

**First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 23-0624.01 Amber Paoloemilio x5497

HOUSE BILL 23-1025

HOUSE SPONSORSHIP

Taggart,

SENATE SPONSORSHIP

(None),

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING EXTENSION OF CHARTER SCHOOL APPLICATIONS.**

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://leg.colorado.gov>.)

The bill extends the timeline from 12 months to 18 months for prospective charter schools to submit applications to become charter schools to the local board of education. It also permits local school boards to issue requests for proposals for prospective charter schools. The bill allows local boards of education to apply to the state board of education for modifications to the timelines set forth in the bill.

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

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

2 **SECTION 1.** In Colorado Revised Statutes, 22-30.5-107, **amend**
3 (1)(b), (2), and (2.5); and **add** (1)(d) and (1.3) as follows:

4 **22-30.5-107. Charter application - process.** (1) (b) The local
5 board of education shall receive and review all applications for charter
6 schools. If the local board of education does not review a charter
7 application, ~~it shall be deemed to have denied the~~ THAT charter
8 application IS DENIED. FOR APPLICATIONS BEGINNING IN 2024, a charter
9 applicant must file its application with the local board of education ~~by a~~
10 ~~date determined by the local board of education to be eligible for~~
11 ~~consideration for the following school year~~ DURING THE PERIOD
12 BEGINNING FEBRUARY 1 AND ENDING APRIL 1. An application is
13 considered filed when the school district administration receives the
14 charter application from the charter applicant either in hard copy or
15 electronically. ~~The date determined by the local board of education for~~
16 ~~filing of applications shall not be any earlier than August 1 or any later~~
17 ~~than October 1.~~ Prior to any change in the application deadline, the local
18 board of education shall notify the department and each charter school
19 applicant in the district of the proposed change by certified letter. The
20 local board of education shall not charge any application fees.

21 (d) ANY DATE IN THIS SUBSECTION (1) THAT FALLS ON A WEEKEND,
22 A LEGAL HOLIDAY, OR A DAY SCHOOL IS NOT IN SESSION IS EXTENDED TO
23 THE NEXT SCHOOL DAY.

24 (1.3) IN THE PERIOD FROM NOVEMBER 15 TO JANUARY 15 EACH
25 SCHOOL YEAR, A SCHOOL DISTRICT MAY ISSUE A REQUEST FOR PROPOSALS
26 FOR PROSPECTIVE CHARTER SCHOOLS. THE REQUESTS MAY CONTAIN
27 AREAS OF INTEREST WANTED BY THE SCHOOL DISTRICT FOR CHARTER

1 APPLICANTS IN THE UPCOMING APPLICATION CYCLE.

2 (2) After giving reasonable public notice, the local board of
3 education shall hold community meetings in the affected areas or the
4 entire school district to obtain information to assist the local board of
5 education in its decision to approve a charter school application. The local
6 board of education shall rule by resolution on the application for a charter
7 school in a public hearing, upon reasonable public notice, ~~within ninety~~
8 ~~days after receiving the application filed pursuant to subsection (1) of this~~
9 ~~section~~ NO LATER THAN JUNE 30. A CHARTER SCHOOL SHALL USE THE
10 SCHOOL AND FISCAL YEAR, JULY 1 TO JUNE 30, FOLLOWING THE
11 SUBMISSION OF ITS CHARTER APPLICATION AS A PLANNING YEAR, DURING
12 WHICH THE CHARTER SCHOOL SHALL PREPARE FOR SERVING STUDENTS THE
13 NEXT SCHOOL YEAR. All negotiations between the charter school and the
14 local board of education on the contract shall be concluded by, and all
15 terms of the contract agreed upon, no later than ninety days after the local
16 board of education rules by resolution on the application for a charter
17 school OR SEPTEMBER 30, WHICHEVER DATE IS LATER.

18 (2.5) The charter applicant and the local board of education may
19 jointly waive OR EXTEND the ~~deadlines~~ TIMELINES set forth in this section.
20 THE LOCAL BOARD OF EDUCATION MAY APPLY TO THE STATE BOARD OF
21 EDUCATION FOR A MODIFICATION OR WAIVER OF THE TIMELINES SET FORTH
22 IN THIS SECTION. IF THE STATE BOARD OF EDUCATION APPROVES THE
23 WAIVER, THE LOCAL BOARD OF EDUCATION MUST PUBLISH NOTICE OF THE
24 WAIVER ON THE LOCAL BOARD OF EDUCATION WEBSITE WITHIN THIRTY
25 DAYS AFTER THE APPROVAL. THE NEW TIMELINE ONLY APPLIES TO THE
26 APPLICATIONS SUBMITTED FOLLOWING THE DATE OF THE PUBLIC POSTING
27 OF THE WAIVER.

1 **SECTION 2. Act subject to petition - effective date -**
2 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
3 the expiration of the ninety-day period after final adjournment of the
4 general assembly; except that, if a referendum petition is filed pursuant
5 to section 1 (3) of article V of the state constitution against this act or an
6 item, section, or part of this act within such period, then the act, item,
7 section, or part will not take effect unless approved by the people at the
8 general election to be held in November 2024 and, in such case, will take
9 effect on the date of the official declaration of the vote thereon by the
10 governor.
11 (2) This act applies to charter applications that are submitted after
12 December 31, 2023.