the authority and reallocate specific amounts each year, as applicable, with RESOLUTION #2
RESOLUTION #1A
Sample CMO/Non-Profit Resolution to Establish Authority to Reallocate Income
(single or centralized board of controlling CMO/Non-Profit)

WHEREAS: Pursuant to EC Section 56836.05(b), El Dorado Charter SELPA has the authority to develop an allocation plan to define the distribution of special education funds to charters within the SELPA; and

WHEREAS: The CEO Council of the El Dorado Charter SELPA has approved an allocation plan that provides for the distribution of funds to each Charter LEA in the SELPA, where a charter is defined as having a separate CDS code; and

WHEREAS: The allocation plan further authorizes a CMO or Non-Profit Corporation operating more than one charter school within the SELPA to reallocate state and federal funding among charter LEAs within their authority.

THEREFORE BE IT RESOLVED: That at the close of any fiscal year, special education income may be reallocated among the El Dorado County Charter SELPA members under the authority of (name of CMO or Non‐Profit Corporation operating more than one charter school); and

That this authority shall remain in place until changed by further action of this board; and

That reallocation of specific dollar amounts under this authority will be brought to this board for specific action each time the authority is exercised.

RESOLUTION #1B
Sample Individual Charter Resolution to Establish Authority to Reallocate Income
(charter school operated by CMO/Non-Profit with its own board)

WHEREAS: Pursuant to EC Section 56836.05(b), El Dorado Charter SELPA has the authority to develop an allocation plan to define the distribution of special education funds to charters within the SELPA; and

WHEREAS: The CEO Council of the El Dorado Charter SELPA has approved an allocation plan that provides for the distribution of funds to each Charter LEA in the SELPA, where a charter is defined as having a separate CDS code; and

WHEREAS: The allocation plan further authorizes a CMO or a Non‐Profit Corporation operating more than one charter school to change the distribution of state and federal funding to charter LEAs within their authority; and

WHEREAS: (name of CMO or Non‐Profit Corporation) has approved the reallocation of special education income among its charters that are members of the El Dorado County Charter SELPA, and (name of Charter School) is both operated under the authority of the organization named above and a member of the El Dorado County Charter SELPA.

THEREFORE BE IT RESOLVED: That at the close of any fiscal year, special education income may be reallocated to or from (name of Charter School); and

That this authority shall remain in place until changed by further action of this board; and

That reallocation of specific dollar amounts under this authority will be brought to this board for specific action each time it is used.
RESOLUTION #2
Sample Resolution to Reallocate Income for Fiscal Year
This resolution should be approved by the board of the CMO/Non-Profit each year income reallocation is utilized. A charter school in the network with its own board that will have an adjusted allocation should also approve.

WHEREAS: The board of (name of CMO or Non-Profit Corporation) resolved on (date of original resolution) to allow special education income to be reallocated among the charters under the authority of the organization named below; and

WHEREAS: It has been deemed appropriate at this time to reallocate special education income pursuant to this authority.

THEREFORE BE IT RESOLVED: That by October 1, 20___ the income reallocation specified below occur.

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See Attachment menu at left for an MS Word file of the resolutions.