

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2025

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SENATE BILL DRS45352-NH-77B

Short Title: 2025 Charter Schools Review Board Omnibus. (Public)

Sponsors: Senators Overcash, Corbin, and Alexander (Primary Sponsors).

Referred to:

1 A BILL TO BE ENTITLED
2 AN ACT TO REQUIRE CHARTER SCHOOLS REVIEW BOARD APPROVAL OF ALL
3 STATE RULES RELATED TO CHARTER SCHOOLS, TO AUTHORIZE THE REVIEW
4 BOARD TO HIRE LEGAL COUNCIL, TO EXEMPT CHARTER SCHOOLS FROM
5 REPORTING CLASS RANK ON STUDENT TRANSCRIPTS, TO ALLOW CHARTER
6 SCHOOLS TO USE ALTERNATE TEACHER EVALUATIONS, TO REQUIRE
7 LOW-PERFORMING CHARTERS TO REPORT IMPROVEMENT PLANS TO THE
8 REVIEW BOARD ONLY, TO ALLOW THE CHARTER SCHOOLS REVIEW BOARD
9 TO REVIEW DECISIONS RELATED TO CHARTER SCHOOL FEDERAL FUNDING,
10 TO CREATE AN EXPEDITED APPLICATION PROCESS FOR CERTAIN REMOTE
11 CHARTER ACADEMIES, AND TO HAVE REMOTE CHARTER ACADEMIES
12 GRADED SEPARATELY.

13 The General Assembly of North Carolina enacts:

14 **SECTION 1.(a)** G.S. 115C-218 reads as rewritten:

15 **"§ 115C-218. Purpose of charter schools; role of State Board of Education; establishment**
16 **of North Carolina Charter Schools Review Board and North Carolina Office of**
17 **Charter Schools.**

18 ...

19 (a1) State Board of Education. – The State Board of Education shall have the following
20 duties regarding charter schools:

- 21 (1) Rulemaking. – To establish all rules for the operation and approval of charter
22 schools. Any rule or policy adopted by the State Board regarding charter
23 schools shall first be approved and recommended by the Charter Schools
24 Review Board.
25 (2) Funding. – To allocate funds to charter schools.
26 (3) Appeals. – To hear appeals from decisions of the Charter Schools Review
27 Board under G.S. 115C-218.9.
28 (4) Accountability. – To ensure accountability from charter schools for school
29 finances and student performance.

30 (b) North Carolina Charter Schools Review Board. –

31 ...

32 (10) Powers and duties. – The Review Board shall have the following duties:

- 33 a. ~~To make recommendations to the State Board of Education on the~~
34 ~~adoption of~~ propose, recommend, and approve rules and policies
35 regarding all aspects of charter school operation, including time lines,
36 processes, standards, and criteria for acceptance and approval of



1 applications, monitoring of charter schools, and grounds for
 2 revocation of charters.

3 ...

4 e. To review any decisions or conduct any hearings pursuant to 20 U.S.C.
 5 § 1231b-2 concerning the provision, repayment, or termination of
 6 funds provided to a charter school.

7 f. To contract for and employ legal counsel, including private counsel,
 8 to advise, represent, and provide litigation services to the Review
 9 Board, without need to obtain permission or approval pursuant to
 10 G.S. 114-2.3 or G.S. 147-17.

11 ...

12 (c) North Carolina Office of Charter Schools. –

13 ...

14 (2) Executive Director. – The Executive Director shall report to and serve at the
 15 pleasure of the ~~Superintendent of Public Instruction~~ Review Board at a salary
 16 established by the ~~Superintendent~~ Review Board within the funds
 17 appropriated for this purpose. The duties of the Executive Director shall
 18 include presenting the recommendations and decisions of the Review Board
 19 at meetings of the State Board.

20"

21 **SECTION 1.(b)** G.S. 115C-218.15(c) reads as rewritten:

22 "(c) A charter school shall operate under the written charter signed by the State
 23 Superintendent and the applicant. The terms of the written charter shall be approved by the
 24 Review Board. A charter school is not required to enter into any other contract. The charter shall
 25 incorporate the information provided in the application, as modified during the charter approval
 26 process, and any terms and conditions imposed on the charter school by the Review Board, or if
 27 the approval is granted through an appeal pursuant to G.S. 115C-218.9, any conditions imposed
 28 by the State Board of Education. No other terms may be imposed on the charter school as a
 29 condition for receipt of local funds."

