

CHARTER SCHOOL AUTHORIZERS MODIFICATIONS

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Lincoln Fillmore

House Sponsor: Susan Pulsipher

LONG TITLE**General Description:**

This bill addresses charter school authorizers.

Highlighted Provisions:

This bill:

- ▶ addresses the facilities for the State Charter School Board;
- ▶ defines terms;
- ▶ requires certain authorizers to adopt procedures for imposing a standard, guideline, or policy;
- ▶ requires certain authorizers to comply with the procedures;
- ▶ provides when a standard, guideline, or policy is invalid; and
- ▶ makes technical changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53G-5-203, as last amended by Laws of Utah 2021, Chapter 345

ENACTS:

53G-5-308, Utah Code Annotated 1953

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

Section 1. Section **53G-5-203** is amended to read:

53G-5-203. State Charter School Board -- Staff director.

~~[(1)-(a)]~~ (1) The State Charter School Board, with the consent of the state superintendent, shall appoint a staff director for the State Charter School Board.

~~[(b)]~~ (2) The State Charter School Board shall have authority to remove the staff director with the consent of the state superintendent.

~~[(c)]~~ (3) The position of staff director is exempt from the career service provisions of Title 63A, Chapter 17, Utah State Personnel Management Act.

~~[(2) The state superintendent shall provide space for staff of the State Charter School Board in facilities occupied by the state board or the state board's employees, with costs charged for the facilities equal to those charged other sections and divisions under the state board.]~~

Section 2. Section **53G-5-308** is enacted to read:

53G-5-308. Adoption of standards, guidelines, or policies.

(1) As used in this section:

(a) "Applicable charter school authorizer" means a charter school authorizer that is the authorizer of more than 10 charter schools at the same time.

(b) "Standard, guideline, or policy" means a requirement or measurement of performance imposed by an applicable charter school authorizer on two or more charter schools authorized by the applicable charter school authorizer.

(2) (a) An applicable charter school authorizer shall adopt a procedure for the imposition of a standard, guideline, or policy that is substantially similar to the rulemaking procedure under Title 63G, Chapter 3, Utah Administrative Rulemaking Act, including procedures for notice and receipt of public comment.

(b) An applicable charter school authorizer may not impose a standard, guideline, or policy unless the applicable charter school authorizer follows the procedure adopted under Subsection (2)(a).

(3) A standard, guideline, or policy imposed on or after July 1, 2023, by an applicable charter school authorizer is not valid if the applicable charter school authorizer does not follow

59 the procedures adopted under Subsection (2)(a) in imposing the standard, guideline, or policy.