GENERAL ASSEMBLY OF NORTH CAROLINA SESSION 2021

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H.B. 729
Apr 28, 2021
HOUSE PRINCIPAL CLERK

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HOUSE BILL DRH10350-MT-22A

Short Title:	Charter Schools Omnibus.	(Public)
Sponsors:	Representative Yarborough.	
Referred to:		

1	A BILL TO BE ENTITLED				
2	AN ACT TO MAKE CHANGES TO THE LAWS GOVERNING CHARTER SCHOOLS.				
3	The General Assembly of North Carolina enacts:				
4					
5	PART I. CHARTER SCHOOLS MAY PROVIDE REMOTE INSTRUCTION				
6	SECTION 1.(a) G.S. 115C-218.85(a)(1) reads as rewritten:				
7	"(1) The school shall provide instruction each year for at least 185 days or 1,025				
8	hours over nine calendar months. The school may meet this requirement by				
9	providing in-person or blended instruction. For purposes of this section, the				
10	term "blended instruction" refers to a combination of remote and in-person				
11	classroom instruction."				
12	SECTION 1.(b) G.S. 115C-218.8 is amended by adding a new subdivision to read:				
13	"(4) Provide blended instruction in accordance with G.S. 115C-218.85(a)(1)."				
14					
15	PART II. LOCAL BOARDS OF EDUCATION SHALL NOT REQUIRE CHARTER				
16	SCHOOLS TO PROVIDE DEMOGRAPHIC INFORMATION				
17	SECTION 2. Article 14A of Chapter 115C of the General Statutes is amended by				
18	adding a new section to read:				
19	"§ 115C-218.27. No requirement to provide demographic information to a local board of				
20	education.				
21	Notwithstanding any other provision of law, a charter school is under no obligation to provide				
22	to a local board of education demographic information on its student body or any individua				
23	student enrolled at the charter school except to the extent the information is necessary for the				
24	local school administrative unit to verify that a student enrolled in the charter school resider				
25	within the local school administrative unit."				
26					
27	PART III. AUTHORIZE COUNTIES TO PROVIDE CAPITAL FUNDS TO CHARTER				
28	SCHOOLS				
29	SECTION 3.(a) G.S. 115C-218.100(b) reads as rewritten:				
30	"(b) Distribution of Assets. – Upon dissolution of a charter school, all net assets of the				
31	charter school purchased with public funds shall be deemed the property of the local schoo				
32	administrative unit in which the charter school is located.located, except capital-sourced assets				
33	For purposes of this subsection, capital-sourced assets include (i) capital funds provided to a				
34	charter school by one or more counties pursuant to G.S. 115C-218.105(b1) and (ii) net assets				
35	purchased or improved with such funds, up to the total amount of the funds provided				



Capital-sourced assets shall be deemed the property of the county or counties provided." SECTION 3(b) G.S. 115C-218.105 is amended by adding the following new subsections to read: "(b1) Counties may provide funds to charter school purposes, including, but not limited to school size appropriation as set forth in G.S. 153A-460. These funds shall be used only for the following purposes. (1) The acquisition of real property for school purposes, including, but not limited to school size, holding, but not limited to school size, holding, but not limited to buildings for classrooms and laboratories, physical and vocational educational purposes, libraries, auditoriums, and gymnasiums. (2) The acquisition or replacement of furniture and furnishings, instructional apparatus, technology, data-processing equipment, business machines, and similar items of furnishings and equipment. (b2) If a charter school uses funds provided in subsection (b1) of this section to acquire or improve property, the amount provided by the county must be evidenced by a promissory note and secured by a deed of trust. In the property acquired or improved by the funds. The county in the amount of the capital funds provided. The county shall, for the property acquired or improved by the funds. Scecure and file a deed of reast on the property acquired or inproved by the funds. The county in the amount of the capital funds provided. Subsection up to a combined rate of one dollar and fifty cents (S1.50) on the one hundred dollars (S100.00) appraised value of property subject to taxation. Authorized purposes subject to the rate limitation are: "." SECTION 3(d)		General Assembly Of North Carolina Session	2021			
2 funding and, if applicable, divided between the counties in proportion to the funds, provided," 3 SECTION 3.(b) G.S. 115C-218.105 is amended by adding the following new subsections to read: "(b1) Counties may provide funds to charter schools by direct appropriation as set forth in G.S. 153A-460. These funds, shall be used only for the following purposes, including, but not limited to, school sites, plavgrounds, and athletic fields. 9 (2) The acquisition, construction, reconstruction, enlargement, renovation, or replacement of buildings and other structures, including, but not limited to, buildings for classrooms and laboratories, physical and vocational educational apparatus, technology, data-processing equipment, business machines, and similar items of furnishings and equipment. 10 The acquisition or replacement of furniture and furnishings, instructional apparatus, technology, data-processing equipment, business machines, and similar items of furnishings and equipment. 11 the amount provided by the county must be evidenced by a promissory note and secured by a deed of trust to other liens to facilitate the acquisition or improvement of the property secured by the deed of trust. In the event that a charter school repays the county in the amount of the capital funds provided, the county must be videnced by a promissory note and subsection up to a combined rate of one dollar and fifty cents (\$1.50) on the one hundred dollars (\$100.00) appraised by the deed of trust. In the event that a charter school repays the county in the amount of the capital funds provided." 24 SECTION 3.(c) G.S. 153A-460. 37 </th <th>1</th> <th colspan="5">Capital-sourced assets shall be deemed the property of the county or counties providing the</th>	1	Capital-sourced assets shall be deemed the property of the county or counties providing the				
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51 SECTION 5.(a) G.S. 115C-270.20(a)(5) reads as rewritten:						
	51	SECTION 5.(a) G.S. 115C-270.20(a)(5) reads as rewritten:				

	General Assembly Of North Carolina Session 2021						
1	"(5) Residency License or RL. – A one-year license, renewable twice, that meets						
2	botl	both of the following requirements:					
3	a.	Is re	quested by the local board of education or the board of directors				
4		<u>of th</u>	e charter school and accompanied by a certification of supervision				
5		from	the recognized educator preparation program in which the				
6		indiv	vidual is enrolled.				
7	b.	The	individual for whom the license is requested meets all of the				
8		follo	wing requirements:				
9		1.	Holds a bachelor's degree.				
10		2.	Has either completed coursework relevant to the requested				
11			licensure area or passed the content area examination relevant				
12			to the requested licensure area that has been approved by the				
13			State Board.				
14		3.	Is enrolled in a recognized educator preparation program.				
15		4.	Meets all other requirements established by the State Board,				
16			including completing preservice requirements prior to				
17			teaching."				
18	SECTION 5.(b) This section applies to individuals seeking licensure on or after the						
19	effective date of this a	ct.					
20							
21		PART VI. EFFECTIVE DATE					
22	SECTION 6. This act is effective when it becomes law and, except as otherwise						
23	provided, applies begin	nning wi	th the 2021-2022 school year.				