



Rep. William Davis

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09800HB2660ham001

LRB098 07820 NHT 42964 a

1 AMENDMENT TO HOUSE BILL 2660

2 AMENDMENT NO. _____. Amend House Bill 2660 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 the Commission, 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 the Commission, as the chartering entity,
10 clearly demonstrates that the charter school did any of the
11 following, or otherwise failed to comply with the requirements
12 of this 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 the
24 Commission, 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 the Commission, whichever is
2 applicable, to rectify the problem. The plan shall include a
3 timeline for implementation, which shall not exceed 2 years or
4 the date of the charter's expiration, whichever is earlier. If
5 the local school board or the Commission, as the chartering
6 entity, finds that the charter school has failed to implement
7 the plan of remediation and adhere to the timeline, then the
8 chartering entity shall revoke the charter. Except in
9 situations of an emergency where the health, safety, or
10 education of the charter school's students is at risk, the
11 revocation shall take place at the end of a school year.
12 Nothing in this amendatory Act of the 96th General Assembly
13 shall be construed to prohibit an implementation timetable that
14 is less than 2 years in duration.

15 (d) (Blank).

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

1 under the Administrative Review Law.

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

25 (g) For charter schools authorized by the Commission, the
26 Commission shall quarterly certify to the State Board the

1 student enrollment and student residency information for each
2 of its charter schools. Enrollment and residency verification
3 must be reported in a format prescribed by the State Board.
4 Upon receipt of the certified quarterly enrollment report, the
5 State Board shall pay directly to the charter school the per
6 pupil funds authorized under subsection (e) of this Section and
7 subsection (b) of Section 27A-11 of this Code.

8 (h) For charter schools authorized by the Commission, the
9 State Board shall pay directly to a charter school any federal
10 or State aid attributable to a student with a disability
11 attending the school.

12 (Source: P.A. 96-105, eff. 7-30-09; 97-152, eff. 7-20-11.)

13 Section 99. Effective date. This Act takes effect upon
14 becoming law."