

Revocation of Charter Policy
Adopted March 3, 2017

1. Commission staff may recommend revocation of a charter for the following reasons:
 - One or more material violations of any of the charter agreement.
 - Failure to meet requirements for student performance as outlined in performance contract or failure to meet any performance standard set forth in the written charter.
 - Failure to meet generally accepted standards of fiscal management or audit requirements.
 - Violation of any provision of law from which the charter school has not been exempted, including federal laws and regulations governing children with disabilities.
 - Conviction of fraud.

2. Whenever the Commission staff has reason to believe that a charter contract should be revoked, the Commission staff shall notify the charter contract holder in writing of the prospect of revocation. The notification shall be served by registered or certified mail with return receipt requested and shall include the following:
 - The reason why revocation is contemplated
 - The date by which the charter contract holder shall respond, which shall be not less than thirty (30) days from the date of the notification
 - A statement that the charter contract holder may, in its response, request an administrative hearing or waive their right to a hearing

3. If the charter contract holder waives their rights to a hearing, the charter school holder also waives any and all rights to appeal to the State Board of Education as outlined in RSMo 160.405.8 (4). The Commission's vote on the recommendation to revoke is final.

4. If the charter contract holder pursues an administrative hearing pursuant to Missouri State Statute 160.405.8.(4) the Missouri Charter Public School Commission procedures to conduct administrative hearing are as follows:
 - a. The chair of the Commission will set a date for an administrative hearing. The date, time and place of the hearing will take place no less than 15 days from the date of written notification.
 - b. The hearing will be posted and held according to Missouri's Open Meeting Laws.
 - c. The staff of the Commission will provide evidence, based on one or more reasons outlined in section 1. of this policy.
 - d. The charter school may be represented by legal counsel, present evidence, and call witnesses, however, the Commission may exclude irrelevant or unduly repetitious evidence.
 - e. The hearing shall be recorded.

5. The Commission will make a final decision in closed session, within thirty (30) days of the hearing. The Commission will notify the charter contract holder in writing, served by registered or certified mail with return receipt requested, of its final decision. Notification of the decision shall be simultaneously transmitted to the State Board of Education. If after the administrative hearing the decision made by the Commission is to revoke, the charter school holder may appeal the Commission's decision to the State Board of Education.
6. A majority of Commissioner's present is required for revocation.