
Charter Schools Amendments to the Charter Agreement, Rule 0520-14-01-.06

The Background:

Public Chapter 219 of the 111th General Assembly requires the State Board to set forth the timelines and appeal process for charter schools that wish to petition their authorizer for an amendment to their charter agreement. Public Chapter 219 went into effect on April 26, 2019.

Due to changes to the statutory definition of rules in 2018, the State Board is required put any such appeal process in a rule, as appeals concern the rights of third parties outside the internal operation of state government. The State Board gathered initial feedback from stakeholders prior to presenting this item on first reading and will continue to solicit feedback from stakeholders through a rulemaking hearing on July 29, 2019.

The rule sets forth the following:

- The process for a charter school to submit an amendment petition for a material modification of the original charter agreement to the authorizer;
- A definition of a material modification to a charter agreement;
- The timeline for submitting an amendment petition; and
- The process by which a charter school may appeal a decision by the authorizer to deny an amendment to the charter agreement to the State Board.

The Recommendation:

The SBE staff recommends acceptance of this item on first reading.