

1 **CHARTER SCHOOL BUILDING AND**
2 **ENROLLMENT AMENDMENTS**

3 2008 GENERAL SESSION

4 STATE OF UTAH

5 **Chief Sponsor: Kevin S. Garn**

6 Senate Sponsor: Dan R. Eastman

8 **LONG TITLE**

9 **General Description:**

10 This bill modifies charter school provisions of the State System of Public Education.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ modifies the reporting deadlines and requirements relating to students who have
- 14 accepted enrollment in a charter school; and
- 15 ▶ makes technical corrections.

16 **Monies Appropriated in this Bill:**

17 None

18 **Other Special Clauses:**

19 None

20 **Utah Code Sections Affected:**

21 AMENDS:

22 **53A-1a-506.5**, as enacted by Laws of Utah 2007, Chapter 344

24 *Be it enacted by the Legislature of the state of Utah:*

25 Section 1. Section **53A-1a-506.5** is amended to read:

26 **53A-1a-506.5. Charter school students -- Applications -- Deadlines.**

27 (1) (a) The State School Board, in consultation with the State Charter School Board,
28 shall make rules describing procedures for students to follow in applying for entry into a new
29 charter school or a charter school that has increased its capacity.

30 (b) The rules under Subsection (1)(a) shall provide, as a minimum, for:
31 (i) distribution to interested parties of information about charter schools, charter school
32 opening dates, and how to apply for admission;
33 (ii) use of standard application forms prescribed by the State Board of Education;
34 (iii) an initial period of applications that shall include:
35 [~~(iii)~~] (A) submission of applications until the third Friday in February by those seeking
36 admission for the following year;
37 [~~(iv)~~] (B) written notification to the student's parent or legal guardian of an offer of
38 acceptance or the rejection of an application by March 31; and
39 [~~(v)~~] (C) written acceptance of the offer by the student's parent or legal guardian by
40 April 30;
41 (iv) procedures for the additional submission, notification, and written acceptance of
42 applications subsequent to the period described under Subsection (1)(b)(iii), to be concluded
43 prior to June 30:
44 [~~(vi)~~] (v) written notification to a student's current charter school or resident school
45 district upon acceptance of that student for enrollment in a charter school; and
46 [~~(vii)~~] (vi) the admission of students, provided that the admission does not disqualify the
47 charter school from any federal funding, at:
48 (A) any time to protect the health or safety of a student; or
49 (B) times other than those permitted under standard policies if there are other
50 conditions of special need that warrant consideration.
51 (c) The rules under Subsection (1)(a) shall prevent the parent of a student who is
52 enrolled in a charter school or who has accepted an offer as described in Subsection
53 (1)(b)[~~(v)~~](iii)(C) from duplicating enrollment for that student in another charter school or a
54 school district without following the withdrawal procedures described in Subsection (2).
55 (2) The parent of a student enrolled in a charter school may withdraw the student from
56 that charter school for enrollment in another charter school or a school district by:
57 (a) submitting notice of intent to enroll the student in the district of residence for the

58 subsequent year to the student's charter school no later than ~~[March 31]~~ June 30 of the current
59 school year;

60 (b) submitting notice of intent to enroll the student in another charter school for the
61 subsequent school year to the current charter school of attendance, together with a letter of
62 acceptance from the proposed charter school of attendance, no later than ~~[March 31]~~ June 30 of
63 the current school year; or

64 (c) obtaining approval from both the charter school of attendance and the school district
65 or charter school in which enrollment is sought, if the parent desires to change the student's
66 enrollment during the school year or after ~~[March 31]~~ June 30.

67 (3) A charter school shall report to school districts, by the last business day in April,
68 May, June, July, and August, the aggregate numbers of new students, sorted by their resident
69 school and grade level, who have accepted enrollment in the charter school.

70 ~~[(3)]~~ (4) When a vacancy occurs because a student has withdrawn from a charter
71 school, that charter school may immediately enroll a new student from its list of applicants.

72 ~~[(4)]~~ (5) Unless provisions have previously been made for enrollment in another school,
73 a charter school releasing a student from enrollment shall immediately notify the district of
74 residence, which shall enroll the student in the resident district and take such additional steps as
75 may be necessary to ensure compliance with laws governing school attendance.

76 ~~[(5)]~~ (6) A school district or charter school may charge secondary students a one-time
77 \$5 processing fee, to be paid at the time of application.