

**S.B. 131**  
**Charter School Eligibility**

Representative **Matt MacPherson** proposes the following amendments:

1. *Line 21 through 33:*

21 **53G-6-502** Eligible students.

22 (1) As used in this section:

23 (a) "At capacity" means operating above the school's open enrollment threshold.

24 ~~{(b) "COVID-19 emergency" means the spread of COVID-19 that the World Health~~  
25 ~~Organization declared a pandemic on March 11, 2020.}~~

26 ~~{(e)}~~ ~~(b)~~ "Open enrollment threshold" means the same as that term is defined in Section  
27 53G-6-401.

28 ~~{(d)}~~ ~~(c)~~ "Refugee" means a person who is eligible to receive benefits and services from the  
29 federal Office of Refugee Resettlement.

30 ~~{(e)}~~ ~~(d)~~ "School of residence" means the same as that term is defined in Section 53G-6-401.

31 (2) All resident students of the state qualify for admission to a charter school, subject to the  
32 limitations set forth in this section and Section 53G-6-503.

33 (3) (a) A charter school shall enroll:

2. *Line 60 through 70:*

60 school of residence is at capacity;

61 (i) a student who resides within the boundaries of a political subdivision containing the  
62 charter school and whose school of residence is at capacity;

63 ~~[(+)](j)~~ a child of a military service member; ~~or~~

64 ~~[(+)](k)~~ a child of a DOD civilian ~~{;or}~~ ;

65 ~~[(k)]~~ ~~{(f) for the 2022-2023 school year, a student who withdraws from the charter school~~  
66 ~~to attend an online school or home school for the 2020-2021 or 2021-2022 school~~  
67 ~~years due to the COVID-19 emergency.}~~

68 (5) (a) Except as provided in Subsection (5)(b), and notwithstanding Subsection (4)(h), a  
69 charter school that is approved by the state board after May 13, 2014, and is located  
70 in a high growth area as defined in Section 53G-6-504 shall give an enrollment