

**AMENDMENT TO THE AMENDMENT IN THE
NATURE OF A SUBSTITUTE TO H.R. 5
OFFERED BY M . _____**

In section 1111(c) of the Elementary and Secondary Education Act of 1965, as proposed to be amended by section 112 of the amendment—

(1) in paragraph (6), strike “and” at the end;

(2) in paragraph (7), strike the period at the end and insert “; and”; and

(3) add at the end the following:

1 “(8) any State educational agency with a char-
2 ter school law will support high-quality public char-
3 ter schools that receive funds under this title by—

4 “(A) ensuring the quality of the authorized
5 public chartering agencies in the State by es-
6 tablishing—

7 “(i) a system of periodic evaluation
8 and certification of public chartering agen-
9 cies using nationally-recognized profes-
10 sional standards; or

11 “(ii) a statewide, independent char-
12 tering agency that meets nationally-recog-
13 nized professional standards;

1 “(B) including in the procedure established
2 pursuant to subparagraph (A) requirements
3 for—

4 “(i) the annual filing and public re-
5 porting of independently audited financial
6 statements including disclosure of amount
7 and duration of any nonpublic financial
8 and in-kind contributions of support, by
9 each public chartering agency, for each
10 school authorized by such agency, and by
11 each local educational agency and the
12 State;

13 “(ii) the adoption and enforcement of
14 employee compensation and conflict of in-
15 terest guidelines for all schools authorized,
16 which shall include disclosure of executive
17 pay and affiliated parties with a financial
18 interest in the management, operations, or
19 contractual obligations of a charter school;
20 and

21 “(iii) a legally binding charter or per-
22 formance contract between each charter
23 school and the school’s authorized public
24 chartering agency that—

1 “(I) describes the rights, duties,
2 and remedies of the school and the
3 public chartering agency; and

4 “(II) for each student subgroup
5 described in subsection (b)(2)(B)(xii),
6 bases charter renewal and revocation
7 decisions on an agreed-to school ac-
8 countability plan which includes finan-
9 cial and organizational indicators,
10 with significant weight given to—

11 “(aa) multi-year goals set by
12 the State educational agency to
13 ensure that all students graduate
14 prepares to enter the workforce
15 or postsecondary education with-
16 out the need for remediation;

17 “(bb) ambitious but achiev-
18 able annual performance targets
19 set by the state educational agen-
20 cy, separately for each subgroup
21 of students described in sub-
22 section (b)(2)(B)(xii), in each
23 local educational agency for each
24 grade level and in English lan-
25 guage arts and math, that result

1 in the goals established in item
2 (aa) being achieved, and that expect accelerated academic gains
3 from subgroups with low academic achievement; and
4
5

6 “(cc) ambitious but achievable growth targets set by the
7 State education agency that—
8

9 “(AA) assist the State
10 in achieving the academic
11 achievement goals described
12 in item (aa); and

13 “(BB) include targets
14 that ensure all students, including subgroups of students
15 described in subsection (b)(2)(B)(xii), meet
16 a growth standards for a student who is achieving at
17 the on-target or advanced level of achievement not less
18 than the rate of academic growth necessary for the
19 student to remain at that
20 level of student achievement
21
22
23
24
25

1 for not less than 3 years,
2 and for a student who is
3 achieving at the catch-up
4 level of achievement, not less
5 than the rate of academic
6 growth necessary for the
7 student to achieve an on-tar-
8 get level of achievement
9 within 3 or 4 years, as de-
10 termined by the State; and

11 “(C) developing and implementing, in con-
12 sultation and coordination with local edu-
13 cational agencies, a system of intervention, rev-
14 ocation, or closure for charter schools and pub-
15 lic chartering agencies failing to meet the re-
16 quirements and standards described in subpara-
17 graphs (A) and (B), which, at a minimum pro-
18 vides for—

19 “(i) initial and regular review, no less
20 than once every 3 years, of each public
21 chartering agency; and

22 “(ii) intervention, revocation, or clo-
23 sure of any charter school identified for
24 school improvement under section 1116.”.

Strike section 1111(b)(3)(D) of the Elementary and Secondary Education Act of 1965, as proposed to be amended by section 112 of the amendment.

