

Amendment No. 856

Assembly Amendment to Senate Bill No. 384 First Reprint (BDR 34-687)

Proposed by: Assembly Committee on Education**Amendment Box:** Replaces Amendment No. 744.**Amends:** Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: No

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date
Adopted	☐	Lost	☐ _____	Adopted	☐	Lost	☐ _____
Concurred In	☐	Not	☐ _____	Concurred In	☐	Not	☐ _____
Receded	☐	Not	☐ _____	Receded	☐	Not	☐ _____

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) *green bold italic underlining* is new language proposed in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill that is proposed to be retained in this amendment; and (6) *green bold underlining* is newly added transitory language.

SHORT FORM AMENDMENT

Section 8.5 of this act is the only section affected by this amendment.

KCR/BJE



Date: 5/23/2013

S.B. No. 384—Revises provisions relating to charter schools. (BDR 34-687)



Section 8.5 of Senate Bill No. 384 First Reprint is hereby amended as follows:

1 **Sec. 8.5.** *Except as otherwise provided in section 9.9 of this act, the*
2 *Director of the Department of Business and Industry shall not finance a project*
3 *unless, before financing the project, the Director finds and the State Board of*
4 *Finance approves the findings of the Director that:*

5 1. *The project consists of any land, building or other improvement, and all*
6 *real and personal properties necessary in connection therewith, which is suitable*
7 *for new construction, improvement, restoration or rehabilitation of charter*
8 *school facilities;*

9 2. *The charter school for whose benefit the project is being financed is not*
10 *in default under the written charter granted by its sponsor, as determined by the*
11 *sponsor;*

12 3. *The charter school for whose benefit the project is being financed has*
13 *received, within the immediately preceding 3 consecutive school years, one of the*
14 *two highest ratings of performance pursuant to the statewide system of*
15 *accountability for public schools, or has received equivalent ratings in another*
16 *state, as determined by the Department of Education;*

17 4. *There are sufficient safeguards to ensure that all money provided by the*
18 *Director of the Department of Business and Industry will be expended solely for*
19 *the purposes of the project;*

20 ~~4.4~~ 5. *There are sufficient safeguards to ensure that the Director of the*
21 *Department of Business and Industry will have the ability to monitor compliance*
22 *with the provisions of sections 2 to 22, inclusive, of this act on an ongoing basis*
23 *with respect to the project;*

24 ~~5.4~~ 6. *Through the advice of counsel or other reliable source, the project*
25 *has received all approvals by the local, state and federal governments which may*
26 *be necessary to proceed with construction, improvement, rehabilitation or*
27 *redevelopment of the project; and*

28 ~~6.4~~ 7. *There has been a request by a charter school, lessee, purchaser or*
29 *other obligor to have the Director of the Department of Business and Industry*
30 *issue bonds to finance the project.*