

SENATE BILL 834

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By: **Senator Currie**

Introduced and read first time: February 10, 2010

Assigned to: Education, Health, and Environmental Affairs

A BILL ENTITLED

1 AN ACT concerning

2 **Base Realignment and Closure – Public Charter Schools Located on a**
3 **Federal Military Base**

4 FOR the purpose of exempting certain public charter schools from certain admission
5 requirements; authorizing public charter schools subject to this Act to be open
6 to certain students on a certain basis and to certain other students under
7 certain circumstances; and generally relating to public charter schools located
8 on a federal military base.

9 BY repealing and reenacting, with amendments,
10 Article – Education
11 Section 9–102
12 Annotated Code of Maryland
13 (2008 Replacement Volume and 2009 Supplement)

14 BY adding to
15 Article – Education
16 Section 9–102.1
17 Annotated Code of Maryland
18 (2008 Replacement Volume and 2009 Supplement)

19 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
20 MARYLAND, That the Laws of Maryland read as follows:

21 **Article – Education**

22 9–102.

23 In this title, “public charter school” means a public school that:

24 (1) Is nonsectarian in all its programs, policies, and operations;

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



- 1 (2) Is a school to which parents choose to send their children;
- 2 (3) [Is] **EXCEPT AS PROVIDED IN § 9–102.1 OF THIS TITLE, IS** open
3 to all students on a space–available basis and admits students on a lottery basis if
4 more students apply than can be accommodated;
- 5 (4) Is a new public school or a conversion of an existing public school;
- 6 (5) Provides a program of elementary or secondary education or both;
- 7 (6) Operates in pursuit of a specific set of educational objectives;
- 8 (7) Is tuition–free;
- 9 (8) Is subject to federal and State laws prohibiting discrimination;
- 10 (9) Is in compliance with all applicable health and safety laws;
- 11 (10) Is in compliance with § 9–107 of this title;
- 12 (11) Operates under the supervision of the public chartering authority
13 from which its charter is granted and in accordance with its charter and, except as
14 provided in § 9–106 of this title, the provisions of law and regulation governing other
15 public schools;
- 16 (12) Requires students to be physically present on school premises for a
17 period of time substantially similar to that which other public school students spend
18 on school premises; and
- 19 (13) Is created in accordance with this title and the appropriate county
20 board policy.

21 **9–102.1.**

22 **A PUBLIC CHARTER SCHOOL THAT IS LOCATED ON PROPERTY WITHIN A**
23 **FEDERAL MILITARY BASE IN THE STATE SHALL BE OPEN TO STUDENTS WITH**
24 **PARENTS ASSIGNED TO THE BASE ON A LOTTERY BASIS AND, IF REMAINING**
25 **SPACE IS AVAILABLE, TO ALL OTHER STUDENTS ON A LOTTERY BASIS.**

26 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
27 July 1, 2010.