

SENATE BILL NO. 173

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY SENATOR GREEN

Introduced: 5/11/99

Referred: Health, Education and Social Services

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to charter schools; and providing for an effective date."

2 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

3 * **Section 1.** AS 14.03.255(a) is amended to read:

4 (a) A charter school operates as a school in the local school district except that
5 the charter school (1) is exempt from the local school district's textbook, program,
6 curriculum, and scheduling requirements; (2) is exempt from AS 14.14.130(c); the
7 principal of the charter school shall be selected by the academic policy committee and
8 shall select, appoint, or otherwise supervise employees of the charter school; and (3)
9 operates under the charter school's annual program budget as set out in the contract
10 between the local school board and the charter school under (c) of this section. A
11 local school board may exempt a charter school from other local school district
12 requirements if the exemption is set out in the contract, **except that a local board**
13 **may not exempt a charter school from the provisions of AS 14.03.075.**

14 * **Sec. 2.** AS 14.03.255(c) is amended to read:

15 (c) A charter school shall operate under a contract between the charter school

1 and the local school board. A contract must contain the following provisions:

- 2 (1) a description of the educational program;
- 3 (2) specific levels of achievement for the education program;
- 4 (3) admission policies and procedures;
- 5 (4) administrative policies;
- 6 (5) a statement of the charter school's funding allocation from the local
- 7 school board, **including the itemized costs of administrative or other services to be**
- 8 **provided** [AND COSTS ASSIGNABLE] to the charter school [PROGRAM
- 9 BUDGET];
- 10 (6) the method by which the charter school will account for receipts
- 11 and expenditures;
- 12 (7) the location and description of the facility;
- 13 (8) the name of the teacher, or teachers, who, by agreement between
- 14 the charter school and the teacher, will teach in the charter school;
- 15 (9) the teacher-to-student ratio;
- 16 (10) the number of students served;
- 17 (11) the term of the contract [, NOT TO EXCEED A TERM OF FIVE
- 18 YEARS];
- 19 (12) a termination clause providing that the contract may be terminated
- 20 by the local school board for the failure of the charter school to meet educational
- 21 achievement goals or fiscal management standards, or for other good cause;
- 22 (13) a statement that the charter school will comply with all state and
- 23 federal requirements for receipt and use of public money;
- 24 (14) other requirements or exemptions agreed upon by the charter
- 25 school and the local school board.

26 * **Sec. 3.** AS 14.03.260(a) is amended to read:

27 (a) A local school board shall provide an approved charter school with an

28 annual program budget. The budget shall be not less than the **aggregate, prorated**

29 amount generated by **all** [THE] students enrolled in [THE] charter **schools in that**

30 **district relative to the educational services selected by the charter** school less **the**

31 **cost of** administrative **or other services provided** [COSTS RETAINED] by the local

1 school district, prorated per student [DETERMINED BY APPLYING THE
2 INDIRECT COST RATE APPROVED BY THE DEPARTMENT OF EDUCATION].

3 The "amount generated by all students enrolled in [THE] charter schools in that
4 district [SCHOOL]" is to be determined in the same manner as it would be for
5 students [A STUDENT] enrolled in other [ANOTHER] public schools [SCHOOL]
6 in that school district and must reflect state, local and other funding for that school
7 district. A charter school qualified as tax exempt under 26 U.S.C. 501(c)(3) may
8 conduct fund-raising activities or accept donations of money or materials to
9 supplement the program budget of the charter school.

10 * **Sec. 4.** AS 14.03.260(b) is amended to read:

11 (b) The program budget of a charter school is to be used for operating
12 expenses of the educational program of the charter school, including purchasing
13 textbooks, classroom materials, and instructional aids, and, if the charter school is
14 not operating in an existing school district facility, for the costs of providing a
15 school building or facility. If a charter school program budget includes an
16 amount for the costs of providing a school building or facility, that amount may
17 not be less than the amount that would be budgeted for providing a school
18 building or facility for students in the district who are not charter school students.

19 * **Sec. 5.** AS 14.03.275 is amended to read:

20 **Sec. 14.03.275. Contracts [; DURATION].** A contract for a charter school
21 may be for a term of no more than 10 [FIVE] years [AND MAY NOT EXTEND
22 BEYOND JULY 1, 2005].

23 * **Sec. 6.** Section 9, ch. 77, SLA 1995, is repealed.

24 * **Sec. 7.** Section 1 of this Act takes effect January 1, 2002.