

S.B. 151

AUTHORIZATION OF CHARTER SCHOOLS BY HIGHER EDUCATION INSTITUTIONS

SENATE FLOOR AMENDMENTS

AMENDMENT 3

MARCH 5, 2013 9:42 AM

Senator **J. Stuart Adams** proposes the following amendments:

1. *Page 1, Lines 13 through 18*

Senate Committee Amendments

2-5-2013:

13 This bill:

14 { ~~removes the requirement to obtain the approval of the Utah College of Applied~~

15 ~~Technology Board of Trustees before a campus board of directors enters into an~~

16 ~~agreement authorizing an individual or not-for-profit entity to establish and operate~~

17 ~~a charter school; }~~ =

▶ establishes procedures and criteria for the approval of a charter school application by the Utah College of Applied Technology Board of Trustees;

▶ provides that a charter school application may not be denied due to certain impacts to a public school;

18 ▶ allows a campus board of directors of a college campus within the Utah College of

2. *Page 3, Lines 83 through 85*

Senate Committee Amendments

2-5-2013:

83 (1) Subject to the approval of the State Board of Education {+} and except as provided in

84 **Subsection (8)** {+}, an individual or entity identified in Section 53A-1a-504 may enter into an

85 agreement with a board of trustees of a higher education institution authorizing the individual

3. *Page 5, Lines 135 through 151*

Senate Committee Amendments

2-5-2013:

135 assist them in understanding and performing their charter obligations.

136 {+} (8) (a) In addition to complying with the requirements of this section, a campus board

137 of directors of a college campus within the Utah College of Applied Technology shall obtain

138 the approval of the Utah College of Applied Technology Board of Trustees before entering into

139 an agreement to establish and operate a charter school. {+}

(b) If a campus board of directors of a college campus with the Utah College of Applied Technology approves an application to establish and operate a charter school, the campus board of

directors of the college campus shall submit the application to the Utah College of Applied Technology Board of Trustees.

(c) The Utah College of Applied Technology Board of Trustees shall, by majority vote, within 60 days or receipt of the application, approve or deny the application approved by the campus board of directors.

(d) The Utah College of Applied Technology Board of Trustees may deny an application approved by a campus board of directors if the proposed charter school does not accomplish a purpose of charter schools as provided in Section 53A-1-503.

(e) A charter school application may not be denied on the basis that the establishment of the charter school will have any or all of the following impacts on a public school, including another charter school:

(i) an enrollment decline;

(ii) a decrease in funding; or

(iii) a modification of programs or services.

140 ~~[(b) The Utah College of Applied Technology Board of Trustees shall establish a~~
141 ~~policy for granting approval to a campus board of directors to enter into an agreement to~~
142 ~~establish and operate a charter school.]~~

143 ~~{(8)}~~ (9) (a) Subject to the requirements of this part, a campus board of directors of a college
144 campus within the Utah College of Applied Technology may establish:

145 (i) procedures for submitting applications to establish and operate a charter school to a
146 campus board of directors of a college campus within the Utah College of Applied Technology;
147 and

148 (ii) criteria for a campus board of directors' approval of an application to establish and
149 operate a charter school.

150 (b) The Utah College of Applied Technology Board of Trustees may not establish
151 policy governing the procedures or criteria described in Subsection ~~{(8)}~~ (9) (a).