**South Carolina General Assembly**

120th Session, 2013-2014

**A29, R40, H3087**

**STATUS INFORMATION**

General Bill

Sponsors: Reps. Merrill and Daning

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Introduced in the House on January 8, 2013

Introduced in the Senate on February 7, 2013

Last Amended on February 6, 2013

Passed by the General Assembly on May 15, 2013

Governor's Action: May 21, 2013, Signed

Summary: Charter schools located on a military base

**HISTORY OF LEGISLATIVE ACTIONS**

Date Body Action Description with journal page number

12/11/2012 House Prefiled

12/11/2012 House Referred to Committee on **Education and Public Works**

1/8/2013 House Introduced and read first time ([House Journal‑page 79](file:///h:\HJ%20Archive\2013\01-08-13.docx))

1/8/2013 House Referred to Committee on **Education and Public Works** ([House Journal‑page 79](file:///h:\HJ%20Archive\2013\01-08-13.docx))

1/31/2013 House Committee report: Favorable with amendment **Education and Public Works** ([House Journal‑page 5](file:///h:\HJ%20Archive\2013\01-31-13.docx))

2/6/2013 House Amended ([House Journal‑page 16](file:///h:\HJ%20Archive\2013\02-06-13.docx))

2/6/2013 House Read second time ([House Journal‑page 16](file:///h:\HJ%20Archive\2013\02-06-13.docx))

2/6/2013 House Roll call Yeas‑95 Nays‑0 ([House Journal‑page 18](file:///h:\HJ%20Archive\2013\02-06-13.docx))

2/7/2013 House Read third time and sent to Senate ([House Journal‑page 27](file:///h:\HJ%20Archive\2013\02-07-13.docx))

2/7/2013 House Roll call Yeas‑106 Nays‑0 ([House Journal‑page 27](file:///h:\HJ%20Archive\2013\02-07-13.docx))

2/7/2013 Senate Introduced and read first time ([Senate Journal‑page 3](file:///h:\SJ%20Archive\2013\02-07-13.docx))

2/7/2013 Senate Referred to Committee on **Education**

5/9/2013 Senate Committee report: Favorable **Education** ([Senate Journal‑page 4](file:///h:\SJ%20Archive\2013\05-09-13.docx))

5/14/2013 Senate Read second time ([Senate Journal‑page 10](file:///h:\SJ%20Archive\2013\05-14-13.docx))

5/14/2013 Senate Roll call Ayes‑33 Nays‑0 ([Senate Journal‑page 10](file:///h:\SJ%20Archive\2013\05-14-13.docx))

5/15/2013 Senate Read third time and enrolled ([Senate Journal‑page 10](file:///h:\SJ%20Archive\2013\05-15-13.docx))

5/15/2013 Ratified R 40

5/21/2013 Signed By Governor

5/23/2013 Effective date 05/21/13

5/28/2013 Act No. 29

**VERSIONS OF THIS BILL**

[12/11/2012](file:///p:\pprever\2013-14\3087_20121211.docx)

[1/31/2013](file:///p:\pprever\2013-14\3087_20130131.docx)

[2/6/2013](file:///p:\pprever\2013-14\3087_20130206.docx)

[5/9/2013](file:///p:\pprever\2013-14\3087_20130509.docx)

(A29, R40, H3087)

**AN ACT** **TO AMEND SECTION 59‑40‑50, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO VARIOUS REQUIREMENTS, POWERS, AND DUTIES OF CHARTER SCHOOLS, SO AS TO PROVIDE A PUBLIC CHARTER SCHOOL SHALL ALLOW ENROLLMENT PREFERENCE TO RETURNING STUDENTS AND THAT THESE RETURNING STUDENTS MAY NOT ENTER A LOTTERY FOR CHARTER SCHOOL ENROLLMENT, AND TO PROVIDE THAT A CHARTER SCHOOL LOCATED ON A FEDERAL MILITARY INSTALLATION OR BASE WHERE THE APPROPRIATE AUTHORITIES HAVE MADE BUILDINGS, FACILITIES, AND GROUNDS ON THE INSTALLATION OR BASE AVAILABLE FOR USE BY THE CHARTER SCHOOL AS ITS PRINCIPAL LOCATION ALSO MAY GIVE ENROLLMENT PRIORITY TO OTHERWISE ELIGIBLE STUDENTS WHO ARE DEPENDENTS OF MILITARY PERSONNEL LIVING IN MILITARY HOUSING ON THE BASE OR INSTALLATION OR WHO ARE CURRENTLY STATIONED AT THE BASE OR INSTALLATION NOT TO EXCEED FIFTY PERCENT OF THE TOTAL ENROLLMENT OF THE CHARTER SCHOOL.**

Be it enacted by the General Assembly of the State of South Carolina:

**Charter school powers and duties**

SECTION 1. Section 59‑40‑50(B)(8) of the 1976 Code, as last amended by Act 164 of 2012, is further amended to read:

“(8) not limit or deny admission or show preference in admission decisions to any individual or group of individuals, except in the case of an application to create a single gender charter school, in which case gender may be the only reason to show preference or deny admission to the school; a charter school may give enrollment priority to a sibling of a pupil currently enrolled and attending, or who, within the last six years, attended the school for at least one complete academic year. A public charter school shall give enrollment preference to students enrolled in the public charter school the previous school year. An enrollment preference for returning students excludes those students from entering into a lottery. A charter school also may give priority to children of a charter school employee and children of the charter committee, if priority enrollment for children of employees and of the charter committee does not constitute more than twenty percent of the enrollment of the charter school. In addition, a charter school located on a federal military installation or base where the appropriate authorities have made buildings, facilities, and grounds on the installation or base available for use by the charter school as its principal location also may give enrollment priority to otherwise eligible students who are dependents of military personnel living in military housing on the base or installation or who are currently stationed at the base or installation not to exceed fifty percent of the total enrollment of the charter school. This priority is in addition to the other priorities provided by this item, but no child may be counted more than once for purposes of determining the percentage makeup of each priority;”

**Time effective**

SECTION 2. This act takes effect upon approval by the Governor.

Ratified the 15th day of May, 2013.

Approved the 21st day of May, 2013.

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