



# SECTION I: BOARD OF EDUCATION POLICY 1270

## CHARTER SCHOOL PROPOSALS

### Introduction

The board may elect to sponsor a charter or non-statewide virtual charter school (“charter school”) to serve any combination of grades Pre-K through 12 within the geographical boundaries of the district if it appears that the proposed charter would provide valuable opportunities for student learning. Charter Schools sponsored by the district must be nonsectarian in all programs, including admission and employment practices. The board will not sponsor a charter school which is affiliated with a religious institution or private sectarian school.

If the charter contract is approved by both the district’s board of education and the governing board of the charter school, the charter school will be a fully recognized Oklahoma public school. The charter school will be able to serve as many students as specified in the charter contract.

Except as provided for in the Oklahoma Charter Schools Act, the charter school shall be exempt from all statutes and rules relating to schools, boards of education, and school districts, provided, however, that a charter school shall comply with all federal regulations and state and local rules and statutes relating to health, safety, civil rights, and insurance.

### District Responsibilities/Process

The administration will promptly review all charter school proposals which are submitted in accordance with this policy and the Oklahoma Charter Schools Act, OKLA. STAT. tit. 70 § 3-130 (“Act”). The Act is incorporated herein by reference. At the conclusion of the review, the superintendent or his/ her designee will prepare a written report which evaluates the proposal and makes a recommendation to the board regarding accepting or rejecting the proposed sponsorship.

The board shall wither accept or reject sponsorship of a proposed charter school within sixty (60) days of receipt of the proposal. If an application is rejected, nothing shall prohibit an applicant from submitting a revised application to the district which shall accept or reject the application within sixty (60) days of receipt of the application.

If the board recommends that an application be approved, the board will work cooperatively to develop a charter contract with the school. Once a contract is fully approved and executed, the district will monitor the charter school’s operation, including progress toward its goals and its fiscal operations. The district will also provide the Oklahoma State Department of Education a copy of the charter contract.

No charter school may begin serving students without a contract executed in accordance with the provisions of the Act and approved in an open meeting of the governing board of the district or the Statewide Charter School Board.

A district sponsoring a charter school which enters into a new or renewed contract on or after July 1, 2024 shall be required to complete training provided by the Statewide Charter School Board or



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organization approved by the Statewide Charter School Board on the oversight duties of the sponsoring district.

Beginning with the 2024-2025 school year, members of the board of a district sponsoring a charter school shall designate a representative from the board to complete an annual sponsor workshop requirement provided by the Statewide Charter School Board.

The board specifically retains all powers and duties granted to it by the Act.

### Applicant/Charter School Responsibilities/Process

Applicants must be familiar with the requirements of the Act and this policy and submit a charter school proposal which meets all necessary requirements. Applicants whose proposals are recommended for sponsorship must work cooperatively with the district's board to develop a charter contract.

The governing board of any approved charter school must work cooperatively with the district's board in accordance with the terms of the charter. This includes, but is not limited to providing information, documentation, and reports required by the Act or as requested by the district.

The governing board of the charter school shall notify the sponsoring district within ten (10) business days in the instance of any significant adverse actions, material findings of noncompliance, or pending actions, claims, or proceedings in this state relating to the charter school, or an educational management organization with which the charter school has a contract.

### Application and Charter Contract Development Process

All charter school applications must be received in the superintendent's office by September 1 (or the next workday if the superintendent's office is closed on September 1) for a proposal to begin the following school year.

All charter school applications must utilize the template provided by the board and meet any deadlines established by the board. Any application which does not provide all required information in the prescribed format will be rejected. Any applicant which does not comply with stated timelines will be rejected.

### Terms and Renewal

An initial charter contract approved on or after July 1, 2024 will be for a term of five (5) years. A charter contract may be renewed for up to ten (10) years of duration, or less, based on the performance, demonstrated capacities and particular circumstances of a charter school. Renewal proposals must be submitted before beginning the last contract year of operation as stated in an



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existing charter contract. A renewal proposal must contain, at a minimum:

- a complete progress report related to the charter school's existing goals and objectives, including student achievement;
- a list of newly defined or continuing goals through the entirety of the proposed renewal period;
- any improvements the charter school has implemented or planned;
- a complete financial statement;
- copies of all annual financial audits;
- any other evidence the charter school wishes to provide to support the renewal application;  
and
- any other information requested by the district.

