

**BILL SUMMARY**  
1<sup>st</sup> Session of the 58<sup>th</sup> Legislature

<b>Bill No.:</b>	<b>SB 239</b>
<b>Version:</b>	<b>ENGR</b>
<b>Request Number:</b>	
<b>Author:</b>	<b>Rep. Hasenbeck</b>
<b>Date:</b>	<b>3/29/2021</b>
<b>Impact:</b>	<b>No Impact</b>

**Research Analysis**

SB239 amends and clarifies the process for a charter school applicant to appeal a local board's denial to the State Board of Education.

The measure prohibits the State Board of Education from sponsoring a charter school unless the State Department of Education has determined that the State Board has the capacity, financially and with personnel, to sponsor the charter, and the capacity to adhere to the contractual requirements of the charter.

The measure clarifies that:

- The State Board is required to provide both the applicant and the local school board an opportunity to be heard before granting an appeal.
- There must be support for the charter school within the boundaries of the proposed charter school for the State Board to approve the appeal, and the applicant must comply with every applicable application requirement.
- Both the applicant and proposed sponsor can be represented by an attorney
- The applicant has 30 days after denial of a revised application to appeal to the State Board. The State Board shall hear the appeal within 60 days of receipt.
- The State Board can choose to sponsor the charter
- The State Board's decision is final and nonappealable.

Prepared By: Emily Wendler

**Fiscal Analysis**

As written, the measure is not anticipated to result in a negative fiscal impact on the state budget or appropriations.

Prepared By: Cole Stout

### **Other Considerations**

None.

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