30 **SECTION 1.(c)** G.S. 115C-218.85 is amended by adding a new subsection to read:

31 "(d) Notwithstanding G.S. 116-11(10a) or any other provision of law to the contrary, a
 32 charter school shall not be required to list class rank on a student's official transcript or record."

33 **SECTION 1.(d)** G.S. 115C-218.90(a) is amended by adding a new subdivision to

34 read:

35 "(7) A charter school may develop and use any evaluation for conducting
 36 evaluation of teachers provided that it includes standards and criteria similar
 37 to those used in the North Carolina Professional Teaching Standards and
 38 North Carolina Teacher Evaluation Process, or such other evaluation standard
 39 and process required to be used by local school administrative units."

40 **SECTION 1.(e)** G.S. 115C-218.94 is amended by adding a new subsection to read:

41 "(c) The Review Board shall require charter schools that are identified as low-performing
 42 or continually low-performing to prepare and report on plans to improve the performance of the
 43 school. The requirements of G.S. 115C-105.27 shall not apply to charter schools."

44 **SECTION 1.(f)** G.S. 115C-218.105 reads as rewritten:

45 "**§ 115C-218.105. State and local funds for a charter school.**

46 ...

47 (a2) The State Board ~~shall~~ may withhold or reduce distribution of funds to a charter school
 48 if any of the following applies:

49 (1) The change in funding is due to an annual adjustment based on enrollment or
 50 is a general adjustment to allocations that is not specific to the charter or
 51 actions of that charter school.

(2) The Review Board notifies the State Board that the charter school has materially violated a term of its charter, has violated a State statute or federal law, or has had its charter terminated or nonrenewed.

(3) The ~~Superintendent of Public Instruction~~ Review Board notifies the State Board that the charter school has failed to meet generally accepted standards of fiscal management or has violated a State or federal requirement for receipt of funds.

...

(c2) The ~~Superintendent of Public Instruction~~ Review Board shall, in consultation with charter schools and local school administrative units, create a standardized enrollment verification and transfer request document that each charter school shall use to request the per pupil share of the local current expense fund from the local school administrative units. Charter schools shall only be required to list the name, age, grade, address, date of charter enrollment, date of charter withdrawal, district of residence, and student identification number of each student as provided to the charter school by the student's parent or guardian in the enrollment verification and transfer request document that the charter school submits to the local school administrative units. A charter school, in its discretion, may take further steps to confirm the student's residence in a particular local school administrative unit.

(c3) The ~~Superintendent of Public Instruction~~ Review Board shall, in consultation with charter schools and local school administrative units, create a standardized procedure that local school administrative units shall use when transferring the per pupil share of the local current expense fund to charter schools. The standardized procedure for transfer of the per pupil share of the local current expense fund shall require, to the extent practicable, that the local school administrative units make the transfers by electronic transfer.

...."

SECTION 1.(g) G.S. 115C-218.123 is amended by adding a new subsection to read:

"(c) If a school is operating under a charter that allows for a remote academy as part of the charter, and the school enrolls or intends to enroll 250 or more students in the remote academy, the school may request that the Review Board grant the remote academy portion of the school a separate charter by submitting the information listed under subsection (a) of this section with the request. Requests submitted pursuant to this section shall be reviewed through an expedited process to be established by the Review Board. The Review Board shall not require a planning year for remote academies granted a charter pursuant to this section."

SECTION 1.(h) G.S. 115C-218.125 reads as rewritten:

"§ 115C-218.125. Evaluation.

(a) The State Board of Education shall evaluate the success of remote charter academies approved under this Part. Success shall be measured by school performance scores and grades, retention rates, attendance rates, and, for grades nine through 12, high school completion and dropout rates. The Board shall report by November 15 of each year to the Joint Legislative Education Oversight Committee on the evaluation of these academies and on any recommended statutory changes.

(b) If a school is operating under a charter that includes in-person instruction and a remote charter academy, the remote charter academy shall receive a separate school performance grade and be treated as a separate school for the purposes of assessing the performance of the remote charter academy pursuant to G.S. 115C-12(9)c1., 115C-83.15, 115C-218.94, and 115C-218.95."

SECTION 2. This act is effective when it becomes law and applies beginning with the 2025-2026 school year.