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COMMITTEE REPORT

April 28, 2009

**H. 3175**

Introduced by Reps. G.R. Smith, G.M. Smith and Bedingfield

S. Printed 4/28/09--S. [SEC 4/29/09 2:15 PM]

Read the first time March 3, 2009.

**THE COMMITTEE ON EDUCATION**

To whom was referred a Bill (H. 3175) to amend Section 59‑40‑50, as amended, Code of Laws of South Carolina, 1976, relating to admission to a charter school, so as to provide, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by striking all after the enacting words and inserting:

/ SECTION \_\_. Section 59‑40‑230(A) of the 1976 Code, as last amended by Act 274 of 2006, is further amended to read:

“(A) The South Carolina Public Charter School District must be governed by a board of trustees consisting of not more than eleven members:

(1) ~~two~~four representatives of the charter school community appointed by the Governor;

(2) one appointed by the Speaker of the House of Representatives;

(3) one appointed by the President Pro Tempore of the Senate; and

(4) ~~seven~~five to be appointed by the Governor upon the recommendation of the:

(a) ~~South Carolina Association of Public Charter Schools and one additional representative from the association;~~

~~(b)~~ South Carolina Association of School Administrators;

~~(c)(~~b) South Carolina Chamber of Commerce;

~~(d)~~(c) South Carolina Education Oversight Committee;

~~(e)~~(d) South Carolina School Boards Association;

~~(f)~~(e) South Carolina Alliance of Black Educators.

The nine members appointed by the Governor pursuant to this subsection are subject to advice and consent of the Senate. Membership of the committee must reflect representatives from each of the entities in item (A)(4) or their designee as reflected in their recommendation.

Each member of the board of trustees shall serve terms of three years, except that, for the initial members, two appointed by the Governor, one by the Speaker of the House, and one by the President Pro Tempore of the Senate, shall serve terms of one year and three appointed by the Governor shall serve terms of two years. A member of the board may be removed after appointment pursuant to Section 1‑3‑240. In making appointments, every effort must be made to ensure that all geographic areas of the State are represented and that the membership reflects urban and rural areas of the State as well as the ethnic diversity of the State.” /

Renumber sections to conform.

Amend title to conform.

JOHN E. COURSON for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

ESTIMATED FISCAL IMPACT ON GENERAL FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

ESTIMATED FISCAL IMPACT ON FEDERAL & OTHER FUND EXPENDITURES:

$0 (No additional expenditures or savings are expected)

**EXPLANATION OF IMPACT:**

The State Department of Education estimates this bill will have no fiscal impact.

*Approved By:*

Harry Bell

Office of State Budget

**A** **BILL**

TO AMEND SECTION 59‑40‑50, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO ADMISSION TO A CHARTER SCHOOL, SO AS TO PROVIDE THAT ENROLLMENT PRIORITY MAY BE GIVEN TO A SIBLING OF A PUPIL ALREADY ENROLLED IN THE CHARTER SCHOOL WHO HAS ATTENDED THE SCHOOL FOR ONE YEAR OR MORE.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 59‑40‑50(B)(8) of the 1976 Code, as last amended by Act 239 of 2008, is further amended to read:

“(8) not limit or deny admission or show preference in admission decisions to any individual or group of individuals; however, a charter school may give enrollment priority to a sibling of a pupil ~~already enrolled or previously~~ who is currently enrolled~~,~~ or who, within the last three years, attended the school for at least one academic year; children of a charter school employee~~,~~; and children of the charter committee, if such priority enrollment does not constitute more than twenty percent of the enrollment of the charter school;”

SECTION 2. This act takes effect upon approval by the Governor.

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