## Proposed R277-470-12 amendment (not numbered appropriately below)

- A. A charter school that fails to meet any of the targets in its charter agreement shall be notified by the USOE within 30 days of review and may seek technical assistance to remedy the deficiency for up to 60 days.
- B. If the targets have not been met, or USOE has not received evidence of acceptable improvement, within 60 days, the State Charter School Board shall notify the school in writing of the specific targets the school did not meet. The charter school may have its MSP funds withheld until an acceptable corrective action plan is submitted to the State Charter School Board.
- C. The deadline to submit a corrective action plan to describe why a charter school failed to meet a target in its charter agreement, and to outline a course of action to correct the deficiency, is no later than 30 days following written notification from the State Charter School Board.
- D. Once a corrective action plan is accepted by the USOE, charter schools shall be monitored on a more frequent basis as determined by the USOE for a period not to exceed one calendar year. Monitoring may include the submission of additional documents, on-site visits, meetings with key school personnel and governing board members, or other monitoring practices as deemed appropriate.
- E. Following the monitoring cycle, charter schools failing to meet the targets as outlined in their charter agreement shall be subject to UCA 53A-1a-509(1)(b).
- F. A charter school may seek an extension of a deadline to ensure continuation of funding, and an opportunity to provide more accurate data in its corrective action plan, by submitting a written request to the USOE. The request shall be received by the USOE State Director of Charter Schools at least 24 hours before the specified deadline and include:
  - (1) The reason(s) why the extension is needed;
  - (2) The signatures of the charter school director and governing board chair; and
  - (3) The date by which the charter school shall submit the corrective action plan.
- G. In processing the request for extension, the USOE State Director of Charter Schools shall:
  - (1) Take into consideration the pattern of charter school compliance with reporting deadlines and consult with other USOE staff that has knowledge relevant to the situation of the charter school; and either
    - (i) Approve the request and allow the MSP fund transfer process to continue; or
    - (ii) Recommend denial of the request and forward it the USOE Deputy Superintendent for a final decision on whether to stop the MSP fund transfer process.

- H. If, after receiving an extension, the charter school fails to submit the corrective action plan by the approved date, the MSP fund transfer process shall be stopped to the following extent:
  - (1) 10% of the total monthly MSP transfer amount in the first month, 25% in the second month, and 50% in the third and subsequent months.
- I. If the USOE has stopped the MSP fund transfer process for a charter school, the USOE shall:
  - (1) Upon receipt of a late, acceptable corrective action plan from that charter school, restart the transfer process within the month (if the report is submitted by 10:00 a.m. on or before the tenth working day of the month) or in the following month (if the report is submitted after 10:00 a.m. on or after the tenth working day of the month); and
  - (2) Inform the State Charter School Board at its next regularly scheduled Board meeting.