

2025 -- H 6034

LC002345

STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2025

A N A C T

RELATING TO EDUCATION -- ESTABLISHMENT OF CHARTER PUBLIC SCHOOLS

Introduced By: Representatives Messier, Alzate, Fogarty, Kislak, Donovan, Shallcross
Smith, and Ajello

Date Introduced: March 07, 2025

Referred To: House Education

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 16-77-3.1 of the General Laws in Chapter 16-77 entitled
2 "Establishment of Charter Public Schools [See Title 16 Chapter 97 — The Rhode Island Board of
3 Education Act]" is hereby amended to read as follows:

4 **16-77-3.1. Legislative purpose.**

5 (a) The purpose of this chapter is to provide an alternative within the public education
6 system by offering opportunities for entities identified in § 16-77-2.1 to establish and maintain a
7 high performing public school program according to the terms of a charter. The key appeal of the
8 charter school concept is its promise of increased accountability for student achievement in
9 exchange for increased school autonomy.

10 (b) Charter public schools are intended to be vanguards, laboratories, and an expression of
11 the on-going and vital state interest in the improvement of education. Notwithstanding the
12 provisions of this section or any law to the contrary, a charter school shall be deemed to be a public
13 school acting under state law and subject to the Age Discrimination Act of 1975, 42 U.S.C. § 6101,
14 et seq., title VI of the Civil Rights Act of 1964, 42 U.S.C. § 2000d, et seq., title IX of the educational
15 amendments of 1972, 20 U.S.C. § 1681, et seq., § 794 of title 29, and part B of the Individuals With
16 Disabilities Education Act, 20 U.S.C. § 1411, et seq. All students and prospective students of a
17 charter school shall be deemed to be public school students, having all the same rights under federal
18 and Rhode Island law as students and prospective students at a non-chartered public school. These
19 charter public schools shall be vehicles for research and development in areas such as curriculum,

1 pedagogy, administration, materials, facilities, governance, parent relations and involvement,
2 social development, instructor's and administrator's responsibilities, working conditions, student
3 performance and fiscal accountability. It is the intent of the general assembly to create within the
4 public school system vehicles for innovative learning opportunities to be utilized and evaluated in
5 pilot projects. The provisions of this chapter are to be interpreted liberally to support the purposes
6 set forth in this chapter and to advance a renewed commitment by the state to the mission, goals,
7 and diversity of public education.

8 (c) It is the intent of the general assembly to provide opportunities for teachers, parents,
9 pupils, and community members to establish and maintain public schools that operate
10 independently as a method to accomplish all of the following:

11 (1) Improve pupil learning by creating schools with rigorous academic standards in all
12 basic areas of instruction for high pupil performance;

13 (2) Increase learning opportunities for all pupils, with special emphasis on expanded
14 learning experiences for pupils who are identified as educationally disadvantaged and at-risk;

15 (3) Encourage the use of innovative teaching methods;

16 (4) Create opportunities for teachers, including the opportunity to be responsible for the
17 learning program at the school site;

18 (5) Provide parents and pupils with expanded choices in the types of educational
19 opportunities that are available within the public school system;

20 (6) Hold the schools established under this chapter accountable for meeting publicly
21 promulgated, measurable, state and charter-based pupil academic results, and provide the schools
22 with a method to implement performance-based and/or other student-based accountability systems,
23 while providing a means to restrict the expansion of ineffective charter public schools; and

24 (7) Encourage parental and community involvement with public schools.

25 (d) No private or parochial schools shall be eligible for charter public school status, nor
26 shall a charter public school be affiliated in any way with a sectarian school or religious institution.
27 Any charter public school authorized by this chapter shall be nonsectarian and nonreligious in its
28 programs, admissions policies, employment practices, and all other operations. The board of
29 regents shall not approve a charter to a school whose overall operation or education program is
30 managed by a for profit entity.

31 (e) The commissioner is empowered to promulgate rules and regulations consistent with
32 this chapter, in conformance with chapter 35 of title 42, for the creation and operation of charter
33 public schools. These rules and regulations shall set forth the process for rescission of state approval
34 of a charter public school, including appropriate protections to ensure the continued provision of

1 education services to the students of the charter public school whose charter is rescinded.

2 (f) All charter public schools shall adhere to financial record keeping, reporting, auditing
3 requirements, and procedures as required by the Rhode Island department of education and in
4 accordance with federal and state laws and regulations.

5 (g) No more than thirty-five (35) charters shall be granted. No application for a new charter
6 school shall be granted after the effective date of this section if the proposed school is a network
7 charter school. No application for an expansion of an existing charter school shall be granted after
8 the effective date of this section if the proposed school expansion would create a network charter
9 school. At least one-half (½) of the total number of charter public schools in the state shall be
10 reserved for charter school applications which are designed to increase the educational
11 opportunities for at-risk pupils.

12 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF
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1 This act would provide that no new charter school application shall be granted, if the
2 proposed school is a network charter school or the expansion of an existing charter school would
3 create a network charter school.

4 This act would take effect upon passage.

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