



**The Yuba Environmental Science  
Charter Academy  
(YES Charter Academy)**

*"YES to Excellence in Education"*

**CHARTER PETITION  
Additional Considerations**

Prepared in compliance with the terms, conditions, and requirements of  
The Charter Schools Act, Education Code Section 47600, *et seq.*, and related  
statutes



## **XVII. Additional Considerations**

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### **A. Written Amendments to the Charter**

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All Amendments to this Charter must be in writing and approved by a 2/3's majority of the Council of Directors of YES CHARTER ACADEMY. In the event that any of the provisions of this charter are determined to be unenforceable or invalid for any reason, the remainder of the Charter shall remain in effect, unless mutually agreed otherwise by the governing Boards of the County Office of Education and YES CHARTER ACADEMY. In the event that any portion of this Charter is unenforceable and invalid, the Council Director's of YES CHARTER ACADEMY shall resolve any such deficiencies, where appropriate, as soon as practical, in consultation with the County Office of Education.

### **B. Terms of the Charter**

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YES Charter Academy's charter operation, subject to this charter revision, January 2013, shall continue to be full effect for the duration of the current charter period, ending June 2013, and continue to be in effect for the requested 5 year term, and expire thereafter on June 30, 2018.

### **C. Charter Renewal and Revocation**

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YES CHARTER ACADEMY will provide an annual progress report to the County Office of Education. Within a reasonable time, and yet no more than three months from submittal, the County Office of Education will provide a written evaluation of YES CHARTER ACADEMY's performance. This annual progress report will include the specific reasons for the County Office of Education's conclusions regarding YES CHARTER ACADEMY's performance. The governing board of YES Charter Academy may request from the County Office of Education governing board a renewal or amendment of the charter at any time prior to expiration. Renewal requests should be presented by YES CHARTER ACADEMY in year four of the charter and no later than 120 days prior to the expiration of the charter. The County Office of Education governing board agrees to hear and render a renewal decision pursuant to the initial charter petition review timelines and processes as specified in the California Education Code Section 47605.

The YCOE Board of Trustees may revoke the Charter if it finds that YES CHARTER ACADEMY did any of the following:

- Committed a material violation of any of the conditions, standards, or procedures set forth in the charter or MOU.
- Failed to meet or pursue any of the pupil outcomes identified in the Charter.



- Failed to meet generally accepted accounting principles, or engaged in fiscal mismanagement.
- Violated any provision of law.

#### D. Provisional Agreement

The YES CHARTER ACADEMY shall be approved contingent upon a successful Memorandum of Understanding (MOU) being completed by the County Office of Education and the YES CHARTER ACADEMY.

Details of any business or administrative services, special education services, costs and funding between the County Office of Education and YES CHARTER ACADEMY shall be provided in a detailed MOU between the County Office of Education and YES CHARTER ACADEMY.

In the event of changes to state law or regulations applicable to charter schools enacted subsequent to granting this Charter which are inconsistent with the terms of this Charter, the parties agree to amend this Charter and any applicable MOU provisions to accord with any such changes.