

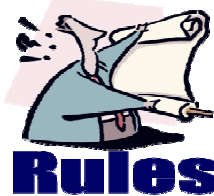
Charter School Facilities: MDUSD Obligations Under Proposition 39

Board Meeting: January 25, 2016



District Obligations Under Proposition 39

- Proposition 39 obligates school districts to provide *reasonably equivalent* facilities to charter schools who project or enroll at least *80 ADA* from that district.
- This obligation applies even if the charter was *granted by another agency* (such as a neighboring district, a county board of education or the State Board of Education.)
- No “hardship” exemption based on lack of facilities or funds



Proposition 39 – The Basics

- Facilities offered must be contiguous, furnished and equipped, and reasonably equivalent to district schools that the charter school students would have otherwise attended.
- The State Board of Education has implemented detailed regulations defining the key terms of Proposition 39. (See, 5 CCR 11969.1, et seq.)



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Proposition 39 – The Basics

- Obligation extends to teaching stations (classrooms), non-teaching, and specialized teaching facilities;
- “Reasonable equivalence” is based on “Capacity” and “Condition”; and
- “Capacity and Condition” are determined with reference to a group of comparison group schools.

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Proposition 39 – The Basics

Following is the annual request cycle for Proposition 39 facilities:

- *November 1*: Charter schools' requests for facilities due;
- *December 1*: District's objections to charter schools' ADA projections due;
- *January 2*: Charter schools' responses to District's objections due;
- *February 1*: District's preliminary facilities offer due;
- *March 1*: Charter schools' responses to preliminary offer due;
- *April 1*: District's final offer due; and
- *May 1*: Last day for charter schools to accept offer.



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Considerations Behind Allocating Facilities to Charter Schools

- Meeting “reasonable equivalence” requirements of Proposition 39
 - Capacity
 - Condition
 - Contiguousness
- Consideration of programmatic needs and preferred location contained in each charter school’s facilities request
- Impact on existing District programs



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Consideration of Potential Charter School Facilities Allocations

School	Considerations
Holbrook Elementary School (Closed)	<ul style="list-style-type: none"> • Location • Cost of meeting "Reasonable Equivalence" standard
Glenbrook Middle School (Closed)	<ul style="list-style-type: none"> • Location • Cost of meeting "Reasonable Equivalence" standard
Installation of modular classrooms at pre-existing school site	<ul style="list-style-type: none"> • Cost



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Considerations re Glenbrook and Holbrook

- The Board has previously explored reopening Glenbrook Middle School and/or Holbrook Elementary School over several meetings.
- Presentations were made to the Board in October, 2015 and November, 2015, which included scopes of work and cost estimates to bring Glenbrook and Holbrook up to the standard of other District schools.



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Adding Modular Buildings?

- District obtained initial rough cost estimates from its architect for the addition of modular buildings, and there were several examples.
- Rough cost estimate to add 6 modular buildings was approximately \$800,000.
- Rough cost estimate to add 12 modular buildings was \$1,720,978.
- Exact costs may be higher and depend on site.



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Next

What's Next?

- **February 1, 2016**: Preliminary Offers due to be delivered to charter schools
- **March 1, 2016**: Charter schools' responses to Preliminary Offers due
- **March 2016**: District evaluates charter schools' responses
- **April 1, 2016**: District Final Offers due to be delivered to charter schools

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