





2. Denial with Option for Two-Year Renewal (Education Code 47607.2(a))
  - a. The Board shall generally not renew a charter if, for two consecutive years immediately preceding the renewal decision, either of the following applies: (Education Code 47607.2)
    - (1) The charter school has received the two lowest performance levels schoolwide on all the state indicators included in the Dashboard for which it receives performance levels.
    - (2)

- (1) Measurable increases in academic achievement, as defined by at least one year's progress for each year in school; or
    - (2) Strong postsecondary outcomes, as defined by college enrollment, persistence, and completion rates equal to similar peers
  - c. For any such charter school, the Board may deny the renewal petition upon making written factual findings that the charter school failed to meet or make sufficient progress toward meeting standards that provide a benefit to students at the school, that the closure of the charter school is in the best interest of students, and that the Board's decision provided greater weight to performance on measurements of academic performance.
4. DASS Schools (Education Code 47607(c)(7))

DASS charter schools are not subject to the performance criteria in section one through three, above. Rather, in de

performance on alternative metrics applicable to the charter school based on the pupil population served. The district will meet with the charter school during the first year of its term to agree to discuss appropriate alternative metrics, and the district will notify the charter school of the alternative metrics that will be used for these purposes within 30 days of that meeting. The Board may deny renewal of a DASS charter school on the basis of this performance only if it makes written findings, setting forth specific facts to support the findings, that the closure of the charter school is in the best interest of the charter pupils. DASS charter renewals are for a five year term.

When determining whether to grant renewal, the Board shall review data reflecting pupil enrollment patterns and data provided by CDE and any substantiated complaints that the charter school has not complied with Education Code 47605(c)(5)(J).

In addition to all the grounds stated above for denial of a charter renewal, the Board may deny renewal of any charter upon a finding that the school is demonstrably unlikely to successfully imp

## Timelines for Board Action

Within 60 days of receiving the renewal petition, the Board shall hold a public hearing on the provisions of the renewal charter and shall consider the level of support for the renewal charter by district teachers, other district employees, and parents. A petition is deemed received on the day that the petitioner submits a petition to the district office, along with a signed certification that the petitioner deems the petition to be complete. (Education Code 47605) The district may maintain appropriate forms to be used by charter school petitioners/operators for such signed certifications. The Superintendent or designee may update and revise these certification forms in a manner consistent with the law and this policy. .

Within 90 days of receiving the renewal petition, or within 120 days if extended by mutual agreement of the district and the charter school, the Board shall either grant or deny the request to renew the charter. The Board hereby grants authority to the Superintendent or designee to agree to an extension of time to act on a renewal request. (Education Code 47605, 47607)

At least 15 days before the meeting at which the Board will act on the charter renewal request, the Board shall publish all staff recommendations and recommended findings regarding the renewal. During the meeting, petitioners shall have equivalent time and procedures to present evidence and testimony to respond to the staff recommendations and findings. (Education Code 47605)The Superintendent or designee shall provide notification to the California Department of Education, within 10 calendar days of the Board's action, whenever a renewal of the charter is granted or denied. (Education Code [47604.32](#); 5 CCR [11962.1](#))

If the Board does not grant a renewal, , the charter school may appeal the decision pursuant to the procedures pertaining to denial of a petition to establish a charter school provided in Education Code 47605(k) for review in accordance with Education Code 47607.. (Education Code [47605](#), [47607.5](#))

## School Closure

If a charter is not renewed and the charter school ceases operation, the charter school shall implement the school closure procedures specified in the charter in accordance with Education Code 47605 and 5 CCR 11962. (Education Code 47603.32)

## Legal Reference:

### EDUCATION CODE

[47600-47616.7](#) Charter Schools Act of 1992

[52052](#) Definition of numerically significant student subgroup

[56145-56146](#) Special education services in charter schools

[60600-60649](#) Assessment of academic achievement

### CODE OF REGULATIONS, TITLE 5

[11962.10-11969-11969](#) Charter schools Closure procedures

UNITED STATES CODE, TITLE 20

[7223-7225](#) Charter schools

Management Resources:

CSBA PUBLICATIONS

The Role of the Charter School Authorizer, Online Course

Charter Schools: A Manual for Governance Teams, rev. 2016

WEB SITES

CSBA: <http://www.csba.org>

California Charter Schools Association: <http://www.calcharters.org>

California Department of Education, Charter Schools: <http://www.cde.ca.gov/sp/cs>

National Association of Charter School Authorizers: <http://www.charterauthorizers.org>

U.S. Department of Education: <http://www.ed.gov>