



Board Voting Options: New and Charter Renewal Petition Requests

Staff Report Recommendation	Board Action	Additional Action Steps Necessary by the OUSD Board of Education
Approval	Approval	Board must introduce/make a motion to approve the charter petition
Denial	Denial	Board must introduce/make a motion to deny the charter petition
Denial	Approval	Board must introduce/make a motion to approve the charter petition
Approval	Denial	<p>1. Board must introduce/make a motion to deny the charter petition</p> <p>2. Board must make written factual findings, including citing one or more of the grounds for denial*</p> <p>Note: If within 60 days of its receipt of a petition for renewal, a district governing board has not made a written factual finding as mandated by Education Code section 47605(b), the absence of written factual findings shall be deemed an approval of the petition for renewal.</p>

*Grounds for Denial (Education Code §47605 (b))

The governing board of the school district shall not deny a petition for the establishment of a charter school unless it makes written factual findings, specific to the particular petition, setting forth specific facts to support one or more of the following findings:

- (1) The charter school presents an unsound educational program for the pupils to be enrolled in the charter school.
- (2) The petitioners are demonstrably unlikely to successfully implement the program set forth in the petition.
- (3) The petition does not contain the number of signatures required by subdivision (a).
- (4) The petition does not contain an affirmation of each of the conditions described in subdivision (d).
- (5) The petition does not contain reasonably comprehensive descriptions of all of the [required charter elements]
- (6) The petition does not contain a declaration of whether or not the charter school shall be deemed the exclusive public employer of the employees of the charter school for purposes of Chapter 10.7 (commencing with Section 3540) of Division 4 of Title I of the Government Code.

Note: Education Code section 47605(b)(3) is not required in the case of a charter petition renewal request.