

## HOUSE BILL NO. HB0225

Charter school appeal process-2.

Sponsored by: Representative(s) Wallis and Edmonds

A BILL

for

1 AN ACT relating to charter schools; modifying the appeal  
2 process for charter school denials; specifying  
3 applicability; and providing for an effective date.

4

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

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7 **Section 1.** W.S. 21-3-310(b)(i) and (ii) is amended to  
8 read:

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10 **21-3-310. Appeal; standard of review; procedures.**

11

12 (b) If the notice of appeal, or the motion to review  
13 by the state board, relates to a district board's decision  
14 to deny, refuse to renew, or revoke a charter or to a  
15 district board's unilateral imposition of conditions that  
16 are unacceptable to the charter school or the charter

1 applicant, the appeal and review process shall be as  
2 follows:

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4 (i) Within sixty (60) days after receipt of the  
5 notice of appeal or the making of a motion to review by the  
6 state board and after reasonable public notice, the state  
7 board, at a public hearing which shall be held in the  
8 school district in which the proposed charter school has  
9 applied for a charter, shall review the decision of the  
10 district board and make its findings. If the state board  
11 finds that the local board's decision was contrary to the  
12 best interests of the pupils, school district or community,  
13 the state board shall remand such decision to the district  
14 board with written instructions: ~~for reconsideration~~  
15 ~~thereof.~~

16

17 (A) To approve the charter school or  
18 application as submitted upon remand. The decision of the  
19 state board may require changes to the contract to be  
20 executed by the charter school and the school district; or

21

22 (B) To approve the charter school or  
23 application subject to modifications specified by the state  
24 board if agreed upon by the charter school or applicant and

1 the local board upon remand. The ~~instructions shall include~~  
2 modifications shall consist only of specific  
3 recommendations concerning ~~the matters requiring~~  
4 ~~reconsideration;~~ deficiencies identified by the state  
5 board.

6  
7 (ii) If remanded for modifications, the charter  
8 school or applicant shall within fifteen (15) days  
9 following remand, submit modifications to cure the  
10 deficiencies identified. Within thirty (30) days following  
11 the remand ~~of a decision to the district board~~ and after  
12 reasonable public notice, the district board, at a public  
13 hearing, shall reconsider its decision and make a final  
14 decision. The reconsideration shall be limited to a  
15 determination of whether the modifications cure the  
16 deficiencies identified by the state board;

17  
18 **Section 2.** This act shall apply to appeals or motions  
19 for review filed with the state board of education pursuant  
20 to W.S. 21-3-310 on and after the effective date of this  
21 act.

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1       **Section 3.**   This act is effective immediately upon  
2 completion of all acts necessary for a bill to become law  
3 as provided by Article 4, Section 8 of the Wyoming  
4 Constitution.

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(END)