

# FAILED



NORTH CAROLINA GENERAL ASSEMBLY  
AMENDMENT  
Senate Bill 257

AMENDMENT NO. A40  
(to be filled in by  
Principal Clerk)

S257-AMT-37 [v.5]

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Amends Title [NO]  
Fifth Edition

Date \_\_\_\_\_, 2025

Representative Rubin

1 moves to amend the bill from page 220, line 47, to page 221, line 33, by rewriting the lines to  
2 read:

3  
4 **"REPORTING AND RECORDS RETENTION FOR OPPORTUNITY SCHOLARSHIP**  
5 **SCHOOLS**

6 **SECTION 8A.13.(a)** G.S. 115C-562.5 reads as rewritten:

7 **"§ 115C-562.5. Obligations of nonpublic schools accepting eligible students receiving**  
8 **scholarship grants.**

9 (a) A nonpublic school that accepts eligible students receiving scholarship grants shall  
10 comply with the following:

11 (1) ~~Provide~~ Annually provide to the Authority documentation for required tuition  
12 and fees charged to the student by the nonpublic school.

13 (2) Provide to the Authority a criminal background check conducted for the staff  
14 member with the highest decision-making authority, as defined by the bylaws,  
15 articles of incorporation, or other governing ~~document~~ document and annually  
16 provide to the authority documentation of any policy adopted by the nonpublic  
17 school relating to criminal background checks for school employees or a  
18 statement that no such policy exists. Information provided to the Authority in  
19 accordance with this subdivision is privileged information and is not a public  
20 record but is for the exclusive use of the Authority.

21 ...  
22 (4) Administer, at least once in each school year, tests as provided in this  
23 subdivision. Test performance data shall be submitted to the Authority by July  
24 15 of each year. Test performance data reported to the Authority under this  
25 subdivision is not a public record under Chapter 132 of the General Statutes.  
26 Tests shall be administered to all eligible students enrolled in grades three and  
27 higher whose tuition and fees are paid in whole or in part with a scholarship  
28 grant as follows:

- 29 a. The nationally standardized test designated by the Authority in grades  
30 three and eight.  
31 b. The ACT in grade 11.



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- 1 c. A nationally standardized test or other nationally standardized  
2 equivalent measurement selected by the chief administrative officer of  
3 the nonpublic school in all other grades four and higher. For grades  
4 four through seven, the nationally standardized test or other equivalent  
5 measurement selected must measure achievement in the areas of  
6 English grammar, reading, spelling, and mathematics. For grades nine,  
7 10, and 12, the nationally standardized test or other equivalent  
8 measurement selected must measure either (i) achievement in the areas  
9 of English grammar, reading, spelling, and mathematics or (ii)  
10 competencies in the verbal and quantitative areas.
- 11 (5) Provide to the Authority graduation rates of the students receiving scholarship  
12 ~~grants—grants, including four-year cohort graduation rates, in a manner~~  
13 ~~consistent with nationally recognized standards.~~ Title I of the Elementary and  
14 Secondary Education Act of 1965, as amended, and any associated federal  
15 regulations.
- 16 ...
- 17 (8) Provide the following information annually to the Division:
- 18 a. Name and address of the school, including physical location address.  
19 A school with more than one physical location shall establish a  
20 separate notice of intent for each physical location and shall provide  
21 all information required by this subdivision for each physical location.
- 22 b. The name of the owners and chief administrator.
- 23 c. Number of students in attendance at the school as of October 1.
- 24 d. Overall attendance records of students receiving scholarship grants  
25 from the previous school year.
- 26 e. The percentage of teachers with a teacher license.
- 27 f. Whether the nonpublic school is accredited and, if so, the identity of  
28 that accreditor.
- 29 g. Documentation of a competed fire inspection in the previous 365 days.
- 30 h. Curriculum used by the nonpublic school for each grade level.
- 31 i. The number of students receiving scholarship grants for the first time  
32 who attended a public school unit in the previous school year.
- 33 j. The number of students receiving scholarship grants who attended a  
34 public school unit in the previous school year.
- 35 ...
- 36 (b1) A nonpublic school that accepts eligible students receiving scholarship grants shall  
37 annually certify compliance with subdivision (4) of subsection (a) of this section and shall retain  
38 records of the test administration for a period of four years. Each year the Authority shall select  
39 at least four percent (4%) of nonpublic schools to verify testing administration in accordance  
40 with subdivision (4) of subsection (a) of this section.
- 41 ...."
- 42 **SECTION 8A.13.(b)** In addition to the report required pursuant to  
43 G.S. 115C-562.5(a)(1) for the 2025-2026 school year, the nonpublic school shall also provide

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- 1 documentation for required tuition and fees charged to students receiving scholarship grant funds
- 2 under Part 2A of Article 39 of Chapter 115C of the General Statutes by the nonpublic school for
- 3 the 2023-2024 and 2024-2025 school years."

SIGNED \_\_\_\_\_  
Amendment Sponsor

SIGNED \_\_\_\_\_  
Committee Chair if Senate Committee Amendment

ADOPTED \_\_\_\_\_ FAILED \_\_\_\_\_ TABLED \_\_\_\_\_

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and vote information, is available in the  
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