

1 **STATE CHARTER SCHOOL BOARD AMENDMENTS**

2 2011 GENERAL SESSION

3 STATE OF UTAH

4 **Chief Sponsor: Howard A. Stephenson**

5 House Sponsor: David G. Butterfield

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies procedures for the selection of members of the State Charter School
10 Board.

11 **Highlighted Provisions:**

12 This bill:

13 ▶ provides that of the seven members appointed by the governor to the State Charter
14 School Board, three members shall:

- 15 • be nominated by an organization that represents Utah's charter schools; and
- 16 • have expertise or experience in developing or administering a charter school;

17 ▶ allows the governor to seek nominations from more than one organization that
18 represents Utah's charter schools;

19 ▶ allows the governor to remove a member of the State Charter School Board at any
20 time for official misconduct, habitual or willful neglect of duty, or for other good
21 and sufficient cause; and

22 ▶ makes technical changes.

23 **Money Appropriated in this Bill:**

24 None

25 **Other Special Clauses:**

26 None

27 **Utah Code Sections Affected:**

28 AMENDS:

29 **53A-1a-501.5**, as last amended by Laws of Utah 2010, Chapter 286

30

31 *Be it enacted by the Legislature of the state of Utah:*32 Section 1. Section **53A-1a-501.5** is amended to read:33 **53A-1a-501.5. State Charter School Board created.**34 (1) As used in this section, "organization that represents Utah's charter schools" means
35 an organization, except a governmental entity, that advocates for charter schools, charter school
36 parents, or charter school students.37 ~~[(1)]~~ (2) (a) The State Charter School Board is created consisting of the following
38 members appointed by the governor:

39 (i) two members who have expertise in finance or small business management;

40 (ii) three members who:

41 (A) are [appointed from a slate of at least six candidates] nominated by an organization
42 that represents Utah's charter schools; and43 (B) have expertise or experience in developing or administering a charter school; and44 (iii) two members who are ~~[appointed from a slate of at least four candidates]~~

45 nominated by the State Board of Education.

46 (b) Each appointee shall have demonstrated dedication to the purposes of charter
47 schools as outlined in Section 53A-1a-503.48 (c) At least two candidates shall be nominated for each appointment made under
49 Subsection (2)(a)(ii) or (iii).50 (d) The governor may seek nominations for a prospective appointment under
51 Subsection (2)(a)(ii) from one or more organizations that represent Utah's charter schools.52 ~~[(2)]~~ (3) (a) State Charter School Board members shall serve four-year terms~~[-except~~
53 ~~three of the initial members appointed by the governor shall be appointed for a two-year term].~~54 (b) If a vacancy occurs, the governor shall appoint a replacement for the unexpired
55 term.56 (4) The governor may remove a member at any time for official misconduct, habitual
57 or willful neglect of duty, or for other good and sufficient cause.

58 [~~3~~] (5) (a) The State Charter School Board shall annually elect a chair from its
59 membership.

60 (b) Four members of the board shall constitute a quorum.

61 (c) Meetings may be called by the chair or upon request of three members of the board.

62 [~~4~~] (6) A member may not receive compensation or benefits for the member's service,
63 but may receive per diem and travel expenses in accordance with:

64 (a) Section 63A-3-106;

65 (b) Section 63A-3-107; and

66 (c) rules made by the Division of Finance pursuant to Sections 63A-3-106 and
67 63A-3-107.