

**HOUSE . . . . . No. 465**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act relative to charter schools..

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 SECTION 1. Section 89 of Chapter 71 of the Massachusetts General Laws, as appearing  
2 in the 2002 Official Edition is hereby amended by striking out the third and fourth sentences in  
3 subsection (i) and inserting in place thereof the following:

4 (i) In any fiscal year, a public school district’s total charter school tuition payment  
5 to the commonwealth’s charter schools shall not exceed nine per cent of said district’s net school  
6 spending; provided, however, that a public school district’s total charter tuition payment to the  
7 commonwealth’s charter schools may equal twenty per cent of said district’s net school spending  
8 if the board determines the MCAS scores for a school district place said district in the lowest ten  
9 percent of all statewide MCAS test performance scores for two consecutive years. The board  
10 shall not approve additional applications for any new charter schools in these designated school  
11 districts if the district’s MCAS scores rise above the bottom ten per cent of all statewide MCAS  
12 scores for any two consecutive years after said determination is made by the board. The  
13 commonwealth shall incur charter school tuition payments for siblings attending commonwealth

- 14 charter schools to the extent that their attendance would otherwise cause said school district's
- 15 charter tuition payments to exceed nine per cent of said school district's net school spending.