

E2SSB 6194 - H AMD TO H AMD (H-4714.2/16) **965**

By Representative Hansen

NOT ADOPTED 03/09/2016

1 On page 18, line 17 of the striking amendment, after "(1)" strike
2 everything through "period." on line 25 and insert the following:

3 "~~((A maximum of forty public charter schools may be established under
4 this chapter, over a five year period. No more than eight charter
5 schools may be established in any single year during the five year
6 period, except that if in any single year fewer than eight charter
7 schools are established, then additional charter schools equal in
8 number to the difference between the number established in that year
9 and eight may be established in subsequent years during the five year
10 period.))~~ (a) No more than eight charter public schools may be
11 established in the first year after the effective date of this act.
12 If a constitutional challenge to this act is filed within ninety days
13 of the effective date of this act, then until the earlier of the date
14 that a final judgment not subject to further appeal has been entered
15 in that case or three years after the effective date of this act, no
16 additional charter public schools may be established under this
17 chapter.

18 (b) Thereafter, a maximum of forty charter public schools may be
19 established in a five-year period as specified in this subsection (b).
20 If a constitutional challenge to this act is filed within ninety days
21 of the effective date of this act, then the five-year period begins on
22 the earlier of the date that a final judgment not subject to further
23 appeal is entered in that case or three years from the effective date
24 of this act. If a constitutional challenge to this act is not filed
25 within ninety days of the effective date of this act, then the five-
26 year period begins on the effective date of this act.

27

1 (c) During the five-year period in (b) of this subsection, no more
2 than eight charter schools may be established in any year, except that
3 if in any year fewer than eight charter schools are established, then
4 additional charter schools, in a number equal to the difference
5 between the number established in that year and eight, may be
6 established in subsequent years during the five-year period.

7 (d) The attorney general must provide notice of the date of entry
8 of any final judgment as described in this section to affected
9 parties, the chief clerk of the house of representatives, the
10 secretary of the senate, the superintendent of public instruction, the
11 state charter commission established in section 107 of this act, and
12 others as deemed appropriate by the attorney general."

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EFFECT: If within 90 days of the act's effective date a lawsuit is filed to challenge the constitutionality of the act, establishment of additional charter public schools beyond the initial eight schools is delayed until the earlier of (1) entry of a final judgment or (2) three years after the effective date of the act. A total of forty charter public schools may be established in a five year period that begins on (1) the earlier of the entry of a final judgment or three years after the act's effective date, if a suit is filed within 90 days, or (2) the act's effective date, if a suit is not filed. The Attorney General must provide notice of the date any final judgment is entered.

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