



Rep. Esther Golar

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LRB096 04102 NHT 24469 a

1 AMENDMENT TO HOUSE BILL 209

2 AMENDMENT NO. \_\_\_\_\_. Amend House Bill 209 by replacing  
3 everything after the enacting clause with the following:

4 "Section 5. The School Code is amended by changing Section  
5 27A-9 as follows:

6 (105 ILCS 5/27A-9)

7 Sec. 27A-9. Term of charter; renewal.

8 (a) A charter may be granted for a period not less than 5  
9 and not more than 10 school years. A charter may be renewed in  
10 incremental periods not to exceed 5 school years.

11 (b) A charter school renewal proposal submitted to the  
12 local school board or State Board, as the chartering entity,  
13 shall contain:

14 (1) A report on the progress of the charter school in  
15 achieving the goals, objectives, pupil performance  
16 standards, content standards, and other terms of the

1 initial approved charter proposal; and

2 (2) A financial statement that discloses the costs of  
3 administration, instruction, and other spending categories  
4 for the charter school that is understandable to the  
5 general public and that will allow comparison of those  
6 costs to other schools or other comparable organizations,  
7 in a format required by the State Board.

8 (c) A charter may be revoked or not renewed if the local  
9 school board or State Board, as the chartering entity, clearly  
10 demonstrates that the charter school did any of the following,  
11 or otherwise failed to comply with the requirements of this  
12 law:

13 (1) Committed a material violation of any of the  
14 conditions, standards, or procedures set forth in the  
15 charter.

16 (2) Failed to meet or make reasonable progress toward  
17 achievement of the content standards or pupil performance  
18 standards identified in the charter.

19 (3) Failed to meet generally accepted standards of  
20 fiscal management.

21 (4) Violated any provision of law from which the  
22 charter school was not exempted.

23 In the case of revocation, the local school board or State  
24 Board, as the chartering entity, shall notify the charter  
25 school in writing of the reason why the charter is subject to  
26 revocation. The charter school shall submit a written plan to

1 the local school board or State Board, whichever is applicable,  
2 to rectify the problem. The plan shall include a timeline for  
3 implementation, which shall not exceed 2 years or the date of  
4 the charter's expiration, whichever is earlier. If the local  
5 school board or State Board, as the chartering entity, finds  
6 that the charter school has failed to implement the plan of  
7 remediation and adhere to the timeline, then the chartering  
8 entity shall revoke the charter. Except in situations of an  
9 emergency where the health, safety, or education of the charter  
10 school's students is at risk, the revocation shall take place  
11 at the end of a school year. Nothing in this amendatory Act of  
12 the 96th General Assembly shall be construed to prohibit an  
13 implementation timetable that is less than 2 years in duration.

14 (d) (Blank).

15 (e) Notice of a local school board's decision to deny,  
16 revoke or not to renew a charter shall be provided to the State  
17 Board. The State Board may reverse a local board's decision if  
18 the State Board finds that the charter school or charter school  
19 proposal (i) is in compliance with this Article, and (ii) is in  
20 the best interests of the students it is designed to serve. The  
21 State Board may condition the granting of an appeal on the  
22 acceptance by the charter school of funding in an amount less  
23 than that requested in the proposal submitted to the local  
24 school board. Final decisions of the State Board shall be  
25 subject to judicial review under the Administrative Review Law.

26 (f) Notwithstanding other provisions of this Article, if

1 the State Board on appeal reverses a local board's decision or  
2 if a charter school is approved by referendum, the State Board  
3 shall act as the authorized chartering entity for the charter  
4 school. The State Board shall approve and certify the charter  
5 and shall perform all functions under this Article otherwise  
6 performed by the local school board. The State Board shall  
7 report the aggregate number of charter school pupils resident  
8 in a school district to that district and shall notify the  
9 district of the amount of funding to be paid by the State Board  
10 to the charter school enrolling such students. The State Board  
11 shall require the charter school to maintain accurate records  
12 of daily attendance that shall be deemed sufficient to file  
13 claims under Section 18-8.05 notwithstanding any other  
14 requirements of that Section regarding hours of instruction and  
15 teacher certification. The State Board shall withhold from  
16 funds otherwise due the district the funds authorized by this  
17 Article to be paid to the charter school and shall pay such  
18 amounts to the charter school.

19 (Source: P.A. 91-96, eff. 7-9-99; 91-407, eff. 8-3-99; 92-16,  
20 eff. 6-28-01.)

21 Section 90. The State Mandates Act is amended by adding  
22 Section 8.33 as follows:

23 (30 ILCS 805/8.33 new)

24 Sec. 8.33. Exempt mandate. Notwithstanding Sections 6 and 8

1 of this Act, no reimbursement by the State is required for the  
2 implementation of any mandate created by this amendatory Act of  
3 the 96th General Assembly."