

## **2019 ISBA RESOLUTION NO. 10**

### **RECOURSE FOR CHARTER SCHOOLS SEEKING CHARTER RENEWAL**

**WHEREAS**, charter schools must renew their charters every five years under Idaho Code; and

**WHEREAS**, this process as given in Section 33-5209 (b), Idaho Code calls for chartering entities to initiate the renewal process and to carry out given steps by specified dates; and

**WHEREAS**, there is no recourse given for charter schools whose chartering entities do not follow the process given in Section 33-5209 (b), Idaho Code; and

**WHEREAS**, this could result in a charter holder not receiving a renewal in spite of meeting all the terms of its performance certificate; and

**WHEREAS**, the legal burden of inaction by a chartering entity is borne only by the charter holder;

**NOW, THEREFORE BE IT RESOLVED**, that the Idaho School Boards Association work to provide recourse for charter schools whose chartering entities do not carry out the charter renewal process steps by the deadlines given in Section 33-5209 (b), Idaho Code.

### **STATEMENT OF PURPOSE**

Section 33-5209 (b), Idaho Code specifies certain steps in the charter renewal process that must be taken by the chartering entity. Without this action by the chartering entity, a charter school has no way of pursuing renewal of its charter, even if it is meeting all the terms of its performance certificate. Therefore, the Idaho School Boards Association should actively work to provide recourse – such as an automatic renewal, a one-year extension of the five-year renewal deadline, or an appeal process to the State Board of Education – for charter schools whose chartering entities do not follow the process in Section 33-5209 (b), Idaho Code in a timely manner.

**Submitted by the Board of Directors of Moscow Charter School**

**RECOMMENDATION OF THE ISBA EXECUTIVE BOARD: DO PASS**

Nancy Gregory of the ISBA Executive Board will address the Executive Board's recommendation to the membership at the Business Session of the Annual Convention.

**PASSED  
TABLED  
FAILED**

**AYES  
NAYES  
TOTAL**