

**GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003**

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HOUSE BILL 345

Short Title: Charter Schools Approved for 10 Years. (Public)

Sponsors: Representatives Gorman, Parmon (Primary Sponsors); Crawford and Lewis.

Referred to: Education.

March 6, 2003

A BILL TO BE ENTITLED

1 AN ACT TO PERMIT THE STATE BOARD OF EDUCATION TO GRANT OR
2 RENEW SCHOOL CHARTERS FOR A PERIOD OF UP TO TEN YEARS.
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4 The General Assembly of North Carolina enacts:

5 **SECTION 1.** G.S. 115C-238.29D(d) reads as rewritten:

6 "(d) The State Board of Education may grant the initial charter for a period not to
7 exceed ~~five~~10 years and may renew the charter upon the request of the chartering entity
8 for subsequent periods not to exceed ~~five~~10 years each. A material revision of the
9 provisions of a charter application shall be made only upon the approval of the State
10 Board of Education.

11 It shall not be considered a material revision of a charter application and shall not
12 require the prior approval of the State Board for a charter school to increase its
13 enrollment during the charter school's second year of operation and annually thereafter
14 (i) by up to ten percent (10%) of the school's previous year's enrollment or (ii) in
15 accordance with planned growth as authorized in the charter. Other enrollment growth
16 shall be considered a material revision of the charter application, and the State Board
17 may approve such additional enrollment growth of greater than ten percent (10%) only
18 if the State Board finds that:

- 19 (1) The actual enrollment of the charter school is within ten percent (10%)
20 of its maximum authorized enrollment;
- 21 (2) The charter school has commitments for ninety percent (90%) of the
22 requested maximum growth;
- 23 (3) The board of education of the local school administrative unit in which
24 the charter school is located has had an opportunity to be heard by the
25 State Board of Education on any adverse impact the proposed growth
26 would have on the unit's ability to provide a sound basic education to
27 its students;
- 28 (4) The charter school is not currently identified as low-performing;

- 1 (5) The charter school meets generally accepted standards of fiscal
2 management; and
3 (6) It is otherwise appropriate to approve the enrollment growth."
4 **SECTION 2.** This act is effective when it becomes law. Section 1 of this act
5 applies only to charters granted or renewed on or after that date.