

Lincoln County School District
Board of Directors - Business Meeting of the Board April 14, 2026
Supporting Documentation for Action Item 11.d.2

Summary: Areas of Siletz Valley Charter Non-compliance

Statutory requirement for termination vote: ORS 338.105(a-f) sets forth the permissible bases for termination of a charter. Siletz Valley Schools are non-compliant in sections a-c.

(a) Failure to meet the terms of an approved charter or this chapter.

- Contractual Noncompliance (Instructional): SVS has operated without an approved English Learner (EL) plan for several years, which is a failure to follow ORS 336.079 through 336.082 as required by Section 4(K) of the charter contract.
- Contractual Noncompliance (Operational): The charter contract requires SVS to ensure the security of technology systems, but a verification process found the school noncompliant in 8 of 10 areas.
- Facilities/Lease Agreement Failure: The school has failed to address ADA access requirements or ongoing maintenance, despite being legally responsible for maintenance pursuant to charter and lease agreements.
- Statutory Noncompliance: The school's bylaws regarding asset distribution violate ORS 338.105(6)(a) by stating that assets will be distributed to the district and other nonprofits upon closure, instead of being given to the State Board of Education.

(b) Failure to meet the requirements for student performance stated in the charter.

- Academic Performance: SVS has been a Targeted Support and Improvement (TSI) school since the 2021-22 school year, and results remain at "Level 1," the lowest tier of performance.
- Attendance: As of February 2026, SVS maintains a regular attendance rate of 39.1%, which is the lowest in the district and fails to meet targets set by the state and the district.

(c) Failure to correct a violation of a federal or state law that is described in ORS 338.115.

- Public Meetings Law (State Law): The school is noncompliant with ORS 192.670(3)(a) for failing to post public virtual links to meetings. Meeting minutes also fail to record votes by name (ORS 192.650(1)(c)) and do not provide the required substance of conversations (ORS 192.650(1)(d)).
- Special Education (Federal/State Law): Discipline protocols fail to mention the mandatory requirement under OAR 581-015-2420 to conduct a manifestation

determination within 10 school days for students with disabilities. Additionally, characterizing the management of students with disabilities as "cooperative" misrepresents the mandatory legal obligations of federal IDEA requirements.

- Asset Distribution (State Law): The school's bylaws violate ORS 338.105(6)(a) regarding the distribution of public-funded assets upon closure.

(d) Failure to maintain insurance as described in the charter.

(e) Failure to maintain financial stability.

(f) Failure to maintain, for one or more consecutive years, a sound financial management system described in the proposal submitted under ORS 338.045 and incorporated into the written charter under ORS 338.065.