

MISSOURI STATE BOARD OF EDUCATION AGENDA ITEM:**December 2016**

CONSIDERATION OF A NOTICE OF PROPOSED RULEMAKING TO
ADOPT RULE 5 CSR 20-100.290, CHARTER SCHOOL EXPEDITED
REPLICATION AND EXPANSION APPLICATION

STATUTORY AUTHORITY:

Sections 160.400-160.425 and
167.349, RSMo

Consent
Item

Action
Item

Report
Item

DEPARTMENT GOAL NO. 1:

All Missouri students will graduate college and career ready.

SUMMARY:

The proposed rule defines terms for expediting the replication and expansion application process of a charter school into unaccredited districts, a metropolitan district, or an urban school district containing most of all of a home rule city with more than 400,000 inhabitants and located in more than one county. Participation is limited to charter schools that receive 85 percent or more of the total points for three out of the last four years on the annual performance report. The expedited replication and expansion process serves to meet the allowance of such as stated in Section 160.408.1(1), (2), and (3), RSMo.

PRESENTER:

Chris Neale, Assistant Commissioner, Office of Quality Schools, will assist with the presentation and discussion of this agenda item.

RECOMMENDATION:

The Department recommends that the State Board of Education authorize publication in the *Missouri Register* of a notice of proposed rulemaking to adopt rule 5 CSR 20-100.290 relating to charter school expedited replication and expansion application, and that the State Board finds this adoption necessary to carry out the purposes of Sections 160.400-160.425 and 167.349 RSMo.

**Title 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION
Division 20 – Division of Learning Services
Chapter 100 – Office of Quality Schools**

PROPOSED RULE

5 CSR 20-100.290 Charter School Expedited Replication and Expansion Application Process

PURPOSE: This rule establishes the method for expediting the replication and expansion application process of a charter school into unaccredited districts, a metropolitan district, or an urban school district containing most of all of a home rule city with more than four hundred thousand (400,000) inhabitants and located in more than one (1) county. Participation is limited to charter schools that receive eighty-five percent (85%) or more of the total points for three (3) out of the last four (4) years on the annual performance report (APR). The expedited replication and expansion process serves to meet the allowance of such as stated in section 160.408, RSMo.

(1) For purposes of this rule, replicate and expand shall be defined as:

(A) *Replicate* means to open one (1) or more new charter Local Education Agencies (LEA) that is based on the charter school model for which the applicant has presented evidence of success; and

(B) *Expand* means to increase the number of available seats in an existing charter LEA.

AUTHORITY: sections 160.400 to 160.425 and 167.349, RSMo, Supp. 2016

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Department of Elementary and Secondary Education, ATTN: Educational Support Services, Office of Quality Schools, PO Box 480, Jefferson City, MO 65102-0480, or by email to webreplyimprcharter@dese.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.