

FAILED



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
Senate Bill 337

AMENDMENT NO. A6
(to be filled in by
Principal Clerk)

S337-ATC-44 [v.4]

Page 1 of 3

Comm. Sub. [NO]
Amends Title [NO]
Third Edition

Date _____, 2013

Senator Bryant

1 moves to amend the bill on page 1, lines 28-33, by rewriting them to read:

2
3 "(d) Qualifications of Members. – No person shall be appointed to the Charter Board if
4 that person, a member of that person's extended family, or a business owned or managed by
5 that person or a member of that person's extended family may incur a reasonably foreseeable
6 financial benefit from a decision of the Charter Board. For purposes of this subsection,
7 extended family shall have the same meaning as in G.S. 138A-3(13).

8 Members appointed to the Charter Board shall collectively possess strong experience and
9 expertise in public and nonprofit governance, management and finance, public school
10 leadership, assessment, curriculum and instruction, public charter schools, and public education
11 law. All appointed members of the Charter Board shall have demonstrated an understanding of
12 and a commitment to charter schools as a strategy for strengthening public education."; and

13
14
15
16
17
18 on page 4, line 26 by rewriting the line to read:

19
20 "of the purposes set out in G.S. 115C-238.29A. The Charter Board shall establish measurable
21 standards by which it will evaluate (i) the quality of an applicant's educational, financial,
22 administrative, and governance plans, and (ii) the capability of the applicant's governing board and
23 management team to execute those plans. The Commission shall base the standards upon the model
24 standards developed by the National Association of Charter School Authorizers. ~~The State Board~~
25 shall act by March 15 of a"; and



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1 on page 4, lines 37 through page 5 line 13 by rewriting the lines to read:

2
3 "(d) The ~~State Charter Board of Education~~ may grant the initial charter for a period not
4 to exceed 10 years and may renew the charter upon the request of the ~~chartering entity~~ charter
5 school for subsequent periods not to exceed 10 years each. The Charter Board shall include in
6 the charter any standards or requirements it determines are necessary to fulfill the purposes of
7 this Part as well as any other objectives set forth by the charter school applicant. The charter
8 shall set forth clear, measurable, and attainable academic and operational performance
9 standards the charter school must meet to earn charter renewal and the type of objective and
10 verifiable data which will be reviewed to evaluate performance. Those standards shall include:

- 11 (1) Measures of student academic achievement status or proficiency.
12 (2) Student academic growth, including adequacy of growth toward State
13 standards.
14 (3) Achievement gaps among student subgroups identified by the Department of
15 Public Instruction for all public schools.
16 (4) Postsecondary readiness and success for high schools.
17 (5) Attendance and recurrent enrollment from year to year.
18 (6) Financial performance and sustainability.
19 (7) Compliance with all applicable laws, regulations, and terms of the charter
20 contract.

21 The ~~State Charter Board of Education~~ shall review the operations of each charter school at
22 least once every five years to ensure that the school is meeting the expected academic,
23 financial, and governance standards.

24 (e) A material revision of the provisions of a charter application shall be made only
25 upon the approval of the ~~State Board of Education~~ Charter Board.

26 It shall not be considered a material revision of a charter application and shall not require
27 the prior approval of the ~~State Charter Board~~ for a charter school to increase its enrollment
28 during the charter school's second year of operation and annually thereafter (i) by up to twenty
29 percent (20%) of the school's previous year's enrollment or (ii) in accordance with planned
30 growth as authorized in the charter. Other enrollment growth shall be considered a material
31 revision of the charter application, and the ~~State Charter Board~~ may approve such additional
32 enrollment growth of greater than twenty percent (20%) only if the ~~State Charter Board~~ finds
33 that all of the following:

- 34 (1) The actual enrollment of the charter school is within ten percent (10%) of its
35 maximum authorized ~~enrollment~~ enrollment.
36 (2) The charter school has commitments for ninety percent (90%) of the
37 requested maximum ~~growth~~ growth.
38 (3) The board of education of the local school administrative unit in which the
39 charter school is located has had an opportunity to be heard by the ~~State~~
40 Charter Board of Education on any adverse impact the proposed growth
41 would have on the unit's ability to provide a sound basic education to its
42 students;

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- 1 (4) The charter school is not currently identified as
2 ~~low-performing;~~low-performing.
3 (5) The charter school meets generally accepted standards of fiscal
4 ~~management; and~~management.
5 (6) It is otherwise appropriate to approve the enrollment growth."

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____

**The official copy of this document, with signatures
and vote information, is available in the
Senate Principal Clerk's Office**