

## RCW 28A.710 (Charter Schools) Provisions for Rule-Making

I-1240	RCW	Subject	Provision	Status
Sec. 209	28A.710.090	Authorizers - - approval	<p>(1) The state board of education shall establish an annual application and approval process and timelines for school district boards of directors seeking approval to be charter school authorizers. The initial process and timelines must be established no later than ninety days after the effective date of this section.</p> <p>(2) At a minimum, each applicant must submit to the state board . . .</p> <p>(3) The state board of education shall consider the merits of each application and make its decision whether to grant approval within the timelines established by the board.</p> <p>(4) Within thirty days of making a decision to approve an application under this section, the state board of education must execute a renewable authorizing contract with the [school district] . . .</p>	<p>CR 101 filed 11/26/12.</p> <p>Draft rules and CR 102 approved 1/10/13.</p> <p>Public Hearing 2/26/13.</p> <p>Adopted 2/26/13.</p>
Sec. 210	28A.710.100	Authorizers – Annual report	<p>(4) Each authorizer must submit an annual report to the state board of education, according to a timeline, content, and format specified by the board . . .</p>	<p>CR 101 filed 11/26/12.</p>
Sec. 211	28A.710.110	Authorizers - - funding	<p>(1) The state board of education shall establish a statewide formula for an authorizer oversight fee, which shall be calculated as a percentage of the state operating funding allocated under section 223 of this act to each charter school, but may not exceed four percent of each charter school's annual funding.</p> <p>(2) The state board may establish a sliding scale for the authorizer oversight fee, with the funding percentage decreasing after the authorizer has achieved a certain threshold . . .</p>	<p>CR 101 filed 11/26/12.</p> <p>Proposed rules for CR 102 3/13/13.</p>
Sec. 212	28A.710.120	Authorizers - - oversight	<p>(4) If at any time the state board of education finds that an authorizer is not in compliance with a charter contract, its authorizing contract, or the authorizer duties under section 210 of this act, the board must notify the authorizer in writing of the identified problems, and the authorizer shall have reasonable opportunity to respond and remedy the problems.</p> <p>(5) If an authorizer persists after due notice from the state board of education in violating a material provision of a charter contract or its authorizing contract, or fails to remedy other identified authorizing problems, the state board of education shall notify the authorizer, within a reasonable amount of time under the circumstances, that it intends to revoke the authorizer's chartering authority unless the authorizer demonstrates a timely and satisfactory remedy for the violation.</p> <p>(7) The state board of education must establish timelines and a process for taking actions under this section in response to performance deficiencies by an authorizer.</p>	<p>CR 101 filed 11/26/12.</p>

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Sec. 213	28A.710.130	Charter applications -- content	(1) Each authorizer must annually issue and broadly publicize a request for proposals for charter school applicants by the date established by the state board of education under section 214 of this act.	CR 101 filed 11/26/12.  Proposed rules for CR 102 3/13/13.
Sec. 214	28A.710.140	Charter applications – decision process	(1) The state board of education must establish an annual statewide timeline for charter application submission and approval or denial, which must be followed by all authorizers.	CR 101 filed 11/26/12.  Proposed rules for CR 102 3/13/13.
Sec. 215	28A.710.150	Number of charter schools	(2) . . . The state board of education shall establish for each year in which charter schools may be authorized as part of the timeline to be established pursuant to section 214 of this Act, the last date by which the authorizer must submit [the report to the applicant and the SBE of the action to approve or deny a charter application, as provided in this section].  (3) . . . If the board receives simultaneous notification of approved charters that exceed the annual allowable limits in subsection (1) of this section, the board must select approved charters for implementation through a lottery process, and must assign implementation dates accordingly.	CR 101 filed 11/26/12  Proposed rules for CR 102 3/13/13.
Sec. 221	28A.710.210	Charter school termination or dissolution	(3) A charter contract may not be transferred from one authorizer to another or from one charter school applicant to another before the expiration of the charter contract term except by petition to the state board of education by the charter school or its authorizer. The state board of education must review such petitions on a case-by-case basis and may grant transfer requests in response to special circumstances and evidence that such a transfer would serve the best interests of the charter school's students.	CR 101 filed 11/26/13.

SBE. jsa. 1/28/2013.