

Sharea Chapman

STATE OF FLORIDA
DEPARTMENT OF EDUCATION

IN THE MATTER OF DISTRICT SCHOOL
BOARD OF CLAY COUNTY'S APPLICATION
TO RETAIN EXCLUSIVE AUTHORITY
FOR FISCAL YEAR 2007-2008

DOE 2007-1411 FOI

FINAL ORDER

On August 1, 2007, the District School Board of Clay County filed a request with the State Board of Education to retain exclusive authority to authorize all charter schools within its geographic boundaries.

Pursuant to §1002.335 (5)(e), F.S. the State Board of Education shall grant to a district school board exclusive authority to authorize charter schools within the geographic boundaries of the district if the state board determines, after adequate notice, in a public hearing, and after receiving input from any charter school authorized by the district school board that the district school board has provided fair and equitable treatment to its charter schools during the 4 years prior to the district school board submission of the resolution. Pursuant to §1002.335 (5)(g) F.S., for district school boards that have no discernible history of authorizing charter schools, the State Board of Education may not grant exclusive authority unless the district school board demonstrates that no approvable application has come before the district school board.

After reviewing the evidence, the State Board of Education denied the District School Board of Clay County's request to retain exclusive authority to authorize charter schools in its geographic boundaries for fiscal year 2007-2008.

TALLAHASSEE FLA
DEPT OF EDUCATION

28 OCT - 9 P 4: 28

FILED AGENCY CLERK

DONE and ORDERED this 9 day of ~~September~~ ^{October}, 2007.

Jeanine Blomberg
Jeanine Blomberg, Commissioner
Florida Department of Education
On behalf of the State Board of Education Chair

FILED with the Agency Clerk of the Department of Education this 9 day of ~~September~~, 2007.

October

Symon Jellett
AGENCY CLERK

NOTICE OF RIGHTS

Any party to this order has the right to seek judicial review of this Final Order pursuant to Florida Rules of Appellate Procedure 9.030(b)(1)(c) and 9.110. The notice of appeal must be filed pursuant to Rule 9.110, Florida Rules of Appellate Procedure, with the Agency Clerk, Department of Education, Suite 1514, 325 West Gaines Street, Tallahassee, Florida, 32399-0400. Additionally, a second copy of the notice of appeal, accompanied by the applicable filing fees, must be filed with the appropriate Florida District Court of Appeal. The notice must be filed within 30 days of the day this Final Order is filed with the Agency Clerk of the Department of Education. Failure to make a timely appeal will result in waiver of the right of judicial review in this matter.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to: Superintendent David Owens, School District of Clay County, 900 Walnut Street, Green Cove Springs, Florida 32043 and Chairperson Carol Vallencourt, School Board of Clay County, 3345 Shenandoah Drive West, Orange Park, Florida 32065.

Symon Jellett
AGENCY CLERK