



NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 149

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

H149-ATC-25 [v.3]

Page 1 of 2

Amends Title [NO]
Second Edition

Date .2023

Senator Galey

moves to amend the bill on page 1, lines 4-5, by inserting the following:

"PART I. REMOTE CHARTER ACADEMIES";

and on page 3, line 31, by rewriting that line to read:

"(b) Each approved remote charter academy shall receive a school code. A nonprofit that has a school code for in-person instruction in addition to a school code for a remote charter academy may provide all financial reporting for both school codes jointly in a form directed by the Department of Public Instruction.";

and on page 3, line 47, by deleting the phrase "SECTION 2." and substituting the phrase "SECTION 1.(c)";

and on page 4, lines 9- 51, by rewriting those lines to read:

"SECTION 1.(d) This section applies to applications for new charters and charter modifications beginning with the 2023-2024 school year.

PART II. VIRTUAL CHARTER SCHOOL PILOT EXTENSION

SECTION 2.(a) Section 8.35 of S.L. 2014-100, as amended by Section 8.13 of S.L. 2016-94, Section 7.13 of S.L. 2018-5, and Section 7.13 of S.L. 2022-74, reads as rewritten:

"SECTION 8.35.(a) Notwithstanding G.S. 115C-218.5 or any other provision of law to the contrary, the State Board of Education shall establish a pilot program to authorize the operation of two virtual charter schools serving students in kindergarten through twelfth grade. The State Board shall establish an application process to allow student enrollment in the selected virtual charter schools beginning with the 2015-2016 school year. A virtual charter school participating in the pilot may serve any grade span of students in kindergarten through twelfth grade. The pilot program shall continue for a period of 10-11 school years and shall end with the 2025-2026 school year.



**NORTH CAROLINA GENERAL ASSEMBLY
AMENDMENT
House Bill 149**

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

H149-ATC-25 [v.3]

Page 2 of 2

1 **"SECTION 8.35.(b)** The virtual charter schools participating in the pilot program authorized
2 by this section shall be subject to the statutes and rules applicable to charter schools pursuant to
3 Article 14A of Chapter 115C of the General Statutes, except as follows:

4 (1) The maximum student enrollment in any participating school ~~shall be no~~
5 ~~greater than 1,500 in its first year of operation and may increase by twenty~~
6 ~~percent (20%) for each participating school up to a maximum student~~
7 ~~enrollment of 2,592 in the fourth year of the pilot. The State Board of~~
8 ~~Education may waive this maximum student enrollment threshold, beginning~~
9 ~~in the fourth year of the school's operation, if the State Board determines that~~
10 ~~doing so would be in the best interest of North Carolina students for the~~
11 ~~2023-2024 school year shall be the authorized student enrollment for that~~
12 ~~participating school for the 2021-2022 school year plus enrollment growth of~~
13 ~~up to twenty percent (20%) of that enrollment. For the remaining years of the~~
14 ~~pilot, the participating schools may increase enrollment in accordance with~~
15 G.S. 115C-218.7(b).

16 "

17 **SECTION 2.(b)** A virtual charter school that participated in the pilot program
18 authorized by Section 8.35 of S.L. 2014-100, as amended by Section 8.13 of S.L. 2016-94,
19 Section 7.13 of S.L. 2018-5, Section 7.13 of S.L. 2022-74, and this section, shall be eligible to
20 apply to the State Board of Education for a charter renewal as a remote charter academy as
21 provided in Article 14A of Chapter 115C of the General Statutes.

22 **SECTION 2.(c)** This section applies beginning with the 2023-2024 school year.";

23
24 and on page 5, lines 1-3, by rewriting those lines to read:

25
26 **"PART IV. EFFECTIVE DATE**

27 **SECTION 4.** This act is effective when it becomes law.".

SIGNED _____
Amendment Sponsor

SIGNED _____
Committee Chair if Senate Committee Amendment

ADOPTED _____ FAILED _____ TABLED _____