



Mountain View
Whisman
School District

Bullis Charter Petition Next Steps

November 1, 2018





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Receipt of the petition

Official receipt of petition: Education Code section 47605 subd. (a)

No later than 30 days after receiving a petition, in accordance with subdivision (a), the governing board of the school district shall hold a public hearing on the provisions of the charter, at which time the governing board of the school district shall consider the level of support for the petition by teachers employed by the district, other employees of the district, and parents. Following review of the petition and the public hearing, the governing board of the school district shall either grant or deny the charter within 60 days of receipt of the petition, provided, however, that the date may be extended by an additional 30 days if both parties agree to the extension.

Receipt of charter petition hearing

- Discussion around official receipt of charter petition
 - a. action is needed to receive the petition
- Review the next steps of the process
- Discuss Proposition 39 and its implications



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Public Hearing

Public hearing

1. After consulting with legal counsel and our Board president we are planning on holding the public hearing on December 6
 1. It is expected that Bullis Charter School representatives will present their petition
 2. Board members are allowed to ask questions
 3. The public, including labor unions, are allowed to provide comments
 4. No formal decision will be made

Final Decision

- The Board will agendaize an action item to approve or deny the petition.
 - If Bullis agrees to the extension - January 10
 - If Bullis denies the request again, then we will call a special meeting on December 20

Final decision

- At the December 20 / January 10 meetings staff will provide a summary of their findings, and provide the Board with a recommendation for action
 - The summary of findings will be drawn from the charter petition
- The public will be able to comment through the normal 10 minute per item comment period.



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Proposition 39

Proposition 39

- **Proposition 39** (“**Prop. 39**”) is a state law passed by California voters in 2000, which requires **school** districts to make facilities (including both classroom and non-classroom spaces) available to public **charter schools** serving students who reside in the district
 - A prop 39 request must be made by November 1
 - There is a specific timeline to which the district must adhere
 - This process runs parallel to the charter petition
 - A charter school must demonstrate that at least 80 students, who live within the District’s boundary plan on attending

Proposition 39

- Bullis Charter must provide us with the projected number of in-district students and support their projection with documentation.
- Penalty for being 25 students below (or 10%), for each student after that is approximately \$2,000 per student
- The district may make efforts to verify residency

Proposition 39

- Just as we do with choice schools, if a parent registers with Bullis, we cannot hold space at their neighborhood school or choice school.
- Students who are not admitted to Bullis will be placed at a school site with available space; this may or may not be their neighborhood school.
- The District must start with the belief that we will house the charter school at a single site.
 - If no site is acceptable, then we can put them at more than one site
 - Final placement is determined by the District

Proposition 39

- March 1 - Charter response to our preliminary offer
 - April – District final offer
 - May 1 - Charter responds to final offer
 - If they reject then there is no obligation to house
- Standard for facilities = reasonably equivalent

Proposition 39

Prop 39 is a month-by-month event

Nov - Application with site location

Dec - District submits any objections to projections

Jan - Charter responds to District objections and possible modification

Feb - Preliminary offer of space (District will decide what projection to rely on)



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Next steps

Official Receipt

- As outlined in Education Code section 47605 subd. (a) we need to do two things:
 - Hold a public hearing
 - Grant or deny the charter within 60 days of receipt
 - A second official request has been sent to representatives of Bullis Charter school (email and mail) requesting an extension to January 10th
 - This request was made to account for winter holidays and the possible swearing in of new board member(s) on December 14th*