



126th MAINE LEGISLATURE

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Legislative Document

No. 671

H.P. 463

House of Representatives, February 26, 2013

**An Act To Protect Charter Schools by Requiring Them To Be
Operated as Nonprofit Organizations**

Reference to the Committee on Education and Cultural Affairs suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative DAUGHTRY of Brunswick.
Cosponsored by Senator MILLETT of Cumberland and
Representatives: BERRY of Bowdoinham, HUBBELL of Bar Harbor, JORGENSEN of
Portland, KRUGER of Thomaston, MacDONALD of Boothbay, MASON of Topsham,
MOONEN of Portland, RUSSELL of Portland.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 20-A MRSA §2401, sub-§9, ¶¶F and G,** as enacted by PL 2011, c. 414,
3 §5, are amended to read:

4 F. Operates in pursuit of a specific set of educational objectives as defined in its
5 charter contract; ~~and~~

6 G. Operates under the oversight of the authorizer from which its charter contract is
7 granted and in accordance with its charter contract; and

8 **Sec. 2. 20-A MRSA §2401, sub-§9, ¶H** is enacted to read:

9 H. Operates as a nonprofit organization.

10 **Sec. 3. 20-A MRSA §2401, sub-§11,** as enacted by PL 2011, c. 414, §5, is
11 amended to read:

12 **11. Virtual public charter school.** "Virtual public charter school" means a public
13 charter school that offers education services predominantly through an online program
14 and operates as a nonprofit organization.

15 **SUMMARY**

16 This bill requires that public charter schools and virtual public charter schools
17 established in this State be operated as nonprofit organizations.