

HOUSE BILL NO. HB0258

Charter schools-funding.

Sponsored by: Representative(s) Edmonds, Buchanan, Lubnau,
Stubson, Teeters and Wallis and Senator(s)
Jennings

A BILL

for

1 AN ACT relating to charter schools; specifying required
2 minimum levels of charter funding and provided district
3 services; specifying application; and providing for an
4 effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 21-3-304(j) and 21-3-314(c) through
9 (e) are amended to read:

10

11 **21-3-304. Charter school; requirements; authority.**

12

13 (j) A charter school may negotiate and contract with
14 a school district, the governing body of a state college or
15 university, or any third party for the use of a school
16 building and grounds, the operation and maintenance

1 thereof, and the provision of any service, activity or
2 undertaking that the charter school is required to perform
3 in order to carry out the educational program described in
4 its charter. Except as provided by W.S. 21-3-304, any
5 services for which a charter school contracts with a school
6 district shall be provided by the district at cost. The
7 charter school shall have standing to sue and be sued in
8 its own name for the enforcement of any contract created
9 pursuant to this subsection.

10

11 **21-3-314. Students counted among district ADM;**
12 **determination of charter school funding.**

13

14 (c) As part of the charter school contract, the
15 charter school and the school district shall agree on
16 funding and any services to be provided by the school
17 district to the charter school, provided the charter school
18 receives the minimum funding amounts and district services
19 specified by this subsection and subsection (d) of this
20 section. The charter school and the school district shall
21 begin discussions on the contract using the following
22 revenue assumptions:

23

1 (i) The charter school shall be entitled to ~~the~~
2 ~~benefit of~~ an amount not less than one hundred percent
3 (100%) of the foundation program amount computed under W.S.
4 21-13-309(m) based upon the average daily membership of the
5 charter school, including special weights provided to
6 vocational education program attendance under W.S.
7 21-13-309(m)(v)(D) and students identified as at-risk in
8 accordance with W.S. 21-13-309(m)(v)(A), less any district
9 level amounts generated by the charter school's membership
10 under W.S. 21-13-309(m) and less amounts specified under
11 W.S. 21-13-309(m)(v)(E) ~~;~~

12

13 (ii) The charter school shall be entitled to ~~the~~
14 ~~benefit of~~ an amount not less than one hundred percent
15 (100%) of the amount to be contributed to the school
16 district under major maintenance payments pursuant to W.S.
17 21-15-109 based upon the proportion that the charter school
18 educational building gross square footage contributes to
19 the district educational building gross square footage ~~;~~

20

21 (iii) The charter school shall be entitled to,
22 and the school district shall provide the charter school
23 with, transportation and special education services for

1 which the district is reimbursed under the foundation
2 program pursuant to W.S. 21-13-309(m)(v)(E);

3
4 (iv) The charter school shall be entitled to,
5 and the school district shall provide to the charter
6 school, federally required educational services for which
7 the district receives federal funds through the department
8 of education;

9
10 (v) The charter school shall be entitled to an
11 amount not less than one hundred percent (100%) of the
12 amounts within the foundation program for health insurance
13 as provided by W.S. 21-13-309(m)(v)(F).

14
15 (d) The charter school ~~may also~~ shall contract with
16 the school district for, and the school district shall
17 provide, centralized services ~~provided by~~ for which the
18 district receives foundation program funding under W.S.
19 21-13-309, including curriculum, media services, libraries
20 and ~~federally required educational services such as special~~
21 ~~education~~ central administrative services.

22
23 (e) In lieu of paragraph (a)(iv) and subsections (c)
24 and (d) of this section, the district and the charter

1 school applicant may by mutual agreement fund the charter
2 school through a specific budget for the charter school
3 provided the charter school does not receive less than the
4 minimum level of funding and services specified under
5 subsections (c) and (d) of this section.

6

7 **Section 2.** Nothing in this act shall apply to or
8 otherwise modify any charter contract entered into under
9 W.S. 21-3-301 through 21-3-314 and approved prior to July
10 1, 2009, until such time as that charter contract is
11 renewed or otherwise materially revised under W.S. 21-3-309
12 on and after July 1, 2009.

13

14 **Section 3.** This act is effective July 1, 2009.

15

16

(END)