

Withdrawal process

- 1) Study Committee
 - a) Formation
 - i) Petitions from each town within the USD, signed by at least 5% of the voters within those towns
 - ii) USD board liaison subcommittee created
 - iii) Superintendent convenes first study committee meeting
 - b) SU services: Before beginning any analysis or seeking technical support from USD or SU staff, withdrawal study committee shall obtain a letter commitment from an SU board to explore the provision of SU services if withdrawal is approved.
 - c) Analysis: evaluate strengths and challenges of current structure and consider ways in which the USD promotes or fails to promote the goals of Act 46 and the policy set forth in section 701 of Chapter 11.
 - d) Report
 - i) Supporting withdrawal
 - (1) Report must include details of analysis, proposed financial terms of withdrawal, timeline to meet operational date, source of potential SU services
 - (2) USD board invites withdrawal study committee & liaison subcommittee to discuss contents of report at a regularly scheduled meeting
 - ii) Not supporting withdrawal:
 - (1) Brief statement explaining the votes
 - (2) discussion at regularly scheduled USD board meeting
 - (3) Study committee ceases to exist upon adjournment of USD board meeting
- 2) Secretary and State Board
 - a) Secretary: study committee submits report to Secretary, liaison subcommittee may also submit a report, Secretary submits report(s), with recommendations, to the State Board.
 - b) State Board Review
 - i) Consideration: Shall consider reports and Secretary recommendations, shall provide withdrawal study committees and liaison subcommittee an opportunity to be heard, may ask for further investigation
 - ii) Advisory opinion with positive recommendation
 - (1) SBE shall issue an opinion recommending approval of the withdrawal
 - (2) Provide preliminary assessment of provision of SU services
 - (3) Make any other declarations related/necessary to withdrawal proposal
 - iii) Advisory opinion with negative recommendation
 - (1) SBE shall issue an opinion recommending disapproval of the withdrawal
 - (2) Provide preliminary assessment of provision of SU services
 - (3) Make any other declarations related/necessary to withdrawal proposal
- 3) Vote of the electorate
 - a) Positive SBE recommendation
 - i) SBE recommendation, study committee report, liaison subcommittee report, with clerk of USD and town clerks

- ii) Within 90 days, hold vote in each of the USD member towns on withdrawal
- iii) Withdrawal occurs if question is approved by majority vote of USD voters in each of the towns, including the petitioning town. If majority of voters in one or more towns do not vote in favor of withdrawal, proposed withdrawal fails
- iv) Results certified, study committee ceases to exist
- b) Negative SBE recommendation
 - i) SBE recommendation, study committee report, liaison subcommittee report, with clerk of USD and town clerks
 - ii) Within 90 days of receiving reports, petitioning town votes first and in order for vote to proceed in the other towns, petitioning town must approve withdrawal proposal by 60%. If this percentage is not met, then the proposed withdrawal fails
 - (1) Results certified, study committee ceases to exist
 - iii) Within 90 days of petitioning town approval, vote in each of the other towns, on same day. Withdrawal occurs if question is approved by majority vote of USD voters in each of the other towns. If majority of voters in one or more towns do not vote in favor of withdrawal, proposed withdrawal fails
 - (1) Results certified, study committee ceases to exist
- c) Potential board members elected on day petitioning town votes.
- 4) State Board duties if withdrawal is approved
 - a) SBE shall declare withdrawal approved
 - b) Declare creation and existence of new school district
 - c) Address SU services
- 5) Secretary of State certifies the adjustment to USD
- 6) Timing of action
 - a) No withdrawal action can be initiated within 1st year of operational date of USD
 - b) If petitioning town's action to withdraw is unsuccessful, no withdrawal action can be initiated until 2 years after the vote that concluded the initial action