

CHARTER SCHOOL APPEAL COMMISSION
Recommendation to State Board of Education, September 15, 2009

SUNRISE COMMUNITY
CHARTER SCHOOL

Petitioner,

v.

SCHOOL BOARD OF
BROWARD COUNTY

_____/ DOE Case No.2009-1772

RECOMMENDATION

On February 3, 2009, the School Board of Broward (School Board) voted to terminate immediately the charter contract of Sunrise Community Charter School (Charter School). The School Board's letter of termination was dated February 10, 2009. The Charter School filed its appeal on March 13, 2009. On July 22, 2009, the Charter School Appeal Commission heard the appeal of this matter. **Thereafter, the Commission voted 7 to 0 to recommend that the State Board of Education deny the appeal of the Charter School.** The Commission's justifications for its recommendation were as follows:

1. The Commission voted 4 to 3 that the School Board did have competent substantial evidence to support its finding that the Charter School posed a threat to the health, safety and welfare of the charter school's students because the charter school disrupted the educational programs of its enrolled students and ceased its delivery of educational services on January 6, 2009.
2. The Commission voted 4 to 3 that the School Board's termination based on its finding that the Charter School posed a threat to the health, safety and welfare of the charter school's students because the charter school disrupted the educational programs of its enrolled students and ceased its delivery of educational services on January 6, 2009, was good cause for denial.

3. The Commission voted 7 to 0 that the School Board did have competent substantial evidence to support its finding that the Charter School lacked a facility possessing the certificates of occupancy necessary to conduct an educational program.
4. The Commission voted 7 to 0 that the School Board's termination based on its finding that the Charter School lacked a facility possessing the certificates of occupancy necessary to conduct an educational program was good cause for denial.

Lois S. Tepper, Commissioner's Designee
Charter School Appeal Commission

FILED with the Agency Clerk of the Department of Education this _____ day of August 2009.

AGENCY CLERK