

**MOTIONS/RESOLUTIONS PRESENTED TO  
THE LOS ANGELES CITY BOARD OF EDUCATION FOR CONSIDERATION**

**SUBJECT:** Addressing Impacts of Proposition 39 on LAUSD Schools (Waiver of Board Rule 72)

**DATE NOTICED:** 09-10-13

**PRESENTED FOR ACTION:** 09-10-13

**PRESENTED BY:** Mr. Zimmer

**MOVED/SECONDED BY:** Mr. Zimmer /  
Ms. Ratliff

**MOTION:**

**RESOLUTION:** x

Whereas, The Los Angeles Unified School District (“LAUSD”) has authorized more charter schools than any other school district in the nation;

Whereas, More than 100,000 students currently attend charter schools operating within LAUSD’s boundaries;

Whereas, Each year LAUSD receives more requests for facilities from, and makes more facilities available to, charter schools pursuant to Education Code section 47614 (“Proposition 39”) than any other school district in the state;

Whereas, For decades children attending LAUSD schools have endured deteriorating and overcrowded conditions, resulting in multi-track year round academic calendars, involuntary busing away from neighborhood schools, use of temporary classroom buildings, and other harmful and negative obstacles to academic achievement and student safety;

Whereas, To help relieve overcrowding, remedy the aging and deteriorating infrastructure of LAUSD schools, improve student learning environments, and provide all children with the opportunity to attend a neighborhood K-12 school operating on a traditional two-semester calendar, the voters of Los Angeles approved several ballot measures since 1997 to fund efforts to build new schools and provide existing schools with needed repairs and modernization;

Whereas, As a result of these efforts, to date 130 new K-12 schools have been built, more than 23,000 modernization and repair projects have been completed, over 99% of LAUSD schools now operate on a traditional two-semester calendar, involuntary busing has decreased 98%, full-day kindergarten has been instituted, and no LAUSD schools operate on a Concept 6 calendar;

Whereas, Despite these achievements, more than \$60 billion in unmet capital needs have been identified across LAUSD, facilities do not align with the educational needs of schools, core facilities have still not been restored, operational funding for deferred maintenance does not keep up with capital needs, and overcrowding has severely increased wear and tear of buildings and decreased their life expectancy;

Whereas, Despite the right of children in LAUSD’s traditional schools to not be forced to learn in the overcrowded, unsafe and unacceptable conditions of the past, LAUSD’s Page

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efforts to comply with Proposition 39 has caused it to incur significant costs, administrative and programmatic burdens, and dislocate or eliminate vital educational programs, to ensure compliance with the facilities requests from charter schools; and

Whereas, The challenges traditional LAUSD schools have been facing as a result of Proposition 39 charter school co-locations on LAUSD campuses and the solicitation of LAUSD pupils for the purpose of attending charter, private or other non-LAUSD schools have been brought before the Board of Education in recent meetings; now be it

Resolved, That the Governing Board of the Los Angeles Unified School District directs the Superintendent and the Office of Government Relations to engage the Office of the State Superintendent of Public Instruction, the State Board of Education, the California legislature and or any other governmental entities, as appropriate, to review and analyze potential clarifications and or amendments to Proposition 39 and or its implementing regulations, to ensure LAUSD students are not forced to endure the burdens of an unfair sharing of school facilities;

Resolved further, That the Superintendent will convene a Colocation Working Group consisting of LAUSD principals who are sharing campuses, charter principals, and or operators with colocation experience, ESC Superintendents, and appropriate representation from District staff such as Facilities, the Charter School Division, and others, to report back in 90 days with recommendations for processes that would improve the colocation experience for all public school students; and be it finally

Resolved, That the Board of Education directs the Superintendent to report back within 30 days on existing and or proposed new LAUSD policies and guidelines regarding the solicitation of LAUSD pupils on LAUSD grounds for the purposes of attending charter, private, or other non-LAUSD schools.

**AYES                      NOES                      ABSTAIN                      ABSENT**

<b>Ms. Galatzan</b>		<b>X</b>		
<b>Ms. Garcia</b>		<b>X</b>		
<b>Mr. Kayser</b>	<b>X</b>			
<b>Ms. LaMotte</b>			<b>X</b>	
<b>Ms. Ratliff</b>	<b>X</b>			
<b>Mr. Zimmer</b>	<b>X</b>			
<b>Dr. Vladovic</b>	<b>X</b>			
<b>TOTAL</b>	<b>4</b>	<b>2</b>	<b>1</b>	

**ACTION: ADOPTED AS AMENDED**