Failure to meet the renewal deadline will waive the renewal option, although the charter school may submit a regular application as outlines in this policy and Oklahoma law.

Prior to the beginning of the final year of the charter contract, the district will issue a performance report and renewal guidance which summarizes the charter school's performance to date and outlines information regarding any issues which may negatively impact the charter school's renewal. The guidance will provide information about the specific criteria which will guide the district's decision related to renewal. All renewal decisions will be based on the criteria established by the Act.

If there are weaknesses, concerns, violations, or deficiencies, the sponsoring district may require a charter school to develop a corrective action plan and corresponding timeline to remedy any weakness, concerns, violations, or deficiencies. If the charter school does not substantially complete the corrective action plan, the sponsoring district may choose to revoke or not renew the charter contract pursuant to the Act.

### Termination

The board may terminate a charter contract during its term for any of the following reasons:

- failure to meet student performance requirements contained in the charter contract and performance framework;
- failure to meet the standards of fiscal management;
- violations of the law; or
- other good cause

The district's board will notify the charter school at least ninety (90) days prior to terminating a charter contract. If the charter school wishes to dispute the board's decision, the governing body must make a written request for an informal hearing within fourteen (14) days of receipt of the notice. If, after the hearing, the district's board still decides to terminate the charter contract, the charter school may pursue the remedies outlined in the Act to the extent legally permissible.



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If a charter contract is terminated or not renewed, the charter school will develop a transition team to work with the district to close the charter school on an orderly manner. This will include but not be limited to areas such as:

- transferring students, records, and school funds;
- regular communication with families, employees, and stakeholders;
- notifications pertinent to the closure; and
- general business related to the conclusion of the charter school's work

Regardless of the pending closure of any charter school, the charter school is required to continue to provide educational services pursuant to the terms of the charter for the duration of the school year in question.

### Teacher Rights

Teachers will not lose any salary or benefit status provided by law upon returning to the district after teaching at a district-sponsored charter school. A teacher who leaves the district to teach at a district-sponsored charter school will also be given employment preference if the teacher re-applies for employment with three (3) years after ending employment with the district, contingent upon the availability of an appropriate position.

Reference: OKLA. STAT. tit. 70, § 3-130, et. Seq.

~~A Proposal that the District act as the Sponsor of a Charter School shall utilize the Proposal requirements provided by the District. Requests for sponsorship which do not provide all of the information required by the District's Proposal requirements will be grounds for rejection of the Proposal.~~

~~In order to comply with all statutory time periods and other statutory requirements, and to allow for the completion of a Charter School Contract with successful applicants, all proposals must be submitted by February 1 for any applicant seeking to establish a charter school for the following school year.~~

~~All proposals that this District act as a Charter School Sponsor will be referred by the Board of Education to a Committee designated by the Board. The Committee will review each Proposal and make a report and recommendation to the Board.~~

~~The Board will either accept or reject sponsorship of a proposed Charter School within ninety (90) days of receipt of the Proposal. If the Board rejects the Proposal, the Board will notify the applicant in writing of the reasons for the rejection. The applicant may, but is not required to, timely submit a revised Proposal for reconsideration within thirty (30) days after the rejection. The Board will accept or reject any revised Proposal within thirty (30) days of its receipt. If the Proposal is accepted, the~~



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~~parties must enter into and execute a Charter School Contract within ten (10) business days of the date of the Board acceptance. Failure to enter into and execute a Charter School Contract within ten (10) business days after Board acceptance will result in the automatic rescission of the Board acceptance of the Proposal, and the applicant may seek mediation or binding arbitration, or both, as provided by the Oklahoma Charter Schools Act. If the Board rejects the revised Proposal, the applicant may also seek mediation or binding arbitration, or both, as provided by the Oklahoma Charter Schools Act.~~

~~If the Proposal is accepted and a Charter School Contract is fully executed, the Board shall notify the State Board of Education. The notice shall include a copy of the Charter of the Charter School.~~

Source:            *Broken Arrow Board of Education policy adoption, September 7, 1999.*  
                      *Broken Arrow Board of Education policy affirmed, July 13, 2009.*  
                      *Broken Arrow Board of Education policy reviewed & affirmed, February 27, 2012.*  
                      *Broken Arrow Board of Education policy revised, November 6, 2023.*