

APPEALS PROCESS

R277-481-8(c)





Criteria

- An operating charter school
- A charter school that has been recommended for approval to the Utah State Board of Education (Board)
- A charter school applicant that has met State Charter School Board (SCSB) requirements for review by the full SCSB

-SCSB administrative decisions

-SCSB recommendations to the Board





The following administrative decisions may be appealed to the Board:

- (1) termination of a charter
- (2) denial of proposed amendments to charter agreement
- (3) denial or withholding of funds from charter school governing boards
- (4) denial of a charter





Process

- The SCSB, via staff, notifies the school, in writing, of the administrative action
- The rights and timeline are provided in the written notification



Timeline

- **14 days** after the action
 - Charter school may submit a written appeal to the State Superintendent.
- Within **45 days** of receipt of written appeal
 - Hearing will be held if the Superintendent and Board Leadership determine that the appeal is appropriate.
- **10 days** after hearing
 - Hearing panel shall make written findings and provide an appeal recommendation to the Board.
- **Next** regularly scheduled USBE **meeting**
 - The Board shall take action on the hearing report findings.



Fine print

- The recommendation of the SCSB shall be in place pending the conclusion of the appeals process
 - Unless the Superintendent determines that the recommendation or failure to act presents a serious threat to students or an imminent threat to public property or resources
- All parties shall work to schedule and conclude hearings as fairly and expeditiously as possible
- The Board's acceptance or rejection of the hearing report is the final administrative action on the issue

