



**ARIZONA STATE SENATE**  
*Fifty-Sixth Legislature, Second Regular Session*

**AMENDED**

FACT SHEET FOR S.B. 1038

charter schools; state board; continuation.

Purpose

Continues the Arizona State Board for Charter Schools (ASBCS) for eight years.

Background

The Legislature established the ASBCS in 1998 to exercise general supervision over ASBCS-sponsored charter schools and recommend legislation pertaining to charter schools to the Legislature. The ASBCS grants charter status to qualifying applicants, ensures that a charter meets outlined requirements, monitors charter school academic, operational and financial performance and adopts rules and policies to govern charter schools.

The ASBCS consists of 14 members, 10 of whom are appointed by the Governor to serve four-year terms. The appointed members include: 1) two business community members; 2) a teacher from a charter school; 3) an operator of a charter school; 4) an operator of an alternative charter school that serves specific populations of at-risk students; and 5) five public members. At least two of the public members must reside in a school district where at least 60 percent of the attending children meet National School Lunch Program eligibility requirements for free lunches, and at least one public member must reside on an Indian reservation. Additionally, the Superintendent of Public Instruction and three members of the Legislature serve on the ASBCS (A.R.S. §§ [15-182](#) and [15-183](#)).

The Senate Education Committee of Reference (COR) and House Education COR held a public meeting on December 6, 2023, to review the Auditor General's performance audit and sunset review, evaluate the ASBCS's responses to the sunset review factors and receive public testimony. The CORs recommended that the Legislature continue the ASBCS for 10 years, until July 1, 2034 ([COR Report](#)). The ASBCS terminates on July 1, 2024, unless continued by the Legislature ([A.R.S. § 41-3024.15](#)).

There is no anticipated fiscal impact to the state General Fund associated with this legislation.

Provisions

1. Continues, retroactive to July 1, 2024, the ASBCS until July 1, 2032.
2. Repeals the ASBCS on January 1, 2033.
3. Contains a purpose statement.
4. Becomes effective on the general effective date, with a retroactive provision as noted.

Amendment Adopted by Committee of the Whole

1. Reduces the continuation of the ASBCS from 10 years to 8 years.
2. Makes conforming changes.

Senate Action

ED            1/10/24    DP            7-0-0

Prepared by Senate Research

January 25, 2024

MH/slp