

CHARTER SCHOOL APPEAL COMMISSION
Recommendation to State Board of Education, October 17, 2006

SPRIAL TECH ELEMENTARY
CHARTER SCHOOL

Petitioner,

v.

SCHOOL BOARD OF
MIAMI-DADE COUNTY

DOE Case No. 2006-1220

RECOMMENDATION

On June 14, 2006, the School Board of Miami-Dade County (School Board) voted to terminate the charter contract of Spiral Tech Elementary Charter School (Charter School). The Charter School filed this appeal on June 30, 2006. On September 26, 2006, the Charter School Appeal Commission heard the appeal of this matter. **Thereafter, the Commission voted 7 to 0 to recommend to the State Board of Education to deny the appeal of the Charter School.** The Commission's justifications for its recommendation were as follows:

1. The Commission voted 7 to 0 that the School Board **did not** violate the School's due process rights during the charter contract termination proceedings.
2. The Commission voted 7 to 0 that the School Board's **did** have competent, substantial evidence to support its finding that the School failed to follow generally accepted standards of fiscal management.
3. The Commission voted 7 to 0 that the School Board's termination of the School's charter contract based on a failure to follow generally accepted standards of fiscal management **is** statutory good cause for termination.

Dr. Kim McDougal, Commissioner's Designee
Charter School Appeal Commission

FILED with the Agency Clerk of the Department of Education this _____ day of October, 2006.

AGENCY CLERK