

Department of Planning and Budget 2009 Fiscal Impact Statement

1. Bill Number: HB1844H1

House of Origin ☐ Introduced ☐ Substitute ☒ Engrossed

Second House ☒ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Lingamfelter

3. Committee: Education and Health

4. Title: **Charter schools statutes amendments**

5. Summary: Allows certain amendments to the charter school statutes to sunset as provided in Chapter 530 of the Acts of Assembly of 2004 and retains others. Specifically, changes made in 2004 that require the charter school applicant: (i) to include information regarding disclosures of any ownership or financial interest in the public charter school by the charter applicant and the governing body, administrators, and other personnel of the public charter school and (ii) to include results of any Board of Education review of the public charter school application will remain. Additionally, the bill retains the provisions (i) permitting a public charter school applicant to submit its proposed charter application to the Board of Education for review and comment and (ii) directing school boards to give priority to applications designed to benefit at-risk pupils and (iii) removes the cap on the maximum number of charter schools that can be established, but requires at least one half of the public charter schools per division to be for at-risk students.

6. Fiscal Impact Estimates: Indeterminate. See item 8.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: This legislation requires a public charter school applicant, governing body, administrator, or other personnel to disclose ownership or financial interest in the public charter school. The bill also removes the cap on the maximum number of charter schools that can be established in a division and requires local school boards give priority to public charter school applications designed to increase the educational opportunities of at-risk students. Specifically, at least one-half of the public charter schools per division must be for at-risk students.

The impact to enrollment in public schools resulting from the removal of the cap and the creation of additional charter schools is unknown at this time. Thus, a fiscal impact cannot be determined. Fiscal impacts are not expected to occur as a result of the remaining provisions of the bill.

9. Specific Agency or Political Subdivisions Affected: Board of Education and local school divisions.

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 2/16/2009 dpbsbj

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