

CHARTER SCHOOL REPORTING REQUIREMENTS

2012 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Daniel McCay

Senate Sponsor: _____

LONG TITLE

General Description:

This bill eliminates reporting requirements pertaining to the transfer of students between charter schools and school districts.

Highlighted Provisions:

This bill:

- eliminates a requirement that a charter school or school district submit a monthly report on students who have accepted enrollment in the charter school or school district for the following year.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53A-1a-506.5, as last amended by Laws of Utah 2010, Chapter 162

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

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

53A-1a-506.5. Charter school students -- Admissions procedures -- Transfers.

(1) As used in this section:



28 (a) "District school" means a public school under the control of a local school board
29 elected pursuant to Title 20A, Chapter 14, Nomination and Election of State and Local School
30 Boards.

31 (b) "Nonresident school district" means a school district other than a student's school
32 district of residence.

33 (c) "School district of residence" means a student's school district of residence as
34 determined under Section 53A-2-201.

35 (d) "School of residence" means the school to which a student is assigned to attend
36 based on the student's place of residence.

37 (2) (a) The State School Board, in consultation with the State Charter School Board,
38 shall make rules describing procedures for students to follow in applying for entry into, or
39 exiting, a charter school.

40 (b) The rules under Subsection (2)(a) shall, at a minimum, provide for:

41 (i) posting on a charter school's Internet website, beginning no later than 60 days before
42 the school's initial period of applications:

43 (A) procedures for applying for admission to the charter school;

44 (B) (I) the school's opening date, if the school has not yet opened; or

45 (II) the school calendar; and

46 (C) information on how a student may transfer from a charter school to another charter
47 school or a district school;

48 (ii) use of standard application forms prescribed by the State Board of Education;

49 (iii) written notification to a student's parent or legal guardian of an offer of admission;

50 (iv) written acceptance of an offer of admission by a student's parent or legal guardian;

51 (v) written notification to a student's current charter school or school district of

52 residence upon acceptance of the student for enrollment in a charter school; and

53 (vi) the admission of students, provided that the admission does not disqualify the
54 charter school from federal funding, at:

55 (A) any time to protect the health or safety of a student; or

56 (B) times other than those permitted under standard policies if there are other
57 conditions of special need that warrant consideration.

58 (c) The rules under Subsection (2)(a) shall prevent the parent of a student who is

59 enrolled in a charter school or who has accepted an offer of admission to a charter school from
60 duplicating enrollment for the student in another charter school or a school district without
61 following the withdrawal procedures described in Subsection (3).

62 (3) The parent of a student enrolled in a charter school may withdraw the student from
63 the charter school for enrollment in another charter school or a school district by submitting to
64 the charter school:

65 (a) on or before June 30, a notice of intent to enroll the student in the student's school
66 of residence for the following school year;

67 (b) after June 30, a letter of acceptance for enrollment in the student's school district of
68 residence for the following year;

69 (c) a letter of acceptance for enrollment in the student's school district of residence in
70 the current school year;

71 (d) a letter of acceptance for enrollment in a nonresident school district; or

72 (e) a letter of acceptance for enrollment in a charter school.

73 ~~[(4)(a) A charter school shall report to a school district, by the last business day of~~
74 ~~each month the aggregate number of new students, sorted by their school of residence and~~
75 ~~grade level, who have accepted enrollment in the charter school for the following school year.]~~

76 ~~[(b) A school district shall report to a charter school, by the last business day of each~~
77 ~~month, the aggregate number of students enrolled in the charter school who have accepted~~
78 ~~enrollment in the school district in the following school year, sorted by grade level.]~~

79 ~~[(5)]~~ (4) When a vacancy occurs because a student has withdrawn from a charter
80 school, the charter school may immediately enroll a new student from its list of applicants.

81 ~~[(6)]~~ (5) Unless provisions have previously been made for enrollment in another
82 school, a charter school releasing a student from enrollment during a school year shall
83 immediately notify the school district of residence, which shall enroll the student in the school
84 district of residence and take additional steps as may be necessary to ensure compliance with
85 laws governing school attendance.

86 ~~[(7)]~~ (6) (a) The parent of a student enrolled in a charter school may withdraw the
87 student from the charter school for enrollment in the student's school of residence in the
88 following school year if an application of admission is submitted to the school district of
89 residence by June 30.

90 (b) If the parent of a student enrolled in a charter school submits an application of
91 admission to the student's school district of residence after June 30 for the student's enrollment
92 in the school district of residence in the following school year, or an application of admission is
93 submitted for enrollment during the current school year, the student may enroll in a school of
94 the school district of residence that has adequate capacity in:

- 95 (i) the student's grade level, if the student is an elementary school student; or
- 96 (ii) the core classes that the student needs to take, if the student is a secondary school
97 student.

98 (c) State Board of Education rules made under Subsection (2)(a) shall specify how
99 adequate capacity in a grade level or core classes is determined for the purposes of Subsection
100 [~~7~~] (6)(b).

101 [~~8~~] (7) Notwithstanding Subsection [~~7~~] (6), a school district may enroll a student at
102 any time to protect the health and safety of the student.

103 [~~9~~] (8) A school district or charter school may charge secondary students a one-time
104 \$5 processing fee, to be paid at the time of application.

Legislative Review Note
as of 2-20-12 5:21 PM

Office of Legislative Research and General Counsel