

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 10-0769.01 Jane Ritter

HOUSE BILL 10-1343

HOUSE SPONSORSHIP

Carroll T.,

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 CONCERNING STANDARDS FOR THE EFFECTIVE GOVERNANCE OF
102 CHARTER SCHOOLS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)

The bill directs the state board of education (state board) to adopt quality standards for charter school operations, finance, and governance by January 1, 2011, based on nationally recognized industry standards. Each charter school authorizer is directed to incorporate the standards adopted by the state board into its policies and systems for charter school

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

approval, renewal, oversight, and accreditation.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** 22-30.5-103, Colorado Revised Statutes, is
3 amended BY THE ADDITION OF A NEW SUBSECTION to read:

4 **22-30.5-103. Definitions.** As used in this part 1, unless the
5 context otherwise requires:

6 (1.5) "AUTHORIZER" MEANS A SCHOOL DISTRICT THAT HAS
7 AUTHORIZED A CHARTER SCHOOL OR THE STATE CHARTER SCHOOL
8 INSTITUTE ESTABLISHED PURSUANT TO SECTION 22-30.5-503.

9 **SECTION 2.** 22-30.5-104 (7) (a), Colorado Revised Statutes, is
10 amended, and the said 22-30.5-104 (7) is further amended BY THE
11 ADDITION OF A NEW PARAGRAPH, to read:

12 **22-30.5-104. Charter schools - requirements - authority -**
13 **standards for governance.** (7) (a) A charter school shall be responsible
14 for its own operation, including but not limited to preparation of a budget,
15 contracting for services, facilities, and personnel matters, SO LONG AS ITS
16 OPERATIONS ARE CONSISTENT WITH APPLICABLE OPERATIONS, FINANCE,
17 AND GOVERNANCE STANDARDS ESTABLISHED BY THE STATE BOARD
18 PURSUANT TO PARAGRAPH (a.5) OF THIS SUBSECTION (7).

19 (a.5) ON OR BEFORE JULY 1, 2011, THE STATE BOARD SHALL ADOPT
20 NEW STANDARDS FOR CHARTER SCHOOL GOVERNANCE, FINANCE, AND
21 OPERATIONS BASED ON NATIONALLY RECOGNIZED BEST PRACTICES IN THE
22 INDUSTRY. THE STANDARDS SHALL ADDRESS, AT A MINIMUM, EXCESS
23 BENEFITS, EXECUTIVE COMPENSATION, NEPOTISM, AND CONFLICTS OF
24 INTEREST IN CHARTER SCHOOL GOVERNANCE. THE STATE BOARD MAY
25 APPOINT A COMMITTEE OF EDUCATORS, PARENTS, INDUSTRY LEADERS, AND

1 OTHER INTERESTED PARTIES TO ASSIST IN DEVELOPING THE STANDARDS.

2 **SECTION 3.** The introductory portion to 22-30.5-106 (1),
3 Colorado Revised Statutes, is amended to read:

4 **22-30.5-106. Charter application - contents.** (1) The charter
5 school application shall be a proposed agreement upon which the charter
6 applicant and the ~~chartering local board of education~~ CHARTER
7 AUTHORIZER negotiate a charter contract, and, at a minimum, shall
8 include:

9 **SECTION 4.** 22-30.5-507 (8) (a), Colorado Revised Statutes, is
10 amended to read:

11 **22-30.5-507. Institute charter school - requirements -**
12 **authority.** (8) (a) An institute charter school shall be responsible for its
13 own operation, including but not limited to preparation of a budget,
14 contracting for services, and personnel matters, SO LONG AS THE
15 INSTITUTE CHARTER SCHOOL MEETS OR EXCEEDS THE STANDARDS FOR
16 GOVERNANCE, FINANCE, AND OPERATIONS ESTABLISHED BY THE STATE
17 BOARD PURSUANT TO SECTION 22-30.5-104 (7) (a.5).

18 **SECTION 5.** 22-30.5-509 (1), Colorado Revised Statutes, is
19 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

20 **22-30.5-509. Institute charter school application - contents.**
21 (1) The institute charter school application shall be a proposed agreement
22 and shall include:

23 (g.5) A STATEMENT ACKNOWLEDGING THE INSTITUTE CHARTER
24 SCHOOL'S ACCEPTANCE OF AND AGREEMENT TO MEET OR EXCEED THE
25 STANDARDS OF GOVERNANCE, FINANCE, AND OPERATIONS ESTABLISHED
26 BY THE STATE BOARD PURSUANT TO SECTION 22-30.5-104 (7) (a.5). IF THE
27 INSTITUTE CHARTER SCHOOL ENTERS INTO A CONTRACT, THE STATEMENT

1 OF ACCEPTANCE AND AGREEMENT SHALL BE INCORPORATED INTO THE
2 CONTRACT.

3 **SECTION 6. Act subject to petition - effective date.** This act
4 shall take effect at 12:01 a.m. on the day following the expiration of the
5 ninety-day period after final adjournment of the general assembly (August
6 11, 2010, if adjournment sine die is on May 12, 2010); except that, if a
7 referendum petition is filed pursuant to section 1 (3) of article V of the
8 state constitution against this act or an item, section, or part of this act
9 within such period, then the act, item, section, or part shall not take effect
10 unless approved by the people at the general election to be held in
11 November 2010 and shall take effect on the date of the official
12 declaration of the vote thereon by the governor.